

**BILL HISTORY FOR ASSEMBLY BILL 412 (LRB -2463 )**

An Act to amend 115.76 (12) of the statutes; relating to: modifying the definition of a parent of a child with a disability and granting rule-making authority. (FE)

1999

07-15. A. Introduced by Representatives **Jeskewitz, Kedzie, Jensen, Rhoades, Plale, Albers, Huebsch, Stone, J. Lehman, Musser, Owens, Gronemus, Hahn, Goetsch, Suder, Kelso, Townsend, Reynolds, Pocan, Klusman, Turner, Schneider, Bock, Plouff, Staskunas, Brandemuehl, Petrowski, Kreibich, Meyer, Lassa, Hundertmark and Gunderson**; cosponsored by Senators **Grobschmidt, Rosenzweig, Panzer, Huelsman, Farrow, Erpenbach, Clausing and Darling**.

07-15. A. Read first time and referred to committee on Family Law ..... 282

08-19. A. Fiscal estimate received.

2000

01-06. A. Public hearing held.

01-25. A. Executive action taken.

01-25. A. Assembly substitute amendment 1 offered by committee on Family Law (**LRB s0140**) ..... 608

02-01. A. Report Assembly substitute amendment 1 adoption recommended by committee on Family Law, Ayes 9, Noes 0 ..... 619

02-01. A. Report passage as amended recommended by committee on Family Law, Ayes 9, Noes 0 ..... 619

02-01. A. Referred to committee on Rules ..... 619

02-01. A. Placed on calendar 2-3-2000 by committee on Rules.

02-03. A. Read a second time ..... 637

02-03. A. Assembly substitute amendment 1 **adopted** ..... 637

02-03. A. Ordered to a third reading ..... 637

02-03. A. Rules suspended ..... 637

02-03. A. Read a third time and **passed** ..... 638

02-03. A. Ordered immediately messaged ..... 638

02-08. S. Received from Assembly ..... 426

02-08. S. Read first time and referred to committee on Education ..... 426

02-23. S. Public hearing held.

03-01. S. LRB correction ..... 457

03-08. S. Executive action taken.

03-09. S. Report concurrence recommended by committee on Education, Ayes 11, Noes 0 ..... 481

03-09. S. Available for scheduling.

03-14. S. Read a second time ..... 501

03-14. S. Ordered to a third reading ..... 501

03-14. S. Rules suspended ..... 501

03-14. S. Read a third time and **concurred in** ..... 501

03-14. S. Ordered immediately messaged ..... 502

03-15. A. Received from Senate concurred in.

**1999  
ENROLLED BILL**

99en A B-412

**ADOPTED DOCUMENTS:**

Orig     Engr    A SubAmdt 1    99 50149 1

Amendments to above (if none, write "NONE"): none

Corrections - show date (if none, write "NONE"): 3-1-2000

Topic Definition of a parent of a child with a disability for special education purposes

3/15/00  
Date

[Signature]  
Enrolling Drafter

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**ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 1999 ASSEMBLY BILL 412**

January 25, 2000 - Offered by COMMITTEE ON FAMILY LAW.

1 **AN ACT to renumber and amend** 115.76 (12); and **to create** 115.76 (12) (a) 10.  
2 of the statutes; **relating to:** modifying the definition of a parent of a child with  
3 a disability for special education purposes.

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

4 **SECTION 1.** 115.76 (12) of the statutes is renumbered ~~115.65~~ <sup>115.76 CCC</sup> (12) (a) and  
5 amended to read: 115.76 CCC

6 ~~115.65~~ (12) (a) "Parent" means a any of the following:

7 1. A biological parent; ~~a.~~

8 2. A husband who has consented to the artificial insemination of his wife under  
9 s. 891.40; ~~a.~~

10 3. A male who is presumed to be the child's father under s. 891.41; ~~a.~~

11 4. A male who has been adjudicated the child's father under subch. VIII of ch.  
12 48, under ss. 767.45 to 767.51, by final order or judgment of an Indian tribal court

1 of competent jurisdiction or by final order or judgment of a court of competent  
2 jurisdiction in another state; ~~an.~~

3 5. An adoptive parent; ~~a.~~

4 6. A legal guardian; ~~a.~~

5 7. A person acting as a parent of a child; ~~a.~~

6 8. A person appointed as a sustaining parent under s. 48.428; ~~or a.~~

7 9. A person assigned as a surrogate parent under s. 115.792 (1) (a) 2.

8 (b) "Parent" does not include any of the following:

9 1. A person whose parental rights have been terminated; ~~the.~~

10 2. The state ~~or~~, a county or a child welfare agency, if a child was made a ward  
11 of the state ~~or a~~, county or child welfare agency under ch. 880 or if a child has been  
12 placed in the legal custody or guardianship of the state ~~or a~~, county or a child welfare  
13 agency under ch. 48 or ch. 767; ~~or an.~~

14 3. An American Indian tribal agency if the child was made a ward of the agency  
15 or placed in the legal custody or guardianship of the agency.

16 **SECTION 2.** 115.76 (12) (a) 10. of the statutes is created to read:

17 115.76 (12) (a) 10. A foster parent, if the right and the responsibility of all of  
18 the persons specified in subds. 1. to 5. to make educational decisions concerning a  
19 child have been extinguished by termination of parental rights, by transfer of  
20 guardianship or legal custody or by other court order, and if the foster parent has an  
21 ongoing, long-term parental relationship with the child, is willing to make the  
22 educational decisions that are required of a parent under this subchapter and has  
23 no interests that would conflict with the interests of the child.

24 (END)