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1 *~~1922/5.20~~* **SECTION 2015.** 106.12 (3) of the statutes is created to read:

2 106.12 (3) EXECUTIVE DIRECTOR. The governor shall appoint an executive
3 director of the board outside the classified service to serve at the pleasure of the
4 governor. The executive director shall be in charge of the board's administrative
5 functions.

6 *~~1922/5.21~~* **SECTION 2016.** 106.13 (title) of the statutes is amended to read:

7 **106.13 (title) Youth apprenticeship and, school-to-work technical**
8 **college study grant and work-based learning programs.**

9 *~~1922/5.22~~* **SECTION 2017.** 106.13 (1) of the statutes is amended to read:

10 106.13 (1) The ~~department~~ board shall provide a youth apprenticeship
11 program ~~and that includes the grant programs under subs. (3m) and (4), a~~
12 ~~school-to-work program in accordance with 20 USC 6101 to 6251, that includes the~~
13 ~~school-to-work program for children at risk under sub. (4m), a technical college~~
14 ~~study grant program as described in sub. (4g) and, for youths who are eligible to~~
15 ~~receive temporary assistance for needy families under 42 USC 601 to 619, a~~
16 ~~work-based learning program.~~

17 *~~1922/5.23~~* **SECTION 2018.** 106.13 (2) of the statutes is amended to read:

18 106.13 (2) The governor's council on workforce excellence, the technical college
19 system board and the department of public instruction shall assist the ~~department~~
20 ~~of workforce development~~ board in providing the youth apprenticeship program ~~and,~~
21 ~~the school-to-work program, the technical college study grant program and the~~
22 ~~work-based learning program~~ under sub. (1).

23 *~~1922/5.24~~* **SECTION 2019.** 106.13 (2m) of the statutes is renumbered 106.13

24 (2m) (a) and amended to read:

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1 106.13 (2m) (a) ~~After reviewing the recommendations of the governor's council~~
2 ~~on workforce excellence under s. 106.115 (2) (c), the department~~ The board shall
3 approve occupations, and maintain a list of approved occupations, for the youth
4 apprenticeship program, shall approve the curricula developed under par. (b) for
5 youth apprenticeship programs for those approved occupations and shall approve
6 statewide skill standards for the school-to-work program.

7 (b) From the appropriation under s. ~~20.445 (1) (ev)~~ 20.292 (1) (m), the
8 ~~department shall~~ technical college system board shall expend not more than
9 \$125,000 in each fiscal year to develop curricula for youth apprenticeship programs
10 for occupations approved under this subsection par. (a). In developing that curricula,
11 the technical college system board shall consult with the governor's work-based
12 learning board.

13 *~~1922/5.25~~* **SECTION 2020.** 106.13 (3m) of the statutes is created to read:

14 106.13 (3m) (a) In this subsection, "local partnership" means one or more
15 school districts, or any combination of one or more school districts, other public
16 agencies, as defined in sub. (4) (a) 2., nonprofit organizations, as defined in sub. (4)
17 (a) 1., individuals or other persons, who have agreed to be responsible for
18 implementing and coordinating a local youth apprenticeship program.

19 (b) From the appropriation under s. 20.445 (7) (b), the board shall award grants
20 to applying local partnerships for the implementation and coordination of local youth
21 apprenticeship programs. A local partnership shall include in its grant application
22 the identity of each public agency, nonprofit organization, individual and other
23 person who is a participant in the local partnership, a plan to accomplish the
24 implementation and coordination activities specified in subds. 1. to 6. and the
25 identity of a fiscal agent who shall be responsible for receiving, managing and

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1 accounting for the grant moneys received under this paragraph. A local partnership
2 that is awarded a grant under this paragraph may use the grant moneys awarded
3 for any of the following implementation and coordination activities:

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

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

8 3. Coordinating youth apprenticeship training activities within participating
9 school districts and among participating school districts, postsecondary institutions
10 and employers.

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

14 5. Assisting employers in identifying and training workplace mentors and
15 matching youth apprentices and mentors.

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

18 ***-1922/5.26* SECTION 2021.** 106.13 (4) (b) of the statutes is amended to read:

19 106.13 (4) (b) From the appropriation under s. 20.445 ~~(1)~~ (7) (em), the
20 ~~department~~ board may award a grant to a public agency or a nonprofit organization,
21 or to an employer that is responsible for the on-the-job training and supervision of
22 a youth apprentice. A public agency or non-profit organization that receives a grant
23 under this subsection shall use the funds awarded under the grant to award training
24 grants to employers that provide on-the-job training and supervision for youth
25 apprentices. Subject to par. (c), a training grant provided under this subsection may

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1 be awarded to an employer for each youth apprentice who receives at least 180 hours
2 of paid on-the-job training from the employer during a school year, as defined in s.
3 115.001 (13). The amount of a training grant may not exceed \$500 per youth
4 apprentice per school year. A training grant may not be awarded for any specific
5 youth apprentice for more than 2 school years.

6 ***-1922/5.27* SECTION 2022.** 106.13 (4) (c) of the statutes is amended to read:

7 106.13 (4) (c) Notwithstanding par. (b), the department board may award a
8 training grant under this subsection to an employer that provides less than 180
9 hours of paid on-the-job training for a youth apprentice during a school year, as
10 defined in s. 115.001 (13), if the department board determines that it would be
11 beneficial for the youth apprentice to receive on-the-job training from more than one
12 employer.

13 ***-1922/5.28* SECTION 2023.** 106.13 (4g) of the statutes is created to read:

14 106.13 (4g) (a) From the appropriation under s. 20.445 (7) (c), the board may
15 award study grants to high school graduates who meet or exceed a grade point
16 average determined by the board and who enroll full-time in a technical college
17 district school under ch. 38 within one year after graduation from high school.

18 (b) The board shall establish requirements, including a minimum grade point
19 average requirement, that a student must meet to be eligible to receive a study grant
20 under par. (a). Notwithstanding sub. (5), those requirements need not be
21 promulgated as rules.

22 ***-1922/5.29* SECTION 2024.** 106.13 (5) of the statutes is amended to read:

23 106.13 (5) The department board shall promulgate rules to administer this
24 section.

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1 ***-1922/5.30* SECTION 2025.** 106.14 (1) of the statutes, as affected by 1997
2 Wisconsin Act 27, section 2679, is amended to read:

3 106.14 (1) ~~The department~~ From the appropriation under s. 20.445 (7) (g), the
4 board may award grants to nonprofit corporations and public agencies for the
5 provision of career counseling centers throughout the state.

6 ***-1922/5.31* SECTION 2026.** 106.14 (3) of the statutes is amended to read:

7 106.14 (3) Any nonprofit corporation or public agency may apply for a grant to
8 operate a career counseling center under this section. ~~The department~~ board shall
9 review the applications submitted under this subsection according to procedures and
10 criteria established by the ~~department~~ board.

11 ***-1922/5.32* SECTION 2027.** 106.14 (4) of the statutes is amended to read:

12 106.14 (4) Amounts awarded under sub. (3) may be paid in instalments and
13 shall range from 25% to 75% of the total cost of operating the career counseling
14 center, except that after 3 years of receiving grant funds under this section a grant
15 recipient may receive no more than 50% of the total cost of operating the career
16 counseling center. ~~The department~~ board shall require the grant recipient to provide
17 the remaining percentage share of the total project cost.

18 ***-1186/4.39* SECTION 2028.** 106.18 of the statutes is repealed.

19 ***-0502/2.1* SECTION 2029.** 106.215 (10) (g) 1. of the statutes is amended to
20 read:

21 106.215 (10) (g) 1. A person who is employed as a corps enrollee for a 6-month
22 to one-year period of continuous employment, as determined by standards adopted
23 by the board, and who receives a satisfactory employment evaluation upon
24 termination of employment is entitled to an incentive payment of \$500 prorated in
25 the same proportion as the number of hours of employment completed by that person

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1 bears to 2,080 hours or an education voucher that is worth at least double the
2 monetary value of the prorated incentive payment, but not more than ~~\$2,600~~ \$2,800
3 prorated in the same proportion as the number of hours of employment completed
4 by that person bears to 2,080 hours. No corps enrollee may receive more than 2
5 incentive payments or 4 education vouchers.

6 ***-1922/5.33* SECTION 2030.** 108.20 (2m) of the statutes, as affected by 1997
7 Wisconsin Act 39, section 146, is amended to read:

8 108.20 (2m) From the moneys not appropriated under s. 20.445 (1) (ge), (gf) and
9 (gg) which are received by the administrative account as interest and penalties
10 under this chapter, the department shall pay the benefits chargeable to the
11 administrative account under s. 108.07 (5) and the interest payable to employers
12 under s. 108.17 (3m) and may pay interest due on advances to the unemployment
13 reserve fund from the federal unemployment account under title XII of the social
14 security act, 42 USC 1321 to 1324, may make payments to satisfy a federal audit
15 exception concerning a payment from the fund or any federal aid disallowance
16 involving the unemployment insurance program, or may make payments to the fund
17 if such action is necessary to obtain a lower interest rate or deferral of interest
18 payments on advances from the federal unemployment account under title XII of the
19 social security act or may transfer moneys from the appropriation account under s.
20 20.445 (1) (gd) to the appropriation under s. 20.445 (7) (k) for the payment of career
21 counseling center grants under s. 106.14, except that any interest earned pending
22 disbursement of federal employment security grants under s. 20.445 (1) (n) shall be
23 credited to the general fund. Any moneys reverting to the administrative account
24 from the appropriations under s. 20.445 (1) (ge) and (gf) shall be utilized as provided
25 in this subsection.

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1 ***-0797/2.3*** SECTION 2031. 110.07 (1) (a) (intro.) of the statutes is amended to
2 read:

3 110.07 (1) (a) (intro.) The secretary shall employ not ~~to exceed 385~~ more than
4 400 traffic officers. ~~Such~~ The state traffic patrol consists of the traffic officers, in
5 ~~addition to~~ the person designated to head them whose position shall be in the
6 classified service, ~~shall constitute the~~ and, if certified under s. 165.85 (4) (b) 1. as
7 qualified to be a law enforcement officer, the division administrator who is counted
8 under s. 230.08 (2) (e) 12. and whose duties include supervising the state traffic
9 patrol. The division administrator may not be counted under this paragraph.
10 Members of the state traffic patrol, and shall:

11 ***-0797/2.4*** SECTION 2032. 110.07 (6) of the statutes is created to read:

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

16 ***-0577/3.2*** SECTION 2033. 111.09 (2m) of the statutes is created to read:

17 111.09 (2m) The commission shall assess and collect a fee from any party who
18 requests that the commission assemble a panel of individuals who are not members
19 or employes of the commission to act as an arbitrator to resolve a dispute involving
20 the interpretation or application of a collective bargaining agreement under s.
21 111.10. Any fee assessed and collected under this subsection shall be in addition to
22 any fee assessed and collected under sub. (2). The commission shall promulgate rules
23 establishing a schedule of fees to be paid under this subsection. Fees required to be
24 paid under this subsection shall be paid at the time of filing the request and any such
25 request may not be considered filed until the date that the fee is paid. Fees collected

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1 under this subsection shall be credited to the appropriation account under s. 20.425
2 (1) (h).

3 ***-0030/2.117* SECTION 2034.** 111.70 (1) (j) of the statutes is amended to read:

4 111.70 (1) (j) “Municipal employer” means any city, county, village, town,
5 metropolitan sewerage district, school district, family care district or any other
6 political subdivision of the state ~~which~~ that engages the services of an employe and
7 includes any person acting on behalf of a municipal employer within the scope of the
8 person’s authority, express or implied.

9 ***-1356/5.1* SECTION 2035.** 111.70 (4) (m) (title), 1., 2. and 4. of the statutes are
10 amended to read:

11 111.70 (4) (m) (title) *Prohibited subjects of bargaining; school districts.*

12 1. Reassignment of municipal employes ~~who perform services for a board of~~
13 ~~school directors under ch. 119~~, with or without regard to seniority, as a result of a
14 decision of the ~~board of school directors~~ municipal employer to contract with ~~an~~
15 ~~individual or group~~ a person to operate a school as a charter school, as defined in s.
16 115.001 (1), or to convert a school to a charter school, or the impact of any such
17 reassignment on the wages, hours or conditions of employment of the municipal
18 employes who perform those services.

19 2. Reassignment of municipal employes ~~who perform services for a board of~~
20 ~~school directors~~, with or without regard to seniority, as a result of the decision of the
21 ~~board~~ municipal employer to close or reopen a school under s. ~~119.18 (23)~~ 118.36, or
22 the impact of any such reassignment on the wages, hours or conditions of
23 employment of the municipal employes who perform those services.

24 4. Any decision of a ~~board of school directors~~ municipal employer to contract
25 with a school or agency to provide educational programs under s. ~~119.235~~ 118.37, or

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1 the impact of any such decision on the wages, hours or conditions of employment of
2 the municipal employes who perform services for the ~~board~~ municipal employer.

3 ***-0577/3.3* SECTION 2036.** 111.71 (2m) of the statutes is created to read:

4 111.71 (2m) The commission shall assess and collect a fee from any party who
5 requests that the commission assemble a panel of individuals who are not members
6 or employes of the commission to act as an arbitrator to resolve a dispute involving
7 the interpretation or application of a collective bargaining agreement under s. 111.70
8 (4) (c) 2. or (cm) 4. Any fee assessed and collected under this subsection shall be in
9 addition to any fee assessed and collected under sub. (2). The commission shall
10 promulgate rules establishing a schedule of fees to be paid under this subsection.
11 Fees required to be paid under this subsection shall be paid at the time of filing the
12 request and any such request may not be considered filed until the date that the fee
13 is paid. Fees collected under this subsection shall be credited to the appropriation
14 account under s. 20.425 (1) (h).

15 ***-2077/1.1* SECTION 2037.** 111.91 (2) (r) of the statutes is created to read:

16 111.91 (2) (r) The requirements related to offering point-of-service coverage
17 under s. 609.23.

18 ***-0577/3.4* SECTION 2038.** 111.94 (2m) of the statutes is created to read:

19 111.94 (2m) The commission shall assess and collect a fee from any party who
20 requests that the commission assemble a panel of individuals who are not members
21 or employes of the commission to act as an arbitrator to resolve a dispute involving
22 the interpretation or application of a collective bargaining agreement under s.
23 111.86. Any fee assessed and collected under this subsection shall be in addition to
24 any fee assessed and collected under sub. (2). The commission shall promulgate rules
25 establishing a schedule of fees to be paid under this subsection. Fees required to be

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1 paid under this subsection shall be paid at the time of filing the request and any such
2 request may not be considered filed until the date that the fee is paid. Fees collected
3 under this subsection shall be credited to the appropriation account under s. 20.425
4 (1) (h).

5 ***-0597/1.3* SECTION 2039.** 114.20 (11) of the statutes is amended to read:

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

12 ***-0674/1.3* SECTION 2040.** 115.28 (24) of the statutes is amended to read:

13 115.28 (24) PRIORITY IN AWARDING GRANTS. Give priority in awarding grants to
14 local community organizations under sub. (21) and to school boards under ss. 115.36
15 and ~~115.362~~ 115.361, and in awarding grants from federal funds received under 20
16 USC 2301 to 2471, 20 USC 4601 to 4665 and 29 USC 1602 (b) (1), to programs that
17 provide more than one of the educational services specified under sub. (21), s. 115.36,
18 ~~115.362~~ 115.361, 115.915, 118.01 (2) (d) 7. or 8. or 118.153 or 20 USC 2301 to 2471,
19 20 USC 4601 to 4665 or 29 USC 1602 (b) (1).

20 ***-1579/1.1* SECTION 2041.** 115.28 (25) of the statutes is created to read:

21 115.28 (25) SCHOOL TECHNOLOGY RESOURCE GRANTS. Consult with the technology
22 for educational achievement in Wisconsin board before awarding school technology
23 resource grants under 20 USC 6842.

24 ***-0674/1.4* SECTION 2042.** 115.28 (39) of the statutes is amended to read:

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1 115.28 **(39)** ALCOHOL AND OTHER DRUG ABUSE REPORT. By July 1, 1998, and
2 biennially by July 1 thereafter, evaluate the effectiveness of the programs under ss.
3 115.36, and 115.361 ~~and 115.362~~ and submit a report to the legislature under s.
4 13.172 (2). To satisfy this reporting requirement as it pertains to s. 115.361, the
5 department may incorporate into the report under this subsection the report
6 required under s. 115.361 ~~(7)~~(e) (2).

7 ***-0273/1.9*** SECTION 2043. 115.355 of the statutes is amended to read:

8 **115.355 Assistance to schools for instruction on adoption.** The
9 department shall annually and upon request disseminate to appropriate public
10 school staff information about materials and services available through the state
11 adoption center under s. ~~48.551~~ 48.55 which may serve as resources for instruction
12 on adoption for pupils in grades kindergarten through 12.

13 ***-1265/7.21*** SECTION 2044. 115.36 (3) (a) (intro.) of the statutes is amended
14 to read:

15 115.36 **(3)** (a) (intro.) The department shall, from the appropriation under s.
16 20.255 (2) ~~(g)~~ (kd), fund school district projects designed to assist minors
17 experiencing problems resulting from the use of alcohol or other drugs or to prevent
18 alcohol or other drug abuse by minors. The department shall:

19 ***-0674/1.5*** SECTION 2045. 115.361 of the statutes is repealed and recreated
20 to read:

21 **115.361 Alcohol and other drug abuse prevention and intervention**
22 **programs.** (1) A school board may apply to the department for a grant to fund an
23 alcohol and other drug abuse prevention and intervention program. The department
24 shall pay grants awarded under this section from the appropriation under s. 20.255
25 (2) (dm) and shall promulgate rules to implement and administer this section.

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

5 ***-1569/4.2*** **SECTION 2046.** 115.3615 of the statutes is amended to read:

6 **115.3615 Head start supplement.** From the appropriation under s. 20.255
7 (2) ~~(eh)~~ (kh), the state superintendent shall distribute funds to agencies determined
8 by the state superintendent to be eligible for designation as head start agencies
9 under 42 USC 9836 to provide comprehensive health, educational, nutritional, social
10 and other services to economically disadvantaged children and their families. The
11 state superintendent shall distribute the funds in a manner consistent with 42 USC
12 9831 to 9852 except that there is no matching fund requirement. The state
13 superintendent shall give preference in funding under this section to ~~an agency that~~
14 is agencies that are receiving federal funds under 42 USC 9831 to 9852 and to
15 agencies that operate full-time or early head start programs. Funds distributed
16 under this section may be used to match available federal funds under 42 USC 9831
17 to 9852 only if the funds are used to secure additional federal funds for the purposes
18 under this section.

19 ***-0674/1.6*** **SECTION 2047.** 115.362 of the statutes is repealed.

20 ***-1977/2.2*** **SECTION 2048.** 115.363 of the statutes is created to read:

21 **115.363 Smoking prevention programs.** (1) The department shall award
22 grants to school districts for smoking prevention programs in grades kindergarten
23 to 8.

24 (2) The department shall award grants under this section from the
25 appropriation under s. 20.255 (2) (c). No grant may exceed \$10,000.

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1 (3) The department shall promulgate rules to implement and administer this
2 section.

3 *~~2038/1.2~~* **SECTION 2049.** 115.406 of the statutes is created to read:

4 **115.406 Grant program for staff development.** (1) From the
5 appropriation under s. 20.255 (2) (fL), the state superintendent shall award grants
6 for staff development to school districts, cooperative educational service agencies
7 and other persons.

8 (2) The state superintendent shall promulgate rules to implement and
9 administer this section, including rules concerning eligibility requirements, the
10 amounts of the grants that may be awarded and the uses to which the grants may
11 be put.

12 *~~1380/2.1~~* **SECTION 2050.** 115.42 (1) (a) (intro.) of the statutes is amended to
13 read:

14 115.42 (1) (a) (intro.) ~~In the 1999–2000 school year the~~ The department shall
15 award a \$2,000 grant to any person who satisfies all of the following requirements:

16 *~~1380/2.2~~* **SECTION 2051.** 115.42 (1) (a) 1. of the statutes is amended to read:

17 115.42 (1) (a) 1. The person is certified by the National Board for Professional
18 Teaching Standards ~~before July 1, 2000.~~

19 *~~1380/2.3~~* **SECTION 2052.** 115.42 (1) (b) of the statutes is created to read:

20 115.42 (1) (b) The department shall award the grant under this subsection in
21 the school year in which the person is certified under par. (a) 1.

22 *~~1380/2.4~~* **SECTION 2053.** 115.42 (2) (intro.) of the statutes is amended to
23 read:

24 115.42 (2) (intro.) ~~In the 2000–01 school year the~~ The department shall award
25 a \$2,500 grant to each person who received a grant under sub. (1) in each of the 9

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1 school years following the school year in which he or she received the grant if the
2 person satisfies all of the following requirements:

3 ***-0976/4.3* SECTION 2054.** 115.75 (1) (a) of the statutes is amended to read:

4 115.75 (1) (a) Subject to the requirements of par. (b), each alternative school
5 operating an American Indian language and culture education program under this
6 subchapter shall receive state aid, from the appropriation under s. 20.255 (2) ~~(ei)~~
7 (km), in an amount equal to ~~\$185~~ \$200 for each pupil who has completed the fall
8 semester in the program.

9 ***-0976/4.4* SECTION 2055.** 115.75 (3) of the statutes is amended to read:

10 115.75 (3) If the appropriation under s. 20.255 (2) ~~(ei)~~ (km) in any year is
11 insufficient to pay the full amount of aid under this section, state aid payments shall
12 be prorated among the alternative schools entitled to such aid.

13 ***-2105/1.36* SECTION 2056.** 115.81 (9) (c) of the statutes is amended to read:

14 115.81 (9) (c) Notwithstanding ss. 48.345, 48.363, 48.427 (3), 767.24 (3), 880.12,
15 880.15, 938.183, 938.34 (4), (4d), (4h), (4m) and (4n), 938.345, 938.357 (4) and
16 938.363, a surrogate parent has the authority to act as the child's parent in all
17 matters relating to this subchapter.

18 ***-1859/2.2* SECTION 2057.** 115.88 (1m) (a) of the statutes is amended to read:

19 115.88 (1m) (a) If, upon receipt of the plan under s. 115.77 (4), the state
20 superintendent is satisfied that the special education program has been maintained
21 during the preceding school year in accordance with law, the state superintendent
22 shall certify to the department of administration in favor of each county, cooperative
23 educational service agency and school district maintaining such special education
24 program a sum equal to ~~63%~~ of the amount expended by the county, agency and
25 school district during the preceding year for salaries of personnel enumerated in sub.

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1 (1), including the salary portion of any authorized contract for physical or
2 occupational therapy services, ~~except as provided in par. (b),~~ and other expenses
3 approved by the state superintendent. ~~The department of administration shall pay~~
4 ~~such amounts to the county, agency and school district~~ as costs eligible for
5 reimbursement from the appropriation under s. 20.255 (2) (b).

6 *~~1724/2.1~~* **SECTION 2058.** 115.88 (1m) (am) of the statutes is created to read:

7 115.88 (1m) (am) If the operator of a charter school established under s. 118.40
8 (2r) operates a special education program and the state superintendent is satisfied
9 that the operator of the charter school is complying with 20 USC 1400 to 1491o as
10 though the operator of the charter school were a local educational agency, as defined
11 in 20 USC 1401 (15), the state superintendent shall certify to the department of
12 administration in favor of the operator of the charter school a sum equal to the
13 amount that the operator of the charter school estimates it will expend during the
14 current school year for salaries of full-time or part-time licensed teachers, licensed
15 coordinators of special education, licensed school social workers, licensed school
16 psychologists, paraprofessionals, licensed consulting teachers to work with any
17 teacher of regular education programs who has a child with a disability in a class and
18 any other personnel, as determined by the state superintendent. Certified costs
19 under this paragraph are eligible for reimbursement from the appropriation under
20 s. 20.255 (2) (b).

21 *~~1859/2.3~~* **SECTION 2059.** 115.88 (1m) (b) of the statutes is repealed.

22 *~~1859/2.4~~* **SECTION 2060.** 115.88 (2) of the statutes is amended to read:

23 115.88 (2) TRANSPORTATION AID. If upon receipt of the plan under s. 115.77 (4)
24 the state superintendent is satisfied that the transportation of children with
25 disabilities has been maintained during the preceding year in accordance with the

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1 law, the state superintendent shall certify to the department of administration in
2 favor of each county, cooperative educational service agency or school district
3 transporting such pupils ~~63% of an amount equal to~~ the amount expended for such
4 transportation as costs eligible for reimbursement from the appropriations under s.
5 20.255 (2) (b) and (br). Pupils for whom aid is paid under this subsection shall not
6 be eligible for aid under s. 121.58 (2) or (4). ~~The department of administration shall~~
7 ~~pay such amounts to the county, agency or school district from the appropriations~~
8 ~~under s. 20.255 (2) (b) and (br).~~ This subsection applies to any child with a disability
9 who requires special assistance in transportation, including any such child
10 attending regular classes who requires special or additional transportation. This
11 subsection does not apply to any child with a disability attending regular or special
12 classes who does not require any special or additional transportation.

13 ***-1724/2.2* SECTION 2061.** 115.88 (2m) of the statutes is created to read:

14 115.88 (2m) OTHER TRANSPORTATION AID. If the operator of a charter school
15 established under s. 118.40 (2r) transports children with disabilities and the state
16 superintendent is satisfied that the operator of the charter school is complying with
17 20 USC 1400 to 1491o as though the operator of the charter school were a local
18 educational agency, as defined in 20 USC 1401 (15), the state superintendent shall
19 certify to the department of administration in favor of the operator of the charter
20 school a sum equal to the amount that the operator of the charter school estimates
21 it will expend during the current school year for transportation under this subsection
22 as costs eligible for reimbursement from the appropriations under s. 20.255 (2) (b)
23 and (br).

24 ***-1724/2.3* SECTION 2062.** 115.88 (9) of the statutes is amended to read:

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1 115.88 (9) DISTRIBUTION SCHEDULE. Each county, cooperative educational
2 service agency, operator of a charter school established under s. 118.40 (2r) and
3 school district entitled to state aid under this section shall receive 15% of its total aid
4 entitlement in each month from November to March and 25% of its total entitlement
5 in June.

6 *~~1859/2.5~~* SECTION 2063. 115.882 of the statutes is repealed and recreated to
7 read:

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

12 *~~1859/2.6~~* SECTION 2064. 115.93 (1) of the statutes is renumbered 115.93 and
13 amended to read:

14 **115.93 State aid.** ~~Except as provided under sub. (2), if~~ If upon receipt of the
15 reports under s. 115.92 (2) the state superintendent is satisfied that the school age
16 parents program has been maintained during the preceding school year in
17 accordance with the rules under s. 115.92 (3), the state superintendent shall certify
18 to the department of administration in favor of each school district maintaining the
19 program a sum equal to ~~63%~~ of the amount expended by the school district during
20 the preceding school year for salaries of teachers and instructional aides, special
21 transportation and other expenses approved by the state superintendent. ~~The~~
22 ~~department of administration shall pay such amounts to the school district as costs~~
23 eligible for reimbursement from the appropriation under s. 20.255 (2) (b).

24 *~~1859/2.7~~* SECTION 2065. 115.93 (2) of the statutes is repealed.

25 *~~1381/3.1~~* SECTION 2066. 118.045 of the statutes is created to read:

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1 **118.045 Commencement of school term.** (1) Except as provided in sub. (2),
2 beginning in 2001, no public school may commence the school term until September
3 1.

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

6 (a) Holding athletic contests or practices before September 1.

7 (b) Scheduling in-service days or work days before September 1.

8 (c) Holding school year-round.

9 ***-2105/1.37*** **SECTION 2067.** 118.125 (4) of the statutes is amended to read:

10 118.125 (4) TRANSFER OF RECORDS. Within 5 working days, a school district shall
11 transfer to another school or school district all pupil records relating to a specific
12 pupil if the transferring school district has received written notice from the pupil if
13 he or she is an adult or his or her parent or guardian if the pupil is a minor that the
14 pupil intends to enroll in the other school or school district or written notice from the
15 other school or school district that the pupil has enrolled or from a court that the pupil
16 has been placed in a ~~juvenile~~ secured correctional facility ~~or, as defined in s. 938.02~~
17 (15m), a secured child caring institution, as defined in s. 938.02 (15g), ~~or a secured~~
18 group home, as defined in s. 938.02 (15p). In this subsection, “school” and “school
19 district” include any ~~juvenile~~ secured correctional facility, secured child caring
20 institution ~~as defined in s. 938.02 (15g)~~, secured group home, adult correctional
21 institution, mental health institute or center for the developmentally disabled, that
22 provides an educational program for its residents instead of or in addition to that
23 which is provided by public and private schools.

24 ***-1922/5.34*** **SECTION 2068.** 118.153 (3m) of the statutes is renumbered 106.13
25 (4m) and amended to read:

BILL

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

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

15 ***-1352/1.1*** SECTION 2069. 118.19 (3m) of the statutes is created to read:

16 118.19 (3m) The state superintendent may not renew a license issued under
17 s. 115.28 (7) (a) unless the person seeking renewal has received instruction in
18 educational technology, as determined by the state superintendent by rule.

19 ***-1859/2.8*** SECTION 2070. 118.255 (4) of the statutes is amended to read:

20 118.255 (4) If the state superintendent is satisfied that the health treatment
21 services program has been maintained during the preceding school year in
22 accordance with law, the state superintendent shall certify to the department of
23 administration in favor of each school board, cooperative educational service agency
24 and county children with disabilities education board maintaining such health
25 treatment services, an amount equal to ~~63%~~ of the amount expended for items listed

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1 in s. 115.88 (1m) by the school board, cooperative educational service agency and
2 county children with disabilities education board during the preceding year for these
3 health treatment services. ~~The department of administration, upon such~~
4 ~~certification shall distribute the amounts to the appropriate school board,~~
5 ~~cooperative educational service agency and county children with disabilities~~
6 ~~education board~~ as costs eligible for reimbursement from the appropriation under s.
7 20.255 (2) (b).

8 ***-1351/3.1* SECTION 2071.** 118.30 (1) (b) of the statutes is amended to read:

9 118.30 (1) (b) ~~If the governor has issued pupil academic standards as an~~
10 ~~executive order under s. 14.23, the~~ The department shall develop a high school
11 graduation examination that is designed to measure whether pupils meet the pupil
12 academic standards issued by the governor as executive order no. 326, dated January
13 13, 1998.

14 ***-1351/3.2* SECTION 2072.** 118.30 (1g) (a) of the statutes is renumbered 118.30
15 (1g) (a) 1.

16 ***-1351/3.3* SECTION 2073.** 118.30 (1g) (a) 2. of the statutes is created to read:

17 118.30 (1g) (a) 2. By January 1, 2000, or by January 1 of the 1st school year of
18 operation, whichever is later, each operator of a charter school under s. 118.40 (2r)
19 shall adopt pupil academic standards in mathematics, science, reading and writing,
20 geography and history. The operator of the charter school may adopt the pupil
21 academic standards issued by the governor as executive order no. 326, dated January
22 13, 1998.

23 ***-1351/3.4* SECTION 2074.** 118.30 (1g) (b) of the statutes is amended to read:

24 118.30 (1g) (b) Each school board operating high school grades and each
25 operator of a charter school under s. 118.40 (2r) that operates high school grades shall

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1 adopt a high school graduation examination that is designed to measure whether
2 pupils meet the pupil academic standards adopted by the school board or operator
3 of the charter school under par. (a). If the school board or operator of the charter
4 school has adopted the pupil academic standards issued as ~~an executive order under~~
5 ~~s. 14.23 no. 326, dated January 13, 1998,~~ the school board or operator of the charter
6 school may adopt the high school graduation examination developed by the
7 department under sub. (1) (b). If a school board or operator of a charter school
8 develops and adopts its own high school graduation examination, it shall notify the
9 department annually by October 1 that it intends to administer the examination in
10 the following school year.

11 ***-1351/3.5* SECTION 2075.** 118.30 (1g) (c) of the statutes is amended to read:

12 118.30 (1g) (c) Each school board operating elementary grades and each
13 operator of a charter school under s. 118.40(2r) that operates elementary grades may
14 develop or adopt its own examination designed to measure pupil attainment of
15 knowledge and concepts in the 4th grade and may develop or adopt its own
16 examination designed to measure pupil attainment of knowledge and concepts in the
17 8th grade. If the school board or operator of the charter school develops or adopts an
18 examination under this paragraph, it shall notify the department.

19 ***-1351/3.6* SECTION 2076.** 118.30 (1m) (intro.) of the statutes is amended to
20 read:

21 118.30 (1m) (intro.) Except as otherwise provided in this section ~~and in s.~~
22 ~~118.40(2r)(d),~~ annually each school board shall do all of the following:

23 ***-1351/3.7* SECTION 2077.** 118.30 (1m) (b) of the statutes is amended to read:

24 118.30 (1m) (b) Administer the 10th grade examination to all pupils enrolled
25 in the school district, including pupils enrolled in charter schools located in the school

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1 district, in the 10th grade. ~~This paragraph does not apply after the 2000-01 school~~
2 ~~year.~~

3 ***-1351/3.8* SECTION 2078.** 118.30 (1m) (d) of the statutes is renumbered
4 118.30 (1m) (d) 1. and amended to read:

5 118.30 (1m) (d) 1. If the school board operates high school grades, beginning
6 in the 2000-01 school year administer the high school graduation examination
7 adopted by the school board under sub. (1g) (b) to pupils enrolled in the school
8 district, including pupils enrolled in charter schools located in the school district.
9 The school board shall administer the examination at least twice ~~each school year.~~
10 The school board shall determine the high school grades in which the examination
11 will be administered ~~each school year.~~

12 ***-1351/3.9* SECTION 2079.** 118.30 (1m) (d) 2. of the statutes is created to read:

13 118.30 (1m) (d) 2. If the school board operates high school grades, beginning
14 in the 2001-02 school year administer the high school graduation examination
15 adopted by the school board under sub. (1g) (b) to all pupils enrolled in the school
16 district, including pupils enrolled in charter schools located in the school district, in
17 the 11th and 12th grades. The school board shall administer the examination at least
18 twice each school year and may administer the examination only to pupils enrolled
19 in the 11th and 12th grades.

20 ***-1351/3.10* SECTION 2080.** 118.30 (1r) of the statutes is created to read:

21 118.30 (1r) Annually each operator of a charter school under s. 118.40 (2r) shall
22 do all of the following:

23 (a) 1. Except as provided in sub. (6), administer the 4th grade examination
24 adopted or approved by the state superintendent under sub. (1) (a) to all pupils
25 enrolled in the charter school in the 4th grade. Beginning on July 1, 2002, if the

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1 operator of the charter school has not developed or adopted its own 4th grade
2 examination, the operator of the charter school shall provide a pupil with at least 2
3 opportunities to achieve a score on the examination administered under this
4 subdivision that is sufficient for promotion under sub. (5m) (a) 1.

5 2. Beginning on July 1, 2002, if the operator of the charter school has developed
6 or adopted its own 4th grade examination, administer that examination to all pupils
7 enrolled in the charter school in the 4th grade. The operator of the charter school
8 shall provide a pupil with at least 2 opportunities to pass the examination
9 administered under this subdivision.

10 (am) 1. Except as provided in sub. (6), administer the 8th grade examination
11 adopted or approved by the state superintendent under sub. (1) (a) to all pupils
12 enrolled in the charter school in the 8th grade. Beginning on July 1, 2002, if the
13 operator of the charter school has not developed and adopted its own 8th grade
14 examination, the operator of the charter school shall provide a pupil with at least 2
15 opportunities to achieve a score on the examination administered under this
16 subdivision that is sufficient for promotion under sub. (5m) (b) 1.

17 2. Beginning on July 1, 2002, if the operator of the charter school has developed
18 or adopted its own 8th grade examination, administer that examination to all pupils
19 enrolled in the charter school in the 8th grade. The operator of the charter school
20 shall provide a pupil with at least 2 opportunities to pass the examination
21 administered under this subdivision.

22 (b) Administer the 10th grade examination to all pupils enrolled in the charter
23 school in the 10th grade.

24 (d) 1. If the charter school operates high school grades, in the 2000-01 school
25 year administer the high school graduation examination adopted by the operator of

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1 the charter school under sub. (1g) (b) at least twice. The operator of the charter school
2 shall determine the high school grades in which the examination will be
3 administered.

4 2. If the charter school operates high school grades, beginning in the 2001–02
5 school year, administer the high school graduation examination adopted by the
6 operator of the charter school under sub. (1g) (b) to all pupils enrolled in the 11th and
7 12th grades in the charter school. The operator of the charter school shall administer
8 the examination at least twice each school year and may administer the examination
9 only to pupils enrolled in the 11th and 12th grades.

10 ***-1351/3.11* SECTION 2081.** 118.30 (2) (b) 1. and 2. of the statutes are amended
11 to read:

12 118.30 (2) (b) 1. If a pupil is enrolled in a special education program under
13 subch. V of ch. 115, the school board or operator of the charter school under s. 118.40
14 (2r) shall comply with s. 115.77 ~~(1)~~ (1m) (bg).

15 2. According to criteria established by the state superintendent by rule, the
16 school board or operator of the charter school under s. 118.40 (2r) may determine not
17 to administer an examination under this section to a limited-English speaking
18 pupil, as defined under s. 115.955 (7), may permit the pupil to be examined in his or
19 her native language or may modify the format and administration of an examination
20 for such pupils.

21 ***-1351/3.12* SECTION 2082.** 118.30 (2) (b) 3. of the statutes is amended to read:

22 118.30 (2) (b) 3. Upon the request of a pupil's parent or guardian, the school
23 board shall excuse the pupil from taking an examination administered under ~~this~~
24 section sub. (1m) (a), (am) or (b).

25 ***-1351/3.13* SECTION 2083.** 118.30 (5m) of the statutes is created to read:

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1 118.30 (5m) (a) Except as provided in par. (c), beginning on July 1, 2002, the
2 operator of a charter school under s. 118.40 (2r) may not promote a 4th grade pupil
3 to the 5th grade unless one of the following applies:

4 1. If the operator of the charter school does not administer its own 4th grade
5 examination under sub. (1r) (a) 2., the pupil's score in each subject area on the
6 examination administered under sub. (1r) (a) 1. is at the basic level or above, as
7 determined by the state superintendent.

8 2. If the operator of the charter school board administers its own 4th grade
9 examination under sub. (1r) (a) 2., the pupil achieves a passing score on that
10 examination, as determined by the operator of the charter school.

11 (b) Except as provided in par. (c), beginning on July 1, 2002, the operator of a
12 charter school under s. 118.40 (2r) may not promote an 8th grade pupil to the 9th
13 grade unless one of the following applies:

14 1. If the operator of the charter school board does not administer its own 8th
15 grade examination under sub. (1r) (am) 2., the pupil's score in each subject area on
16 the examination administered under sub. (1r) (am) 1. is at the basic level or above,
17 as determined by the state superintendent.

18 2. If the operator of the charter school administers its own 8th grade
19 examination under sub. (1r) (am) 2., the pupil achieves a passing score on that
20 examination, as determined by the operator of the charter school.

21 (c) The operator of a charter school under s. 118.40 (2r) shall develop
22 alternative criteria for evaluating a pupil who did not take the 4th grade or the 8th
23 grade examination that was required for promotion as a result of sub. (2) (b). The
24 operator of the charter school may promote a pupil who did not take the examination

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1 that was required for promotion as a result of sub. (2) (b) if the pupil satisfies the
2 alternative criteria.

3 ***-1351/3.14* SECTION 2084.** 118.30 (6) of the statutes is amended to read:

4 118.30 (6) A school board and an operator of a charter school under s. 118.40
5 (2r) is not required to administer the 4th and 8th grade examinations adopted or
6 approved by the state superintendent under sub. (1) (a) if the school board or the
7 operator of the charter school administers its own 4th and 8th grade examinations,
8 the school board or operator of the charter school provides the state superintendent
9 with statistical correlations of those examinations with the examinations adopted or
10 approved by the state superintendent under sub. (1) (a), and the federal department
11 of education approves.

12 ***-1351/3.15* SECTION 2085.** 118.33 (1) (cm) of the statutes is amended to read:

13 118.33 (1) (cm) Except as provided in par. (e), beginning on September 1, 2002,
14 neither a school board nor an operator of a charter school under s. 118.40 (2r) may
15 ~~not~~ grant a high school diploma to any pupil unless the pupil has passed the high
16 school graduation examination administered under s. 118.30 (1m) (d) or (1r) (d). A
17 school board and an operator of a charter school under s. 118.40 (2r) shall provide a
18 pupil with at least 4 opportunities to take the examination ~~in the high school grades~~.

19 ***-1351/3.16* SECTION 2086.** 118.33 (1) (e) of the statutes is amended to read:

20 118.33 (1) (e) Each school board and operator of a charter school under s. 118.40
21 (2r) shall develop alternative criteria for evaluating a pupil who has been excused
22 from the high school graduation examination under s. 118.30 (2) (b) ~~3.~~ 1. or 2. A
23 school board may grant a high school diploma to a pupil who has been excused from
24 the high school graduation examination under s. 118.30 (2) (b) ~~3.~~ 1. or 2. if the pupil
25 satisfies all of the other requirements under this subsection and satisfies the ~~other~~

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1 alternative criteria. The operator of a charter school under s. 118.40 (2r) may grant
2 a high school diploma to a pupil who has been excused from the high school
3 graduation examination under s. 118.30 (2) (b) 1. or 2. if the pupil satisfies the
4 alternative criteria.

5 ***-1353/1.1*** SECTION 2087. 118.38 (1) (a) 7. of the statutes is amended to read:

6 118.38 (1) (a) 7. Licensure or certification under s. 115.28 ~~(7) or (7m) other than~~
7 ~~the licensure of the school district administrator or business manager.~~

8 ***-1354/2.1*** SECTION 2088. 118.40 (2) (a) of the statutes is amended to read:

9 118.40 (2) (a) Within 30 days after receiving a petition under sub. (1m) the
10 school board shall hold a public hearing on the petition. At the hearing, the school
11 board shall consider the level of employe and parental support for the establishment
12 of the charter school described in the petition and the fiscal impact of the
13 establishment of the charter school on the school district. ~~After the hearing, the~~
14 ~~school board may grant the petition.~~

15 ***-1354/2.2*** SECTION 2089. 118.40 (2) (c) of the statutes is amended to read:

16 118.40 (2) (c) The school board ~~of the school district operating under ch. 119~~
17 shall either grant or deny the petition within 30 days after the public hearing. If the
18 school board ~~of the school district operating under ch. 119~~ denies a petition, the
19 person seeking to establish the charter school may, within 30 days after the denial,
20 appeal the denial to the department. The department shall issue a decision within
21 30 days after receiving the appeal. The department's decision is final and not subject
22 to judicial review under ch. 227.

23 ***-1351/3.17*** SECTION 2090. 118.40 (2r) (d) 2. of the statutes is amended to
24 read:

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1 118.40 (2r) (d) 2. Administer the examinations under ss. 118.30 (~~1m~~) (1r) and
2 121.02 (1) (r) to pupils enrolled in charter schools under this subsection.

3 *~~2030/2.3~~* SECTION 2091. 118.40 (2r) (f) of the statutes is repealed.

4 *~~2030/2.4~~* SECTION 2092. 118.40 (2r) (g) of the statutes is repealed.

5 *~~1355/1.1~~* SECTION 2093. 118.40 (7) (am) 1. of the statutes is amended to
6 read:

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

15 *~~1355/1.2~~* SECTION 2094. 118.40 (7) (am) 3. of the statutes is repealed.

16 *~~1732/1.4~~* SECTION 2095. 118.42 of the statutes is repealed.

17 *~~2039/4.2~~* SECTION 2096. 118.43 (2) (a) of the statutes is amended to read:

18 118.43 (2) (a) The school board of any school district in which a school in the
19 previous school year had an enrollment that was at least 50% low-income is eligible
20 to participate in the program under this section, except that a school board is eligible
21 to participate in the program under this section in the 2000-01 school year if in the
22 1998-99 school year a school in the school district had an enrollment that was at least
23 50% low-income.

24 *~~2039/4.3~~* SECTION 2097. 118.43 (2) (b) (intro.) of the statutes is amended to
25 read:

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1 118.43 (2) (b) (intro.) In the 1996–97 ~~and 1998–99~~ school years year, the school
2 board of an eligible school district may enter into a 5–year achievement guarantee
3 contract with the department on behalf of one school in the school district if all of the
4 following apply:

5 *–2039/4.4* **SECTION 2098.** 118.43 (2) (bg) of the statutes is created to read:

6 118.43 (2) (bg) In the 1998–99 school year, the school board of an eligible school
7 district may enter into a 5–year achievement guarantee contract with the
8 department on behalf of one school in the school district if all of the following apply:

9 1. In the previous school year, the school had an enrollment that was at least
10 30% low–income.

11 2. The school board is not receiving a grant under the preschool to grade 5
12 program on behalf of the school under s. 115.45.

13 *–2039/4.5* **SECTION 2099.** 118.43 (2) (br) of the statutes is created to read:

14 118.43 (2) (br) In the 2000–01 school year, the school board of an eligible school
15 district other than the school district operating under ch. 119 may enter into a 5–year
16 achievement guarantee contract with the department on behalf of one or more
17 schools in the school district if all of the following apply:

18 1. In the previous school year, each school had an enrollment that was at least
19 62% low–income.

20 2. The school board is not receiving a grant under the preschool to grade 5
21 program on behalf of any of the schools under s. 115.45.

22 3. The school board, if eligible to participate in the program under this section
23 in the 1996–97 and 1998–99 school years, had participated in the program during
24 either school year.

25 4. None of the schools is a beneficiary of a contract under this section.

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1 5. None of the schools is a school to which schools that are beneficiaries of
2 contracts under this section are compared for the evaluation under sub. (7).

3 ***-2039/4.6*** **SECTION 2100.** 118.43 (2) (bt) of the statutes is created to read:

4 118.43 (2) (bt) In the 2000–01 school year, the school board of the school district
5 operating under ch. 119 may enter into a 5–year achievement guarantee contract
6 with the department on behalf of one or more schools in the school district if all of the
7 following apply:

8 1. In the previous school year, each school had an enrollment that was at least
9 80% low–income.

10 2. The school board is not receiving a grant under the preschool to grade 5
11 program under s. 115.45 on behalf of any of the schools.

12 3. None of the schools is a beneficiary of a contract under this section.

13 4. None of the schools is a school to which schools that are beneficiaries of
14 contracts under this section are compared for the evaluation under sub. (7).

15 ***-2039/4.7*** **SECTION 2101.** 118.43 (2) (c) of the statutes is amended to read:

16 118.43 (2) (c) Notwithstanding ~~par.~~ pars. (b) and (bg), the school board of the
17 school district operating under ch. 119 may enter into an achievement guarantee
18 contract on behalf of up to 10 schools under par. (b) and up to 10 schools under par.
19 (bg).

20 ***-2039/4.8*** **SECTION 2102.** 118.43 (2) (e) 1. of the statutes is amended to read:

21 118.43 (2) (e) 1. If the school board of an eligible school district does not enter
22 into an achievement guarantee contract with the department, a school board that
23 has entered into such a contract, other than the school board of the school district
24 operating under ch. 119, may apply to the department to enter into such a contract

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1 on behalf of one ~~additional school~~ or more schools that ~~meets~~ meet the requirements
2 under par. (b), ~~(bg)~~ or (br).

3 ***-2039/4.9* SECTION 2103.** 118.43 (2) (f) of the statutes is amended to read:

4 118.43 (2) (f) The department may not enter into an achievement guarantee
5 contract with a school board on behalf of a school after June 30, ~~1999~~ 2001.

6 ***-2039/4.10* SECTION 2104.** 118.43 (3) (intro.) of the statutes is amended to
7 read:

8 118.43 (3) CONTRACT REQUIREMENTS. (intro.) Except as provided in ~~par.~~ pars.
9 (am) and (ar), an achievement guarantee contract shall require the school board to
10 do all of the following in each participating school:

11 ***-2039/4.11* SECTION 2105.** 118.43 (3) (ar) of the statutes is created to read:

12 118.43 (3) (ar) *Class size; additional contracts.* For contracts that begin in the
13 2000–01 school year, reduce each class size to 15 in the following manner:

- 14 1. In the 2000–01 school year, in at least grades kindergarten and one.
- 15 2. In the 2001–02 school year, in at least grades kindergarten to 2.
- 16 3. In the 2002–03 to 2004–05 school years, in at least grades kindergarten to
17 3.

18 ***-2039/4.12* SECTION 2106.** 118.43 (5) (b) of the statutes is amended to read:

19 118.43 (5) (b) ~~At the end of the 1997–98, 1998–99, 1999–2000, 2000–01 and~~
20 ~~2001–02 school years~~ Annually by June 30 through the 2003–04 school year, a
21 committee consisting of the state superintendent, the chairpersons of the education
22 committees in the senate and assembly and the individual chiefly responsible for the
23 evaluation under sub. (7) shall review the progress made by each school for which
24 an achievement guarantee contract has been entered into. The committee may
25 recommend to the department that the department terminate a contract if the

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1 committee determines that the school board has violated the contract or if the school
2 has made insufficient progress toward achieving its performance objectives under
3 sub. (4) (c). The department may terminate the contract if it agrees with the
4 committee's recommendation.

5 ***-2039/4.13* SECTION 2107.** 118.43 (6) (b) 6., 7. and 8. of the statutes are
6 created to read:

7 118.43 (6) (b) 6. In the 2000–01 school year, divide the amount appropriated
8 by the sum of the number of low-income pupils enrolled in grades kindergarten to
9 3 in each school in this state covered by contracts under sub. (3) (a) and (am) and the
10 number of low-income pupils enrolled in grades kindergarten and one in each school
11 in this state covered by contracts under sub. (3) (ar) and multiply the quotient by the
12 number of pupils enrolled in those grades in each school in the school district covered
13 by contracts under this section.

14 7. In the 2001–02 school year, divide the amount appropriated by the sum of
15 the number of low-income pupils enrolled in grades kindergarten to 3 in each school
16 in this state covered by contracts under sub. (3) (am) and the number of low-income
17 pupils enrolled in grades kindergarten to 2 in each school in this state covered by
18 contracts under sub. (3) (ar) and multiply the quotient by the number of pupils
19 enrolled in those grades in each school in the school district covered by contracts
20 under this section.

21 8. In the 2002–03 to 2004–05 school years, divide the amount appropriated by
22 the number of low-income pupils enrolled in grades kindergarten to 3 in each school
23 in this state covered by contracts under sub. (3) (am) and (ar) and multiply the
24 quotient by the number of pupils enrolled in those grades in each school in the school
25 district covered by contracts under this section.

BILL

1 ***-1381/3.2*** SECTION 2108. 119.04 (1) of the statutes is amended to read:

2 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.03 (3) (c),
3 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38
4 (2), 115.45, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.10, 118.12, 118.125 to
5 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18,
6 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.30
7 to 118.43, 118.51, 118.52, 118.55, 120.12 (5) and (15) to (25), 120.125, 120.13 (1), (2)
8 (b) to (g), (3), (14), (17) to (19), (26), (34) and (35) and 120.14 are applicable to a 1st
9 class city school district and board.

10 ***-1356/5.2*** SECTION 2109. 119.18 (23) of the statutes is renumbered 118.36
11 and amended to read:

12 **118.36 School closings.** ~~The~~ If a school board may close closes any school that
13 it determines is low in performance ~~by adopting,~~ it shall adopt a resolution to that
14 effect. If the ~~superintendent of schools~~ school district administrator recommends to
15 the school board that a school be closed for low performance, he or she shall state the
16 reasons for the recommendation in writing. If the school board closes a the school,
17 the ~~superintendent of schools~~ school district administrator may reassign the school's
18 staff members without regard to seniority in service and may reassign other
19 employees of the school board to the school without regard to seniority in service. If
20 the school board reopens the school, the ~~superintendent of schools~~ school district
21 administrator may reassign staff members to the school without regard to seniority
22 in service.

23 ***-2030/2.5*** SECTION 2110. 119.23 (5) (intro.) and (c) of the statutes are
24 consolidated, renumbered 119.23 (5) and amended to read:

BILL**SECTION 2110**

1 119.23 (5) The state superintendent shall: ~~(e) Ensure~~ ensure that pupils and
2 parents and guardians of pupils who reside in the city are informed annually of the
3 private schools participating in the program under this section.

4 *~~2030/2.6~~* **SECTION 2111.** 119.23 (5) (a) of the statutes is repealed.

5 *~~2030/2.7~~* **SECTION 2112.** 119.23 (5) (b) of the statutes is repealed.

6 *~~1356/5.3~~* **SECTION 2113.** 119.235 of the statutes is renumbered 118.37, and
7 118.37 (1), (2) (intro.), (b), (d), (e) 2. and (f), and (3) to (5), as renumbered, are amended
8 to read:

9 118.37 (1) ~~The~~ A school board may contract with any nonsectarian private
10 school located in the city school district or any nonsectarian private agency located
11 in the city school district to provide educational programs to pupils enrolled in the
12 school district ~~operating under this chapter~~. The school board shall ensure that each
13 private school or agency under contract with the board complies with ss. 118.125 and
14 118.13, 20 USC 1232g, 20 USC 1681 to 1688, 20 USC 3171 to 3197, 29 USC 794, 42
15 USC 2000d and 42 USC 6101 to 6107, and all health and safety laws and rules that
16 apply to public schools.

17 (2) (intro.) Each private school or agency under contract with the school board
18 shall do all of the following:

19 (b) Participate in the school board's parent information program.

20 (d) Meet insurance and financial requirements established by the school board.

21 (e) 2. A pupil selection process that gives preference to the siblings of enrolled
22 pupils and that gives no other preferences except those approved by the school board.

23 (f) Report to the school board any information requested by the school board.

BILL

1 (3) Any pupil enrolled in the school district ~~operating under this chapter~~ may
2 attend, at no charge, any private school or agency with which the school board has
3 contracted under sub. (1) if space is available in the private school or agency.

4 (4) The school board shall establish appropriate, quantifiable performance
5 standards for pupils at each private school or agency with which it contracts in such
6 areas as attendance, reading achievement, pupil retention, pupil promotion, parent
7 surveys, credits earned and grade point average.

8 (5) Annually, the school board shall monitor the performance of the program
9 under this section. The school board may use the results of standardized basic
10 educational skills tests to do so. The school board shall include a summary of its
11 findings in its annual report to the state superintendent ~~under s. 119.44.~~

12 ***-1193/2.6*** SECTION 2114. 119.48 (4) (b) of the statutes is amended to read:

13 119.48 (4) (b) The communication shall state the purposes for which the funds
14 from the increase in the levy rate will be used and shall request the common council
15 to submit to the voters of the city the question of exceeding the levy rate specified in
16 s. 65.07 (1) (f) ~~at the September election or a special election.~~

17 ***-1193/2.7*** SECTION 2115. 119.48 (4) (c) of the statutes is amended to read:

18 119.48 (4) (c) Upon receipt of the communication, the common council shall
19 cause the question of exceeding the levy rate specified under s. 65.07 (1) (f) to be
20 submitted to the voters of the city at the ~~September election or at a special election~~
21 next regularly scheduled spring election or general election that occurs not sooner
22 than 45 days after receipt of the communication or at a special election held on the
23 Tuesday after the first Monday in November in an odd-numbered year if that date
24 occurs not sooner than 45 days after receipt of the communication. The question of
25 exceeding the levy rate specified under s. 65.07 (1) (f) shall be submitted upon a

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1 separate ballot or in some other manner so that the vote upon exceeding the levy rate
2 specified in s. 65.07 (1) (f) is taken separately from any other question submitted to
3 the voters. If a majority of the electors voting on the question favors exceeding the
4 levy rate specified under s. 65.07 (1) (f), the common council shall approve the
5 increase in the levy rate and shall levy and collect a tax equal to the amount of money
6 approved by the electors.

7 ***-1193/2.8* SECTION 2116.** 119.49 (1) (b) of the statutes is amended to read:

8 119.49 (1) (b) The communication shall state the amount of funds needed under
9 par. (a) and the purposes for which the funds will be used and shall request the
10 common council to submit to the voters of the city ~~at the next election held in the city~~
11 the question of issuing school bonds in the amount and for the purposes stated in the
12 communication.

13 ***-1193/2.9* SECTION 2117.** 119.49 (2) of the statutes is amended to read:

14 119.49 (2) Upon receipt of the communication, the common council shall cause
15 the question of issuing such school bonds in the stated amount and for the stated
16 school purposes to be submitted to the voters of the city at the next ~~election held in~~
17 the city regularly scheduled spring election or general election that occurs not sooner
18 than 45 days after receipt of the communication or at a special election held on the
19 Tuesday after the first Monday in November in an odd-numbered year if that date
20 occurs not sooner than 45 days after receipt of the communication. The question of
21 issuing such school bonds shall be submitted upon a separate ballot or in some other
22 manner so that the vote upon issuing such school bonds is taken separately from any
23 other question submitted to the voters. If a majority of the electors voting on the
24 school bond question favors issuing such school bonds, the common council shall

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1 cause the school bonds to be issued immediately or within the period permitted by
2 law, in the amount requested by the board and in the manner other bonds are issued.

3 ***-2024/3.4* SECTION 2118.** 119.71 (2) of the statutes is amended to read:

4 119.71 (2) From the appropriation under s. 20.255 (2) (~~ee~~) (kp), the state
5 superintendent shall pay to the board the amount specified in the spending plan
6 under s. 119.80 in each school year.

7 ***-2024/3.5* SECTION 2119.** 119.72 (5) of the statutes is amended to read:

8 119.72 (5) From the appropriation under s. 20.255 (2) (~~ee~~) (kp), the state
9 superintendent shall pay to the board the amount specified in the spending plan
10 under s. 119.80 for the program under this section in each school year.

11 ***-2024/3.6* SECTION 2120.** 119.75 (2) (a) of the statutes is amended to read:

12 119.75 (2) (a) From the appropriation under s. 20.255 (2) (~~ee~~) (kp), the state
13 superintendent shall pay to the board the amount specified in the spending plan
14 under s. 119.80 in each school year.

15 ***-2024/3.7* SECTION 2121.** 119.80 (1) of the statutes is amended to read:

16 119.80 (1) The board shall submit to the governor a proposal for the
17 expenditure of the funds in the ~~appropriation~~ appropriations under s. 20.255 (2) (ec)
18 and (kp) in each school year.

19 ***-2024/3.8* SECTION 2122.** 119.80 (1m) of the statutes is amended to read:

20 119.80 (1m) Annually by June 1, the governor shall submit to the joint
21 committee on finance and to the appropriate standing committees of the legislature
22 under s. 13.172 (3) a proposal for the expenditure of the funds in the ~~appropriation~~
23 appropriations under s. 20.255 (2) (ec) and (kp) in the following school year. By
24 June 15, each such standing committee may submit written recommendations on
25 the proposal to the joint committee on finance.

BILL**SECTION 2123**

1 *~~2024/3.9~~* **SECTION 2123.** 119.80 (4) of the statutes is created to read:

2 119.80 (4) The department may not distribute any funds in the appropriations
3 under s. 20.255 (2) (ec) or (kp) in any fiscal year until the spending plan for that fiscal
4 year has been approved.

5 *~~2024/3.10~~* **SECTION 2124.** 119.82 (3) of the statutes is amended to read:

6 119.82 (3) From the appropriation under s. 20.255 (2) ~~(ee)~~ (kp), the state
7 superintendent shall pay to the board the amount specified in the spending plan
8 under s. 119.80 in each school year for the programs under sub. (1).

9 *~~0023/4.5~~* **SECTION 2125.** 120.13 (26r) of the statutes is amended to read:

10 120.13 ~~(26r)~~ **CONTRACTS FOR OUTPATIENT MENTAL HEALTH AND DEVELOPMENTAL**
11 **DISABILITIES SERVICES.** Contract with the department of health and family services for
12 ~~outpatient~~ services under s. ~~51.07 (4)~~ 46.043.

13 *~~1186/4.40~~* **SECTION 2126.** 120.13 (27m) of the statutes is amended to read:

14 120.13 ~~(27m)~~ **TRANSPORTATION OF INDIGENT PUPILS.** Provide transportation to
15 and from school for indigent pupils who reside in the school district and who are not
16 required to be transported under s. 121.54. In this subsection, “indigent pupils”
17 means pupils who are eligible for free lunches or reduced-price lunches under 42
18 USC 1758 ~~or aid to 18-year-old students under s. 49.20 or for whom aid to families~~
19 ~~with dependent children is being received under s. 49.19~~ or who are members of a
20 Wisconsin works group, as defined in s. 49.141 (1) (s), with a member who is
21 participating in Wisconsin works under s. 49.147 (3) to (5) or any combination
22 thereof, as determined by the school board. If a school board determines to provide
23 transportation under this subsection, there shall be reasonable uniformity in the
24 transportation furnished such pupils whether they attend public or private schools.

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1 The cost of transporting pupils under this subsection may not be included in the
2 school district's shared cost under s. 121.07 (6) (a).

3 ***-1277/5.1* SECTION 2127.** 121.004 (7) (a) (intro.) of the statutes is amended
4 to read:

5 121.004 (7) (a) (intro.) "Pupils enrolled" is the total number of pupils, as
6 expressed by official enrollments, in all schools of the school district, except as
7 provided in pars. (b) to ~~(e)~~ (f). If such total contains a fraction, it shall be expressed
8 as the nearest whole number. The same method shall be used in computing the
9 number of pupils enrolled for resident pupils, nonresident pupils or both.

10 ***-1277/5.2* SECTION 2128.** 121.004 (7) (f) of the statutes is created to read:

11 121.004 (7) (f) A pupil who transfers from one school district to another under
12 s. 121.85 (3) (a) shall be counted by the school district in which the pupil resides as
13 0.5 pupil or, if appropriate, as a number equal to the result obtained by multiplying
14 0.5 by the appropriate fraction under under par. (c), (cm) or (d).

15 ***-1351/3.18* SECTION 2129.** 121.02 (1) (r) of the statutes is amended to read:

16 121.02 (1) (r) Annually Except as provided in s. 118.40 (2r) (d) 2., annually
17 administer a standardized reading test developed by the department to all pupils
18 enrolled in the school district in grade 3, including pupils enrolled in charter schools
19 located in the school district.

20 ***-1264/1.1* SECTION 2130.** 121.02 (1) (s) of the statutes is amended to read:

21 121.02 (1) (s) Administer the examinations as required under s. 118.30 (1m)
22 (a), ~~(am) and (b) and, beginning in the 1999-2000 school year, administer the high~~
23 ~~school graduation examination required under s. 118.30 (1m) (d).~~

24 ***-2030/2.8* SECTION 2131.** 121.05 (1) (a) 4. of the statutes is repealed.

25 ***-2030/2.9* SECTION 2132.** 121.05 (1) (a) 9. of the statutes is amended to read:

BILL**SECTION 2132**

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

3 *~~1356/5.4~~* **SECTION 2133.** 121.05 (1) (a) 10. of the statutes is amended to read:
4 121.05 (1) (a) 10. Pupils attending a private school or agency under contract
5 with the board under s. ~~119.235~~ 118.37.

6 *~~1277/5.3~~* **SECTION 2134.** 121.05 (1) (a) 11. of the statutes is amended to read:
7 121.05 (1) (a) 11. Pupils residing in the school district but attending a public
8 school in another school district under s. 118.51 or 121.85 (3) (a).

9 *~~2030/2.10~~* **SECTION 2135.** 121.07 (1) (a) of the statutes is amended to read:
10 121.07 (1) (a) The membership of the school district in the previous school year
11 and the shared cost for the previous school year shall be used in computing general
12 aid, ~~except that the membership used to compute state aid to the school district~~
13 ~~operating under ch. 119 shall include those pupils who are attending a private school~~
14 ~~under s. 119.23 in the current school year and were enrolled in grades kindergarten~~
15 ~~to 3 in a private school located in the city of Milwaukee other than under s. 119.23~~
16 ~~in the previous school year.~~ If a school district has a state trust fund loan as a result
17 of s. 24.61 (3) (c) 2., the school district's debt service costs shall be based upon current
18 school year costs for the term of the loan and for one additional school year.

19 *~~1309/4.1~~* **SECTION 2136.** 121.07 (7) (b) of the statutes is amended to read:
20 121.07 (7) (b) The "secondary guaranteed valuation per member" is an amount,
21 rounded to the next lower dollar, that, after subtraction of payments under ss.
22 ~~121.09, 121.105, and~~ 121.85 (6) (b) 2. and 3. and (c) and 121.86, fully distributes an
23 amount equal to the amount remaining in the appropriation under s. 20.255 (2) (ac)
24 plus \$75,000,000 in the 1997-98 school year and \$100,000,000 in the 1998-99 school
25 year for payments under ss. 121.08 ~~and~~, 121.105, 121.85 (6) (a) and (g) ~~and~~ 121.86.

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1 *~~1309/4.2~~* **SECTION 2137.** 121.105 (2) (a) 1. of the statutes is amended to read:

2 121.105 (2) (a) 1. If a school district would receive less than 85% of the state
3 aid for the current school year in state aid in the current year than an amount equal
4 to 85% of the state aid that it received as state aid in the previous school year, its state
5 aid for the current school year shall be increased to an amount equal to 85% of the
6 state aid received in the previous school year.

7 *~~1309/4.3~~* **SECTION 2138.** 121.105 (2) (a) 3. of the statutes is amended to read:

8 121.105 (2) (a) 3. A school district eligible for aid under subd. 1. and 2. shall
9 receive the greater of the aid amounts under subd. 1. or 2. The additional aid shall
10 be paid from the appropriations under s. 20.255 (2) (ac) and (q).

11 *~~1385/2.1~~* **SECTION 2139.** 121.15 (3m) (a) 1. of the statutes is amended to
12 read:

13 121.15 (3m) (a) 1. “Partial school revenues” means the sum of state school aids,
14 other than the amounts appropriated under s. 20.255 (2) (bi) and (cv), ~~and~~ property
15 taxes levied for school districts and aid paid to school districts under s. 79.095 (4),
16 less the amount of any revenue limit increase under s. 121.91 (4) (a) 2. due to a school
17 board’s increasing the services that it provides by adding responsibility for providing
18 a service transferred to it from another school board and less the amount of any
19 revenue limit increase under s. 121.91 (4) (a) 3.

20 *~~0250/4.10~~* **SECTION 2140.** 121.15 (3m) (a) 2. of the statutes is amended to
21 read:

22 121.15 (3m) (a) 2. “State school aids” means those aids appropriated under s.
23 20.255 (2), other than s. 20.255 (2) (fm), (fu), (k) and (m), and under ss. 20.275 (1) (d),
24 (es), (et), (f), ~~(fs)~~ and (u) and 20.285 (1) (ee), (r) and (rc) and those aids appropriated

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SECTION 2140

1 under s. 20.275 (1) (s) that are used to provide grants or educational
2 telecommunications access to school districts under s. ~~196.218 (4)~~ 44.73.

3 ***-1385/2.2* SECTION 2141.** 121.15 (4) of the statutes is renumbered 121.15 (4)
4 (b) and amended to read:

5 121.15 (4) (b) On July 1 and October 15, using the most accurate data available,
6 the state superintendent shall provide the department of revenue and each school
7 district with an estimate of the total amount of state aid, ~~as defined in s. 121.90 (2)~~,
8 the school district will receive in the current school year. On October 15, using the
9 most accurate data available, the state superintendent shall calculate the total
10 amount of state aid, ~~as defined in s. 121.90 (2)~~, that each school district will receive
11 in the current school year. Any adjustments to that calculation shall be made by
12 increasing or decreasing the payment made in September of the following school
13 year.

14 ***-1385/2.3* SECTION 2142.** 121.15 (4) (a) of the statutes is created to read:

15 121.15 (4) (a) In this subsection, “state aid” has the meaning given in s. 121.90
16 (2) except that it excludes aid paid to school districts under s. 79.095 (4).

17 ***-1277/5.4* SECTION 2143.** 121.85 (6) (a) 2. of the statutes is amended to read:

18 121.85 (6) (a) 2. Multiply the number of transfer pupils, as counted for
19 membership purposes under s. 121.004 (7), by 0.25.

20 ***-1277/5.5* SECTION 2144.** 121.85 (6) (b) 1. of the statutes is repealed.

21 ***-1277/5.6* SECTION 2145.** 121.85 (6) (f) of the statutes is repealed.

22 ***-1992/1.1* SECTION 2146.** 121.85 (6) (h) of the statutes is created to read:

23 121.85 (6) (h) *Neighborhood schools.* The school district operating under ch.
24 119 shall use at least 10% of the amount received under par. (a) in each school year
25 to build or lease neighborhood schools.

BILL

1 *~~1277/5.7~~* **SECTION 2147.** 121.90 (1) (e) of the statutes is created to read:

2 121.90 (1) (e) In determining a school district's revenue limit for the 1999-2000
3 school year or for any school year thereafter, the department shall calculate the
4 number of pupils enrolled in each school year prior to the 1999-2000 school year as
5 the number was calculated in that school year under s. 121.85 (6) (b) 1. and (f), 1997
6 stats.

7 *~~1309/4.4~~* **SECTION 2148.** 121.90 (2) (intro.) of the statutes is amended to
8 read:

9 121.90 (2) (intro.) "State aid" means aid under ss. 121.08, 121.09 and 121.105
10 and subch. VI, as calculated for the current school year on October 15 under s. 121.15
11 (4) and including adjustments made under s. 121.15 (4), except that "state aid"
12 excludes all of the following:

13 *~~1309/4.5~~* **SECTION 2149.** 121.905 (3) (a) 1. of the statutes is amended to read:

14 121.905 (3) (a) 1. Except as provided under subd. 2., calculate the sum of the
15 amount of state aid received under ss. 121.08 and 121.105 and subch. VI in the
16 previous school year and property taxes levied for the previous school year, excluding
17 funds described under s. 121.91 (4) (c), and the costs of the county children with
18 disabilities education board program, as defined in s. 121.135 (2) (a) 2., for pupils who
19 were school district residents and solely enrolled in a special education program
20 provided by a county children with disabilities education board in the previous school
21 year.

22 *~~2030/2.11~~* **SECTION 2150.** 121.905 (3) (c) of the statutes is repealed and
23 recreated to read:

24 121.905 (3) (c) For the limit for the 1999-2000 school year or for any school year
25 thereafter, add \$208.88 to the result under par. (b).

BILL**SECTION 2151**

1 ***-1309/4.6*** **SECTION 2151.** 121.905 (4) of the statutes is renumbered 121.905
2 (4) (a) and amended to read:

3 121.905 (4) (a) A school district that is exempt from the revenue limits under
4 sub. (2) may not increase its base revenue per member to an amount that is greater
5 than its revenue ceiling ~~unless that,~~

6 **(b) 1.** ~~A school district follows~~ may increase its revenue ceiling by following the
7 procedures prescribed in s. 121.91 (3).

8 ***-1309/4.7*** **SECTION 2152.** 121.905 (4) (b) 2. of the statutes is created to read:

9 121.905 (4) (b) 2. The department shall, under s. 121.91 (4), adjust the revenue
10 ceiling otherwise applicable to a school district under this section as if the revenue
11 ceiling constituted a revenue limit under s. 121.91 (2m).

12 ***-2030/2.12*** **SECTION 2153.** 121.91 (2m) (d) (intro.) of the statutes is amended
13 to read:

14 121.91 (2m) (d) (intro.) Except as provided in subs. (3) and (4), no school district
15 may increase its revenues for the 1998-99 school year ~~or for any school year~~
16 ~~thereafter~~ to an amount that exceeds the amount calculated as follows:

17 ***-2030/2.13*** **SECTION 2154.** 121.91 (2m) (e) of the statutes is renumbered
18 121.91 (2m) (r), and 121.91 (2m) (r) 1. (intro.) and b. and 2., as renumbered, are
19 amended to read:

20 121.91 (2m) (r) 1. (intro.) Notwithstanding pars. (c) ~~and~~, (d) and (e), if a school
21 district is created under s. 117.105, its revenue limit under this section for the school
22 year beginning with the effective date of the reorganization shall be determined as
23 follows except as provided under subs. (3) and (4):

24 b. Add ~~\$206~~ \$208.88 to the result under subd. 1. a.

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

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

11 b. For the school year beginning on the first July 1 following the effective date
12 of the reorganization the average of the number of pupils in the current and the
13 previous school years shall be used under pars. (c) 4. ~~and~~, (d) 4. and (e) 3. instead of
14 the average of the number of pupils in the current and the 2 preceding school years.

15 ***-2030/2.14*** SECTION 2155. 121.91 (2m) (e) of the statutes is created to read:

16 121.91 (2m) (e) Except as provided in subs. (3) and (4), no school district may
17 increase its revenues for the 1999–2000 school year or for any school year thereafter
18 to an amount that exceeds the amount calculated as follows:

19 1. Divide the sum of the amount of state aid received in the previous school year
20 and property taxes levied for the previous school year, excluding funds described
21 under sub. (4) (c), by the average of the number of pupils enrolled in the 3 previous
22 school years.

23 2. Add \$208.88 to the result under subd. 1.

24 3. Multiply the result under subd. 2. by the average of the number of pupils
25 enrolled in the current and the 2 preceding school years.

BILL**SECTION 2156**

1 *~~1193/2.10~~* **SECTION 2156.** 121.91 (3) (a) of the statutes is amended to read:

2 121.91 (3) (a) If a school board wishes to exceed the limit under sub. (2m)
3 otherwise applicable to the school district in any school year, it shall promptly adopt
4 a resolution supporting inclusion in the final school district budget of an amount
5 equal to the proposed excess revenue. The resolution shall specify whether the
6 proposed excess revenue is for a recurring or nonrecurring purpose, or, if the
7 proposed excess revenue is for both recurring and nonrecurring purposes, the
8 amount of the proposed excess revenue for each purpose. Within 10 days after
9 adopting the resolution, the school board shall notify the department of the
10 scheduled date of the referendum and submit a copy of the resolution to the
11 department. The school board shall call a ~~special~~ referendum for the purpose of
12 submitting the resolution to the electors of the school district for approval or
13 rejection. ~~In lieu of a special referendum, the school board may specify that the~~
14 ~~referendum be held at the next succeeding spring primary or election or September~~
15 ~~primary or general election, if such election is to be held not earlier than 35 45~~ days
16 after the adoption of the resolution of the school board, or at a special election held
17 on the Tuesday after the first Monday in November in an odd-numbered year if that
18 date occurs not earlier than 45 days after the adoption of the resolution of the school
19 board. The school district clerk shall certify the results of the referendum to the
20 department within 10 days after the referendum is held.

21 *~~1309/4.8~~* **SECTION 2157.** 121.91 (3) (d) of the statutes is renumbered 121.91
22 (7) and amended to read:

23 121.91 (7) If Except as provided in sub. (4) (f) 2., if an excess revenue is
24 approved under this subsection sub. (3) for a recurring purpose or allowed under sub.
25 (4), the excess revenue shall be included in the base for determining the limit for the

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1 next school year for purposes of this section. If an excess revenue is approved under
2 ~~this subsection sub. (3)~~ for a nonrecurring purpose, the excess revenue shall not be
3 included in the base for determining the limit for the next school year for purposes
4 of this section.

5 ***-2030/2.15* SECTION 2158.** 121.91 (4) (f) of the statutes is amended to read:

6 121.91 (4) (f) 1. For the 1998–99 school year or any school year thereafter, if the
7 average of the number of pupils enrolled in the current and the 2 preceding school
8 years, as calculated under sub. (2m) ~~(d)~~ 4. (e) 3., is less than the average of the
9 number of pupils enrolled in the 3 previous school years, as calculated under sub.
10 (2m) ~~(d)~~ (e) 1., the limit otherwise applicable under sub. (2m) ~~(d)~~ (e) is increased by
11 the additional amount that would have been calculated had the decline in average
12 enrollment been 25% of what it was.

13 2. Any additional revenue received by a school district as a result of subd. 1.
14 shall not be included in the base for determining the school district's limit under sub.
15 (2m) ~~(d)~~ (e) for the following school year.

16 ***-1309/4.9* SECTION 2159.** 121.92 (title) of the statutes is amended to read:

17 **121.92 (title) Penalty for exceeding revenue ceiling or limit.**

18 ***-1309/4.10* SECTION 2160.** 121.92 (1) of the statutes is amended to read:

19 121.92 (1) In this section, "excess revenue" means the amount by which a school
20 district's revenue exceeds ~~the maximum allowed its ceiling under s. 121.905 or its~~
21 limit under s. 121.91.

22 ***-1309/4.11* SECTION 2161.** 121.92 (2) (a) of the statutes is amended to read:

23 121.92 (2) (a) Deduct from the state aid payment to a school district under s.
24 121.08 in the school year in which the school district exceeded the revenue ceiling or

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1 limit an amount equal to the excess revenue for the school district or the amount of
2 those aids, whichever is less.

3 ***-1309/4.12* SECTION 2162.** 121.92 (2) (b) of the statutes is amended to read:

4 121.92 (2) (b) If the amount of the deduction under par. (a) is insufficient to
5 cover the excess revenue, deduct from the other state aid payments to the school
6 district in the school year in which the school district exceeded the revenue ceiling
7 or limit an amount equal to the remaining excess revenue or the amount of those
8 payments, whichever is less.

9 ***-1309/4.13* SECTION 2163.** 121.92 (2) (e) of the statutes is amended to read:

10 121.92 (2) (e) Ensure that the amount of the excess revenue is not included in
11 determining the school district's ~~limits~~ ceiling or limit in the succeeding school year.

12 ***-1516/4.16* SECTION 2164.** 125.04 (5) (a) 5. of the statutes is amended to read:

13 125.04 (5) (a) 5. Have successfully completed within the 2 years prior to the
14 date of application a responsible beverage server training course at any location that
15 is offered by a technical college district and that conforms to curriculum guidelines
16 specified by the technical college system board or a comparable training course that
17 is approved by the department or the ~~educational approval~~ higher educational aids
18 board. This subdivision does not apply to an applicant who held, or who was an agent
19 appointed and approved under sub. (6) of a corporation or limited liability company
20 that held, within the past 2 years, a Class "A", "Class A" or "Class C" license or a
21 Class "B" or "Class B" license or permit or a manager's or operator's license.

22 ***-1516/4.17* SECTION 2165.** 125.17 (6) (a) (intro.) of the statutes is amended
23 to read:

24 125.17 (6) (a) (intro.) Except as provided in par. (b), no municipal governing
25 body may issue an operator's license unless the applicant has successfully completed

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1 a responsible beverage server training course at any location that is offered by a
2 technical college district and that conforms to curriculum guidelines specified by the
3 technical college system board or a comparable training course that is approved by
4 the department or the ~~educational approval~~ higher educational aids board, or unless
5 the applicant fulfills one of the following requirements:

6 *~~1836/2.6~~* **SECTION 2166.** 138.052 (5) (am) 2. a. of the statutes is amended to
7 read:

8 138.052 (5) (am) 2. a. On January 1, 1994, and annually thereafter, the division
9 of banking for banks, the division of savings ~~and loan~~ institutions for savings and
10 loan associations and savings banks and the office of credit unions for credit unions
11 shall determine the interest rate that is the average of the interest rates paid,
12 rounded to the nearest one-hundredth of a percent, on regular passbook deposit
13 accounts by institutions under the division's or office's jurisdiction at the close of the
14 last quarterly reporting period that ended at least 30 days before the determination
15 is made.

16 *~~1836/2.7~~* **SECTION 2167.** 138.052 (5) (am) 2. b. of the statutes is amended to
17 read:

18 138.052 (5) (am) 2. b. The office of credit unions ~~and the division of banking~~
19 shall report the rate calculated to the division of savings ~~and loan~~ institutions within
20 5 days after the date on which the determination is made. The division of savings
21 ~~and loan~~ institutions shall calculate the average, rounded to the nearest
22 one-hundredth of a percent, of the 3 rates and report that interest rate to the revisor
23 of statutes within 5 days after the date on which the determination is made.

24 *~~1836/2.8~~* **SECTION 2168.** 138.055 (4) (a) of the statutes is amended to read:

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SECTION 2168

1 138.055 (4) (a) The division of savings ~~and loan~~ institutions, if the lender is a
2 savings and loan association or savings bank;

3 ***-1836/2.9* SECTION 2169.** 138.056 (1) (a) 4. a. of the statutes is amended to
4 read:

5 138.056 (1) (a) 4. a. The division of savings ~~and loan~~ institutions, if the lender
6 is a savings and loan association or savings bank;

7 ***-1836/2.10* SECTION 2170.** 138.12 (5) (a) of the statutes is amended to read:

8 138.12 (5) (a) The ~~commissioner~~ division may revoke or suspend the license of
9 any insurance premium finance company if the ~~commissioner~~ division finds that any
10 of the following:

- 11 1. Any license issued to such company was obtained by fraud_s.
- 12 2. There was any misrepresentation in the application for the license_s.
- 13 3. The holder of such license has otherwise shown himself or herself
14 untrustworthy or incompetent to act as a premium finance company_s.
- 15 4. ~~Such~~ The company has violated any provision of this section_s, ~~or~~.
- 16 5. ~~Such~~ The company has been rebating part of the service charge as allowed
17 and permitted herein to any insurance agent or insurance broker or any employe of
18 an insurance agent or insurance broker or to any other person as an inducement to
19 the financing of any insurance policy with the premium finance company.

20 ***-0619/1.2* SECTION 2171.** 139.30 (5) of the statutes is amended to read:

21 139.30 (5) "Indian tribe" means a federally recognized American Indian tribe
22 or band in this state.

23 ***-0619/1.3* SECTION 2172.** 139.323 (intro.) of the statutes is amended to read:

24 **139.323 Refunds to Indian tribes.** (intro.) The department shall refund ~~70%~~
25 50% of the taxes collected under s. 139.31 (1) in respect to sales on reservations or

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1 trust lands of an Indian tribe to the tribal council of the tribe having jurisdiction over
2 the reservation or trust land on which the sale is made if all of the following
3 conditions are fulfilled:

4 ***-0619/1.4* SECTION 2173.** 139.75 (4d) of the statutes is created to read:

5 139.75 (4d) “Enrolled member” has the meaning given in s. 139.30 (4).

6 ***-0619/1.5* SECTION 2174.** 139.75 (4p) of the statutes is created to read:

7 139.75 (4p) “Indian tribe” has the meaning given in s. 139.30 (5).

8 ***-0619/1.6* SECTION 2175.** 139.75 (6m) of the statutes is created to read:

9 139.75 (6m) “Reservation” has the meaning given in s. 139.30 (9).

10 ***-0619/1.7* SECTION 2176.** 139.76 (1) of the statutes is amended to read:

11 139.76 (1) An ~~occupational~~ excise tax is imposed upon the sale, offering or
12 exposing for sale, possession with intent to sell or removal for consumption or sale
13 or other disposition for any purpose of tobacco products by any person engaged as a
14 distributor of them at the rate of 20% of the manufacturer’s established list price to
15 distributors without diminution by volume or other discounts on domestic products.
16 On products imported from another country the rate of tax is 20% of the amount
17 obtained by adding the manufacturer’s list price to the federal tax, duties and
18 transportation costs to the United States. The tax attaches at the time the tobacco
19 products are received by the distributor in this state. The tax shall be passed on to
20 the ultimate consumer of the tobacco products. All tobacco products received in this
21 state for sale or distribution within this state, except tobacco products actually sold
22 as provided in sub. (2), shall be subject to such tax.

23 ***-0619/1.8* SECTION 2177.** 139.76 (2) of the statutes is amended to read:

24 139.76 (2) Tobacco products sold to or by post exchanges of the U.S. armed
25 forces, to or by federally or state-operated veterans hospitals in this state, and

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1 tobacco products sold to an interstate carrier of passengers for hire to be resold to
2 bona fide passengers actually being transported and tobacco products sold for
3 shipment outside this state in interstate commerce are not subject to the tax. ~~The~~
4 ~~tax imposed by sub. (1) and s. 139.78 shall not apply with respect to any tobacco~~
5 ~~products which under the constitution and laws of the United States may not be~~
6 ~~taxed by this state.~~

7 ***-0619/1.9* SECTION 2178.** 139.803 of the statutes is created to read:

8 **139.803 Refunds to Indian tribes.** The department shall refund 50% of the
9 taxes collected under s. 139.76 (1) in respect to sales on reservations or trust lands
10 of an Indian tribe to the tribal council of the tribe having jurisdiction over the
11 reservation or trust land on which the sale is made if all of the following conditions
12 are fulfilled:

13 (1) The tribal council has filed a claim for the refund with the department.

14 (2) The tribal council has approved the retailer.

15 (3) The land on which the sale occurred was designated a reservation or trust
16 land on or before January 1, 1983.

17 (4) The tobacco products were not delivered by the retailer to the buyer by
18 means of a common carrier, a contract carrier or the U.S. postal service.

19 (5) The retailer has not sold the tobacco products to another retailer or to a
20 subjobber.

21 ***-0619/1.10* SECTION 2179.** 139.805 of the statutes is created to read:

22 **139.805 Agreements with Indian tribes.** The department may enter into
23 agreements with Indian tribes to provide for the refunding of the tobacco products
24 tax imposed under s. 139.76 (1) on tobacco products sold on reservations to enrolled
25 members of the tribe residing on the tribal reservation.

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1 ***-0619/1.11*** SECTION 2180. 139.82 (7) of the statutes is created to read:

2 139.82 (7) The department may inspect the business records of any retailer
3 doing business on a reservation or on an Indian tribe's trust land.

4 ***-0619/1.12*** SECTION 2181. 139.82 (8) of the statutes is created to read:

5 139.82 (8) Each distributor shall collect and remit the excise tax imposed by
6 s. 139.76 (1) on tobacco products not exempt from the tobacco products tax under s.
7 139.76 (2), with the reports required to be filed under this section.

8 ***-0619/1.13*** SECTION 2182. 139.85 (1) of the statutes is amended to read:

9 139.85 (1) The interest and penalties under s. 139.44 (2) to (7) and (9) to (12)
10 apply to this subchapter. In addition, a person who violates s. 139.82 (8) shall be fined
11 not less than \$1,000 nor more than \$5,000 or imprisoned for not less than 90 days
12 nor more than one year or both.

13 ***-0935/3.14*** SECTION 2183. 145.01 (4m) of the statutes is amended to read:

14 145.01 (4m) FAILING PRIVATE SMALL SEWAGE SYSTEM. "Failing private small
15 sewage system" has the meaning specified under s. 145.245 (4).

16 ***-0935/3.15*** SECTION 2184. 145.01 (5) of the statutes is amended to read:

17 145.01 (5) GOVERNMENTAL UNIT RESPONSIBLE FOR REGULATION OF PRIVATE SMALL
18 SEWAGE SYSTEMS. "Governmental unit responsible for the regulation of private small
19 sewage systems" or "governmental unit", unless otherwise qualified, means the
20 county except that in a county with a population of 500,000 or more these terms mean
21 the city, village or town where the private small sewage system is located.

22 ***-0935/3.16*** SECTION 2185. 145.01 (10) (b) of the statutes is amended to read:

23 145.01 (10) (b) The construction, connection or installation of any drain or
24 waste piping system from the outside or proposed outside foundation walls of any
25 building to the mains or other sewage system terminal within bounds of, or beneath

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1 an area subject to easement for highway purposes, including private small sewage
2 systems, and the alteration of any such systems, drains or waste piping.

3 ***-0935/3.17* SECTION 2186.** 145.01 (12) of the statutes is repealed.

4 ***-0935/3.18* SECTION 2187.** 145.01 (14m) of the statutes is created to read:

5 145.01 (14m) SMALL SEWAGE SYSTEM. "Small sewage system" means one of the
6 following:

7 (a) Any holding tank that is connected to a building, drain or waste piping
8 system.

9 (b) Any wastewater treatment and disposal system with a final point of
10 discharge that is below the surface of the ground and with an estimated design flow
11 that does not exceed the maximum design flow specified under s. 145.02 (4) (c).

12 ***-0935/3.19* SECTION 2188.** 145.02 (4) (c) of the statutes is created to read:

13 145.02 (4) (c) The department, in cooperation with the department of natural
14 resources, shall promulgate rules specifying the maximum design flow for small
15 sewage systems with a final point of discharge that is below the surface of the ground.

16 ***-0524/1.1* SECTION 2189.** 145.04 (3) of the statutes is repealed.

17 ***-0515/4.2* SECTION 2190.** 145.045 (3) of the statutes is repealed.

18 ***-0523/4.1* SECTION 2191.** 145.10 of the statutes is repealed and recreated to
19 read:

20 **145.10 Denials, suspensions and revocations.** The department shall
21 promulgate rules for the denial, suspension and revocation of master or journeyman
22 plumber licenses, cross-connection control tester registrations and utility contractor
23 licenses or temporary permits.

24 ***-0515/4.3* SECTION 2192.** 145.135 of the statutes is repealed.

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1 ***-0515/4.4*** SECTION 2193. 145.19 of the statutes is repealed and recreated to
2 read:

3 **145.19 Sanitary permits. (1) DEFINITIONS.** In this section, “sanitary permit”
4 means a permit issued by the department or any governmental unit responsible for
5 the regulation of private sewage systems that authorizes the installation of a private
6 sewage system.

7 **(2) VALIDITY.** (a) No person may install a private sewage system unless the
8 owner of the property on which the private sewage system is to be installed holds a
9 valid sanitary permit. A sanitary permit is valid for 2 years from the date of issue,
10 notwithstanding any change in the state plumbing code or in any private sewage
11 system ordinance during that period, and is renewable for 2-year periods. A renewal
12 of a sanitary permit is governed by the rules in effect at the time the renewal is
13 sought.

14 (b) A holder of a sanitary permit may transfer the sanitary permit to a
15 subsequent owner of the land, except that the subsequent owner shall obtain a new
16 copy of the sanitary permit from the issuing agent.

17 **(3) NOTICE.** A sanitary permit shall include a notice displayed conspicuously
18 and separately on the permit form to inform the permit holder that:

19 (a) The purpose of the sanitary permit is to allow installation of the private
20 sewage system described in the permit.

21 (b) The approval of the sanitary permit is based on rules in force on the date
22 of approval.

23 (c) The sanitary permit is valid and may be renewed for a 2-year period.

24 (d) Changed rules will not impair the validity of a sanitary permit, but they may
25 impede renewal.

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1 (e) The sanitary permit is transferable.

2 (4) INFORMATION ON SANITARY PERMITS; FORMS. (a) The department shall
3 prescribe the information to be included on the sanitary permit and shall furnish
4 sanitary permit forms to the governmental unit responsible for the regulation of
5 private sewage systems.

6 (b) The applicant for a sanitary permit shall submit a completed sanitary
7 permit application to the governmental unit responsible for the regulation of private
8 sewage systems or the department. The governmental unit responsible for the
9 regulation of private sewage systems or the department, whichever is appropriate,
10 shall approve or disapprove the sanitary permit application according to the rules
11 promulgated by the department under ss. 145.02 and 145.13.

12 (5) FEE. No fee for a sanitary permit may be less than \$61, or the amount
13 determined under department rule. The governing body for the governmental unit
14 responsible for the regulation of private sewage systems may establish a fee for a
15 sanitary permit which is more than \$61, or the amount determined under
16 department rule.

17 (6) COPY OF PERMIT FORWARDED TO THE DEPARTMENT. The governmental unit
18 responsible for the regulation of private sewage systems shall forward a copy of each
19 valid sanitary permit and \$20, or the amount determined under department rule, of
20 the fee to the department within 90 days after the permit is issued.

21 (7) USE OF FEE. The governmental unit responsible for the regulation of private
22 sewage systems shall use the portion of the fee it retains for the administration of
23 private sewage system programs.

24 (8) FEE ADJUSTMENT. The department may by rule adjust the minimum permit
25 fee under sub. (5) and the fee portion forwarded under sub. (6).

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1 **(9) GROUNDWATER FEE.** In addition to the fee under sub. (5), the governmental
2 unit responsible for the regulation of private sewage systems or the department shall
3 collect a groundwater fee of \$25 for each sanitary permit. The governmental unit
4 shall forward this fee to the department together with the copy of the sanitary permit
5 and the fee under sub. (6). The moneys collected under this subsection shall be
6 credited to the environmental fund for environmental management.

7 ***-0935/3.20* SECTION 2194.** 145.19 (1), (2) (a), (3) (a), (4) to (7) and (9) of the
8 statutes, as affected by 1999 Wisconsin Act (this act), are amended to read:

9 145.19 (1) DEFINITIONS. In this section, “sanitary permit” means a permit
10 issued by the department or any governmental unit responsible for the regulation
11 of private small sewage systems that authorizes the installation of a private small
12 sewage system.

13 **(2) (a)** No person may install a private small sewage system unless the owner
14 of the property on which the private small sewage system is to be installed holds a
15 valid sanitary permit. A sanitary permit is valid for 2 years from the date of issue,
16 notwithstanding any change in the state plumbing code or in any private small
17 sewage system ordinance during that period, and is renewable for 2-year periods.
18 A renewal of a sanitary permit is governed by the rules in effect at the time the
19 renewal is sought.

20 **(3) (a)** The purpose of the sanitary permit is to allow installation of the private
21 small sewage system described in the permit.

22 **(4) INFORMATION ON SANITARY PERMITS; FORMS.** (a) The department shall
23 prescribe the information to be included on the sanitary permit and shall furnish
24 sanitary permit forms to the governmental unit responsible for the regulation of
25 private small sewage systems.

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1 (b) The applicant for a sanitary permit shall submit a completed sanitary
2 permit application to the governmental unit responsible for the regulation of private
3 small sewage systems or the department. The governmental unit responsible for the
4 regulation of ~~private~~ small sewage systems or the department, whichever is
5 appropriate, shall approve or disapprove the sanitary permit application according
6 to the rules promulgated by the department under ss. 145.02 and 145.13.

7 (5) FEE. No fee for a sanitary permit may be less than \$61, or the amount
8 determined under department rule. The governing body for the governmental unit
9 responsible for the regulation of ~~private~~ small sewage systems may establish a fee
10 for a sanitary permit which is more than \$61, or the amount determined under
11 department rule.

12 (6) COPY OF PERMIT FORWARDED TO THE DEPARTMENT. The governmental unit
13 responsible for the regulation of ~~private~~ small sewage systems shall forward a copy
14 of each valid sanitary permit and \$20, or the amount determined under department
15 rule, of the fee to the department within 90 days after the permit is issued.

16 (7) USE OF FEE. The governmental unit responsible for the regulation of ~~private~~
17 small sewage systems shall use the portion of the fee it retains for the administration
18 of ~~private~~ small sewage system programs.

19 (9) GROUNDWATER FEE. In addition to the fee under sub. (5), the governmental
20 unit responsible for the regulation of ~~private~~ small sewage systems or the
21 department shall collect a groundwater fee of \$25 for each sanitary permit. The
22 governmental unit shall forward this fee to the department together with the copy
23 of the sanitary permit and the fee under sub. (6). The moneys collected under this
24 subsection shall be credited to the environmental fund for environmental
25 management.

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1 ***-0935/3.21*** SECTION 2195. 145.20 (title) of the statutes is amended to read:

2 **145.20** (title) **Private Small sewage systems.**

3 ***-0935/3.22*** SECTION 2196. 145.20 (1) of the statutes is amended to read:

4 145.20 (1) ORGANIZATION AND PERSONNEL. (a) The governing body of the
5 governmental unit responsible for the regulation of ~~private~~ small sewage systems
6 may assign the duties of administering the ~~private~~ small sewage system program to
7 any office, department, committee, board, commission, position or employe of that
8 governmental unit.

9 (am) The governing body of the governmental unit responsible for the
10 regulation of ~~private~~ small sewage systems may delegate the duties of administering
11 the ~~private~~ small sewage system program to a town sanitary district or public inland
12 lake protection and rehabilitation district with the powers of a town sanitary district
13 within the town sanitary district or public inland lake protection and rehabilitation
14 district if the town sanitary district or public inland lake protection and
15 rehabilitation district agrees to assume those duties.

16 (b) The governmental unit responsible for the regulation of ~~private~~ small
17 sewage systems shall obtain the services of a certified soil tester, either as an employe
18 or under contract, to review and verify certified soil tester reports under sub. (2).

19 ***-0515/4.5*** SECTION 2197. 145.20 (1) (ar) of the statutes is created to read:

20 145.20 (1) (ar) The governmental unit responsible for the regulation of private
21 sewage systems may, with the department's consent, delegate the administration of
22 any of the responsibilities under sub. (2) to the department. If the department
23 consents to the delegation, it may contract for the administration of the delegated
24 responsibilities.

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1 ***-0935/3.23* SECTION 2198.** 145.20 (1) (ar) of the statutes, as created by 1999
2 Wisconsin Act (this act), is amended to read:

3 145.20 (1) (ar) The governmental unit responsible for the regulation of ~~private~~
4 small sewage systems may, with the department's consent, delegate the
5 administration of any of the responsibilities under sub. (2) to the department. If the
6 department consents to the delegation, it may contract for the administration of the
7 delegated responsibilities.

8 ***-0515/4.6* SECTION 2199.** 145.20 (2) (intro.) of the statutes is amended to
9 read:

10 145.20 (2) GOVERNMENTAL UNIT RESPONSIBILITIES. (intro.) The Except as
11 provided under sub. (1) (am) and (ar), the governmental unit responsible for the
12 regulation of private sewage systems shall:

13 ***-0935/3.24* SECTION 2200.** 145.20 (2) (intro.) of the statutes, as affected by
14 1999 Wisconsin Act (this act), is amended to read:

15 145.20 (2) GOVERNMENTAL UNIT RESPONSIBILITIES. (intro.) Except as provided
16 under sub. (1) (am) and (ar), the governmental unit responsible for the regulation of
17 ~~private~~ small sewage systems shall:

18 ***-0935/3.25* SECTION 2201.** 145.20 (2) (a) of the statutes is amended to read:

19 145.20 (2) (a) Review certified soil tester reports for proposed ~~private~~ small
20 sewage systems and verify the report at the proposed site, if necessary.

21 ***-0515/4.7* SECTION 2202.** 145.20 (2) (am) of the statutes is created to read:

22 145.20 (2) (am) Retain the results of any percolation test or other test relating
23 to the disposal of liquid domestic wastes into the soil, make the test results available
24 to an applicant for a sanitary permit and accept the test results as the basis for a

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1 sanitary permit application, unless the soil at the test site is altered to the extent that
2 a new soil test is necessary.

3 ***-0515/4.8* SECTION 2203.** 145.20 (2) (b) of the statutes is amended to read:

4 145.20 (2) (b) ~~Approve or disapprove applications for sanitary permits and~~
5 ~~assist~~ Assist applicants in preparing ~~an~~ an approvable ~~application~~ sanitary permit
6 applications.

7 ***-0935/3.26* SECTION 2204.** 145.20 (2) (d) to (h) of the statutes are amended
8 to read:

9 145.20 (2) (d) Inspect all ~~private~~ small sewage systems after construction but
10 before backfilling no later than the end of the next workday, excluding Saturdays,
11 Sundays and holidays, after receiving notice from the plumber in charge.

12 (e) File reports and conduct surveys and inspections as required by the
13 governmental unit responsible for the regulation of ~~private~~ small sewage systems or
14 the department.

15 (f) Investigate violations of the ~~private~~ small sewage system ordinance and s.
16 254.59 (2), issue orders to abate the violations and submit orders to the district
17 attorney, corporation counsel or attorney general for enforcement.

18 (g) Perform other duties regarding ~~private~~ small sewage systems as considered
19 appropriate by the governmental unit responsible for the regulation of ~~private~~ small
20 sewage systems or as required by the rules of the department.

21 (h) Inspect existing ~~private~~ small sewage systems to determine compliance
22 with s. 66.036 if a building or structure is being constructed which requires
23 connection to an existing ~~private~~ small sewage system. The county is not required
24 to conduct an on-site inspection if a building or structure is being constructed which
25 does not require connection to an existing ~~private~~ small sewage system.