

1 supervision for youth apprentices. Subject to par. (c), a training grant provided  
2 under this subsection may be awarded to an eligible employer for each youth  
3 apprentice who receives at least 180 hours of paid on-the-job training from the  
4 eligible employer during a school year, as defined in s. 115.001 (13). The amount of  
5 a training grant may not exceed \$500 per youth apprentice per school year. A  
6 training grant may not be awarded for any specific youth apprentice for more than  
7 2 school years.

8 \*~~2009/1.7~~\* SECTION 2568. 106.13 (4) (c) of the statutes is amended to read:

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

14 \*~~2009/1.8~~\* SECTION 2569. 106.13 (4) (d) of the statutes is created to read:

15 106.13 (4) (d) The board shall establish eligibility criteria for a grant under this  
16 subsection. That criteria shall specify that eligibility for a grant shall be limited to  
17 small employers, as determined by the board, and to employers providing on-the-job  
18 training in employment areas determined by the board. Notwithstanding sub. (5),  
19 those criteria need not be promulgated as rules.

20 \*~~2009/1.9~~\* SECTION 2570. 106.14 (1) of the statutes is renumbered 106.14 and  
21 amended to read:

22 **106.14 Job centers and career counseling centers.** The department shall  
23 provide a job center network throughout the state through which job seekers may  
24 receive comprehensive career planning, job placement, and job training information.

1 ~~As part of the job center network, the department shall provide career counseling~~  
2 ~~centers at which youths may receive the services specified in sub. (2).~~

3 **\*b0352/1.5\* SECTION 2571d.** 106.14 (2) of the statutes is repealed.

4 **\*-1335/7.60\* SECTION 2575.** 106.215 (1) (e) of the statutes is amended to read:

5 106.215 (1) (e) "Local unit of government" means the governing body of any city,  
6 town, village, county, county utility district, town sanitary district, public inland lake  
7 protection and rehabilitation district, metropolitan sewerage district or school  
8 district, ~~the Fox-Winnebago regional management commission~~ or the elected tribal  
9 governing body of a federally recognized American Indian tribe or band.

10 **\*b1795/2.4\* SECTION 2585t.** 106.215 (7) (am) of the statutes is amended to  
11 read:

12 106.215 (7) (am) *Human services activities; appropriations.* Moneys  
13 appropriated under s. 20.445 (6) ~~(b)~~, (j) and (m) may be utilized for human services  
14 activities as authorized under those appropriations.

15 **\*b2221/3.125\* SECTION 2586r.** 106.215 (7) (c) of the statutes is repealed.

16 **\*-0671/4.1\* SECTION 2593.** 106.215 (10) (fm) 1. of the statutes is amended to  
17 read:

18 106.215 (10) (fm) 1. Corps enrollees who have been crew leaders, regional crew  
19 leaders or a combination thereof for at least ~~2 years~~ 6 months.

20 **\*-0671/4.2\* SECTION 2599.** 106.215 (10) (g) 3. of the statutes is amended to  
21 read:

22 106.215 (10) (g) 3. The education voucher is valid for ~~3~~ 4 years after the date  
23 of issuance for the payment of tuition and required program activity fees at any  
24 institution of higher education, as defined ~~under s. 39.32 (1) (a), which in 20 USC~~

1 1002, that accepts the voucher, and the board shall authorize payment to the  
2 institution of face value of the voucher upon presentment.

3 **\*b1025/1.1\* SECTION 2599m.** 110.07 (1) (a) 1. of the statutes is amended to  
4 read:

5 110.07 (1) (a) 1. Enforce and assist in the administration of this chapter and  
6 chs. 166, 194, 218, 341 to 349, and 351, and ss. 23.33, 125.07 (4) (b), 125.085 (3) (b),  
7 167.10 (3) (a), 167.31 (2) (b) to (d), and 287.81 and ch. 350 where applicable to  
8 highways, or orders or rules issued pursuant thereto.

9 **\*b1025/1.1\* SECTION 2599mg.** 110.07 (1) (b) of the statutes is amended to read:

10 110.07 (1) (b) All municipal judges, judges, district attorneys, and law  
11 enforcement officers shall assist in enforcing this chapter, ss. 167.10 (3) (a), 167.31  
12 (2) (b) to (d), and 287.81 and chs. 194, 218, and 341 to 351, and orders or rules issued  
13 pursuant thereto and shall report to the department the disposition of every uniform  
14 traffic citation issued for cases involving those chapters.

15 **\*-0015/1.1\* SECTION 2605.** 110.20 (6) (a) 1. of the statutes is amended to read:

16 110.20 (6) (a) 1. For a nonexempt vehicle required to be registered on an annual  
17 or other periodic basis in this state, within ~~90 days~~ the period of time specified by the  
18 department under sub. (9) (d) prior to renewal of registration in the 2nd year after  
19 the nonexempt vehicle's model year and every 2 years thereafter, except as provided  
20 in sub. (9) (j).

21 **\*-0015/1.2\* SECTION 2606.** 110.20 (9) (d) of the statutes is amended to read:

22 110.20 (9) (d) Specify a period of time during which an emissions inspection  
23 must be performed for a nonexempt vehicle subject to sub. (6) (a) 1. or 2.

24 **\*b1364/1.3\* SECTION 2606m.** 111.335 (1) (cv) of the statutes is created to read:

1           111.335 (1) (cv) Notwithstanding s. 111.322, it is not employment  
2 discrimination because of conviction record to refuse to employ in a position in the  
3 classified service, in a position described in s. 230.08 (2) (k), or as a corps enrollee with  
4 the Wisconsin conservation corps under s. 106.215 (1) (c) a person who has been  
5 convicted under 50 USC, Appendix, section 462 for refusing to register with the  
6 selective service system and who has not been pardoned.

7           **\*b1043/1.4\* SECTION 2609j.** 111.70 (1) (j) of the statutes is amended to read:

8           111.70 (1) (j) “Municipal employer” means any city, county, village, town,  
9 metropolitan sewerage district, school district, family care district, or any other  
10 political subdivision of the state, or instrumentality of one or more political  
11 subdivisions of the state, that engages the services of an employee and includes any  
12 person acting on behalf of a municipal employer within the scope of the person’s  
13 authority, express or implied, but specifically does not include a local cultural arts  
14 district created under subch. V of ch. 229.

15           **\*b2140/2.1\* SECTION 2609L.** 111.70 (1) (nc) 1. d. of the statutes is created to  
16 read:

17           111.70 (1) (nc) 1. d. A proposal to maintain all conditions of employment as the  
18 conditions existed on the 90th day prior to the expiration of the previous collective  
19 bargaining agreement between the parties or the 90th day prior to commencement  
20 of negotiations if there is no previous collective bargaining agreement between the  
21 parties.

22           **\*b2140/2.1\* SECTION 2609m.** 111.70 (1) (nc) 1. e. of the statutes is created to  
23 read:

24           111.70 (1) (nc) 1. e. A proposal to maintain any provision relating to a subject  
25 of collective bargaining on which the municipal employer was not required to bargain

1 that existed in the previous collective bargaining agreement between the parties or  
2 that existed on the 90th day prior to the expiration of the previous collective  
3 bargaining agreement between the parties.

4 \*b2140/2.1\* SECTION 2609p. 111.70 (4) (cm) 5s. of the statutes is amended to  
5 read:

6 111.70 (4) (cm) 5s. 'Issues subject to arbitration.' In a collective bargaining unit  
7 consisting of school district professional employees, the municipal employer or the  
8 labor organization may petition the commission to determine whether the municipal  
9 employer has submitted a timely qualified economic offer. The commission shall  
10 appoint an investigator for that purpose. If the investigator, using the methodology  
11 prescribed under subd. 8t., finds that the municipal employer has submitted a timely  
12 qualified economic offer, the investigator shall determine whether a deadlock exists  
13 between the parties with respect to all economic issues. If the municipal employer  
14 submits a timely qualified economic offer applicable to any period beginning on or  
15 after July 1, 1993, no economic issues are subject to interest arbitration under subd.  
16 6. for that period, except that only the impact of contracting out or subcontracting  
17 work that would otherwise be performed by municipal employees in the collective  
18 bargaining unit is subject to interest arbitration under subd. 6. In such a collective  
19 bargaining unit, economic issues concerning the wages, hours or conditions of  
20 employment of the school district professional employees in the unit for any period  
21 prior to July 1, 1993, are subject to interest arbitration under subd. 6. for that period.  
22 In such a collective bargaining unit, noneconomic issues applicable to any period on  
23 or after July 1, 1993, are subject to interest arbitration after the parties have  
24 reached agreement and stipulate to agreement on all economic issues concerning the  
25 wages, hours or conditions of employment of the school district professional

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

1           **\*b2140/2.1\* SECTION 2609t.** 111.70 (4) (cm) 8t. of the statutes is created to  
2 read:

3           111.70 (4) (cm) 8t. ‘Methodology for determining qualified economic offers.’ The  
4 commission shall prescribe by rule a methodology to be used in determining whether  
5 a collective bargaining proposal submitted by a municipal employer to a labor  
6 organization constitutes a qualified economic offer and whether such an offer is  
7 timely.

8           **\*-2338/1.1\* SECTION 2610.** 111.70 (4) (jm) 4. k. of the statutes is created to read:

9           111.70 (4) (jm) 4. k. Establish a system for conducting interrogations of  
10 members of the police department that is limited to the hours between 7 a.m. and 5  
11 p.m. on working days, as defined in s. 227.01 (14), if the interrogations could lead to  
12 disciplinary action, demotion, or dismissal, but one that does not apply if the  
13 interrogation is part of a criminal investigation.

14           **\*b2095/6.8\* SECTION 2615ag.** 111.81 (7) (f) of the statutes is created to read:

15           111.81 (7) (f) Instructional staff employed by the board of regents of the  
16 University of Wisconsin System who provide services for a charter school established  
17 by contract under s. 118.40 (2r) (cm).

18           **\*b2095/6.8\* SECTION 2615b.** 111.81 (9m) of the statutes is created to read:

19           111.81 (9m) “Instructional staff” has the meaning given in rules promulgated  
20 by the department of public instruction under s. 121.02 (1) (a) 2.

21           **\*b2095/6.8\* SECTION 2615bm.** 111.815 (1) of the statutes is amended to read:

22           111.815 (1) In the furtherance of this subchapter, the state shall be considered  
23 as a single employer and employment relations policies and practices throughout the  
24 state service shall be as consistent as practicable. The department shall negotiate  
25 and administer collective bargaining agreements. To coordinate the employer

1 position in the negotiation of agreements, the department shall maintain close  
2 liaison with the legislature relative to the negotiation of agreements and the fiscal  
3 ramifications thereof. Except with respect to the collective bargaining units  
4 specified in s. 111.825 (1m) and (2) (f), the department is responsible for the employer  
5 functions of the executive branch under this subchapter, and shall coordinate its  
6 collective bargaining activities with operating state agencies on matters of agency  
7 concern. The legislative branch shall act upon those portions of tentative  
8 agreements negotiated by the department which require legislative action. With  
9 respect to the collective bargaining units specified in s. 111.825 (1m), the University  
10 of Wisconsin Hospitals and Clinics Board is responsible for the employer functions  
11 under this subchapter. With respect to the collective bargaining unit specified in s.  
12 111.825 (2) (f), the governing board of the charter school established by contract  
13 under s. 118.40 (2r) (cm) 1, is responsible for the employer functions under this  
14 subchapter.

15 **\*b2095/6.8\* SECTION 2615h.** 111.815 (2) of the statutes is amended to read:

16 111.815 (2) In the furtherance of the policy under s. 111.80 (4), the secretary  
17 of the department shall establish a collective bargaining capability within the  
18 department outside of the division of merit recruitment and selection and shall,  
19 together with the appointing authorities or their representatives, represent the state  
20 in its responsibility as an employer under this subchapter except with respect to  
21 negotiations in the collective bargaining units specified in s. 111.825 (1m) and (2) (f).  
22 The secretary of the department shall establish and maintain, wherever practicable,  
23 consistent employment relations policies and practices throughout the state service.

24 **\*b2095/6.8\* SECTION 2615j.** 111.825 (2) (f) of the statutes is created to read:



1           111.825 (2) (f) Instructional staff employed by the board of regents of the  
2 University of Wisconsin System who provide services for a charter school established  
3 by contract under s. 118.40 (2r) (cm).

4           **\*b2095/6.8\* SECTION 2615L.** 111.84 (2) (c) of the statutes is amended to read:

5           111.84 (2) (c) To refuse to bargain collectively on matters set forth in s. 111.91  
6 (1) with the duly authorized officer or agent of the employer which is the recognized  
7 or certified exclusive collective bargaining representative of employees specified in  
8 s. 111.81 (7) (a) in an appropriate collective bargaining unit or with the certified  
9 exclusive collective bargaining representative of employees specified in s. 111.81 (7)  
10 (b) ~~or (c)~~ to (f) in an appropriate collective bargaining unit. Such refusal to bargain  
11 shall include, but not be limited to, the refusal to execute a collective bargaining  
12 agreement previously orally agreed upon.

13           **\*b2095/6.8\* SECTION 2615n.** 111.91 (4) of the statutes is amended to read:

14           111.91 (4) The secretary of the department, in connection with the development  
15 of tentative collective bargaining agreements to be submitted under s. 111.92 (1) (a),  
16 shall endeavor to obtain tentative agreements with each recognized or certified labor  
17 organization representing employees or supervisors of employees specified in s.  
18 111.81 (7) (a) and with each certified labor organization representing employees  
19 specified in s. 111.81 (7) (b) ~~or (c)~~ to (e) which do not contain any provision for the  
20 payment to any employee of a cumulative or noncumulative amount of compensation  
21 in recognition of or based on the period of time an employee has been employed by  
22 the state.

23           **\*b2095/6.8\* SECTION 2615p.** 111.92 (1) (a) of the statutes is amended to read:

24           111.92 (1) (a) Any tentative agreement reached between the department,  
25 acting for the state, and any labor organization representing a collective bargaining

1 unit specified in s. 111.825 (1) or (2) (a) to (e) shall, after official ratification by the  
2 labor organization, be submitted by the department to the joint committee on  
3 employment relations, which shall hold a public hearing before determining its  
4 approval or disapproval. If the committee approves the tentative agreement, it shall  
5 introduce in a bill or companion bills, to be put on the calendar or referred to the  
6 appropriate scheduling committee of each house, that portion of the tentative  
7 agreement which requires legislative action for implementation, such as salary and  
8 wage adjustments, changes in fringe benefits, and any proposed amendments,  
9 deletions or additions to existing law. Such bill or companion bills are not subject to  
10 ss. 13.093 (1), 13.50 (6) (a) and (b) and 16.47 (2). The committee may, however, submit  
11 suitable portions of the tentative agreement to appropriate legislative committees  
12 for advisory recommendations on the proposed terms. The committee shall  
13 accompany the introduction of such proposed legislation with a message that informs  
14 the legislature of the committee's concurrence with the matters under consideration  
15 and which recommends the passage of such legislation without change. If the joint  
16 committee on employment relations does not approve the tentative agreement, it  
17 shall be returned to the parties for renegotiation. If the legislature does not adopt  
18 without change that portion of the tentative agreement introduced by the joint  
19 committee on employment relations, the tentative agreement shall be returned to  
20 the parties for renegotiation.

21 **\*b2095/6.8\* SECTION 2615r.** 111.92 (1) (c) of the statutes is created to read:

22 111.92 (1) (c) Any tentative agreement reached between the governing board  
23 of the charter school established by contract under s. 118.40 (2r) (cm), acting for the  
24 state, and any labor organization representing a collective bargaining unit specified  
25 in s. 111.825 (2) (f) shall, after official ratification by the labor organization and

1 approval by the chancellor of the University of Wisconsin–Parkside, be executed by  
2 the parties.

3 **\*b2095/6.8\* SECTION 2615t.** 111.93 (2) of the statutes is amended to read:

4 111.93 (2) All civil service and other applicable statutes concerning wages,  
5 fringe benefits, hours and conditions of employment apply to employees specified in  
6 s. 111.81 (7) (a) who are not included in collective bargaining units for which a  
7 representative is recognized or certified and to employees specified in s. 111.81 (7)  
8 (b) ~~or (e)~~ to (f) who are not included in a collective bargaining unit for which a  
9 representative is certified.

10 **\*b1564/1.2\* SECTION 2615v.** 111.93 (3) of the statutes is amended to read:

11 111.93 (3) Except as provided in ss. ~~7.33 (4)~~, 40.05, 40.80 (3), 111.91 (1) (cm),  
12 230.35 (2d), 230.35 (3) (e) 6., and 230.88 (2) (b), if a collective bargaining agreement  
13 exists between the employer and a labor organization representing employees in a  
14 collective bargaining unit, the provisions of that agreement shall supersede the  
15 provisions of civil service and other applicable statutes, as well as rules and policies  
16 of the board of regents of the University of Wisconsin System, related to wages, fringe  
17 benefits, hours, and conditions of employment whether or not the matters contained  
18 in those statutes, rules, and policies are set forth in the collective bargaining  
19 agreement.

20 **\*b0516/2.1\* SECTION 2615x.** 114.31 (3) (b) of the statutes is amended to read:

21 114.31 (3) (b) From the appropriation under s. 20.395 (2) (ds), the department  
22 shall administer an aviation career education program to provide training and  
23 apprenticeship opportunities associated with aviation careers for socially and  
24 economically disadvantaged youth. If there are interested and eligible participants

1 for the program in the city of Green Bay, the department shall offer the program in  
2 the city of Green Bay.

3 **\*-1694/11.12\* SECTION 2622.** 115.28 (27) of the statutes is repealed.

4 **\*b1761/1.2\* SECTION 2623g.** 115.28 (30) (title), (a), and (b) (intro.) of the  
5 statutes are amended to read:

6 115.28 (30) (title) ~~VOCATIONAL~~ CAREER AND TECHNICAL STUDENT ORGANIZATIONS.

7 (a) Give priority to assisting school boards to operate ~~vocational~~ career and technical  
8 student organizations for pupils pursuing related instruction and related career and  
9 technical education programs.

10 (b) (intro.) Provide in the department administrative leadership for career and  
11 technical student organizations and the following ~~vocational education consultants~~  
12 ~~and administrative, leadership and vocational~~ career and technical student  
13 organization educational consultants:

14 **\*b1761/1.2\* SECTION 2623i.** 115.28 (30) (b) 3. of the statutes is amended to  
15 read:

16 115.28 (30) (b) 3. Two full-time consultants in ~~technical~~ technology education.

17 **\*b1761/1.2\* SECTION 2623k.** 115.28 (30) (b) 4. of the statutes is amended to  
18 read:

19 115.28 (30) (b) 4. Two full-time consultants in family and consumer sciences  
20 education.

21 **\*b1761/1.2\* SECTION 2623m.** 115.28 (30) (b) 5. of the statutes is amended to  
22 read:

23 115.28 (30) (b) 5. ~~One~~ Two full-time consultant ~~and one half-time consultant~~  
24 consultants in marketing education.

25 **\*b1761/1.2\* SECTION 2623p.** 115.28 (30) (b) 6. of the statutes is created to read:

1 115.28 (30) (b) 6. One full-time consultant in health science education.

2 \*b1761/1.2\* SECTION 2623r. 115.28 (30) (d) of the statutes is amended to read:

3 115.28 (30) (d) Provide in the department, ~~within the integrated and applied~~  
4 ~~curricula team,~~ a vocational career and technical education and vocational career  
5 and technical student organizations ~~subteam team~~ consisting of those educational  
6 consultants specified in par. (b).

7 \*-1694/11.13\* SECTION 2625. 115.28 (42) of the statutes is created to read:

8 115.28 (42) WISCONSIN GEOGRAPHIC EDUCATION PROGRAM. Enter into an  
9 agreement with the National Geographic Society Education Foundation to establish  
10 a geographical education program in this state. The agreement shall require each  
11 of the following:

12 (a) That the National Geographic Society Education Foundation shall  
13 establish and manage a trust fund consisting of any grant made under 2001  
14 Wisconsin Act .... (this act), section 9101 (10) (b), and \$500,000 in matching funds  
15 provided by the Foundation.

16 (b) That, from the trust fund established under par. (a) and any income thereon,  
17 the National Geographic Society Education Foundation shall award grants and  
18 support programs for improving geographical education in this state, with an  
19 emphasis on improving student use of geographic information systems technology.

20 (c) That the National Geographic Society Education Foundation annually  
21 submit to the department an audited financial statement of the trust fund  
22 established under par. (a) that is prepared by an independent auditor and a report  
23 listing the names of grant recipients and the amounts and purposes of awards and  
24 other expenditures made from the trust fund.

1 (d) That, if the trust fund established under par. (a) is dissolved, the National  
2 Geographic Society Education Foundation shall return to the department the grant  
3 made under 2001 Wisconsin Act .... (this act), section 9101 (10) (b), and unexpended  
4 income thereon.

5 (e) That the agreement is not effective unless the secretary of administration  
6 determines that the transfer between the appropriation accounts described under  
7 2001 Wisconsin Act .... (this act), section 9101 (10) (b), has occurred and that the  
8 National Geographic Society Education Foundation has provided the matching  
9 funds described in par. (a).

10 \*b0443/1.3\* SECTION 2625m. 115.28 (45) of the statutes is created to read:

11 115.28 (45) SPECIAL COUNSELOR GRANTS. From the appropriation under s. 20.255  
12 (2) (kL), award grants to school districts, cooperative educational service agencies,  
13 consortia consisting of 2 or more school districts or cooperative educational service  
14 agencies, or an educational organization that serves pupils in any grade from  
15 kindergarten to 12, if the school district, cooperative educational service agency, or  
16 educational organization serves American Indian pupils or borders on an American  
17 Indian reservation, for the purpose of employing counselors to help American Indian  
18 pupils adjust to the school districts in which they are enrolled.

19 \*b1191/1.4\* SECTION 2625w. 115.28 (47) of the statutes is created to read:

20 115.28 (47) GRANT TO BELOIT COLLEGE. Annually award the amount  
21 appropriated under s. 20.255 (2) (kj) to Beloit College to educate children and adults  
22 in southern Wisconsin about Native American cultures.

23 \*b2191/1.1\* SECTION 2635L. 115.28 (48) of the statutes is created to read:

24 115.28 (48) VETERANS. Encourage school boards to invite armed forces veterans  
25 to school to discuss their experiences as veterans.

1           **\*b1738/1.1\* SECTION 2635m.** 115.28 (49) of the statutes is created to read:

2           115.28 (49) CHARTER SCHOOL REPORT. Annually report to the legislature, in the  
3 manner provided under s. 13.172 (2), on the status of existing charter schools, the  
4 number of petitions for new charter schools, and school board and departmental  
5 action on petitions for new charter schools.

6           **\*b1743/2.2\* SECTION 2638m.** 115.28 (50) of the statutes is created to read:

7           115.28 (50) SPECIAL EDUCATION STUDY. Distribute a summary of study under s.  
8 36.11 (49) to each school district.

9           **\*b2193/1.20\* SECTION 2639m.** 115.31 (1) (b) of the statutes is amended to read:

10           115.31 (1) (b) “Educational agency” means a school district, cooperative  
11 educational service agency, state correctional institution under s. 302.01, secured  
12 correctional facility, as defined in s. 938.02 (15m), secured child caring institution,  
13 as defined in s. 938.02 (15g), the Wisconsin Center for the Blind and Visually  
14 Impaired, the Wisconsin School Educational Services Program for the Deaf and Hard  
15 of Hearing, the Mendota mental health institute, the Winnebago mental health  
16 institute, a state center for the developmentally disabled, a private school, or a  
17 private, nonprofit, nonsectarian agency under contract with a school board under s.  
18 118.153 (3) (c).

19           **\*b1621/1.3\* SECTION 2640g.** 115.343 (title) and (1) of the statutes are amended  
20 to read:

21           **115.343 (title) Wisconsin morning school day milk program.** (1) The  
22 department shall establish a morning school day milk program. A school  
23 participating in the program shall offer each eligible child ~~a~~ one half-pint of  
24 Wisconsin-produced whole milk, 2% milk, 1.5% milk, one percent milk, 0.5% milk,  
25 skim milk or chocolate milk on each day in which school is in session. If a child is

1 allergic to milk or has metabolic disorders or other conditions which prohibit him or  
2 her from drinking milk, the child shall be offered juice as a substitute. Any school  
3 that participates in the program is encouraged to consider bids from local milk  
4 suppliers. The school shall keep all information related to the identity of the pupils  
5 who receive a beverage under the program confidential. In this subsection,  
6 “Wisconsin-produced” means that all or part of the raw milk used by the milk  
7 processor was produced in this state.

8 \*b1621/1.3\* SECTION 2640h. 115.343 (2) (c) of the statutes is created to read:

9 115.343 (2) (c) The child does not receive the beverage during the school’s  
10 breakfast or lunch period.

11 \*b2199/2.1\* SECTION 2641m. 115.38 (2) of the statutes is amended to read:

12 115.38 (2) ~~By January 1, 1993, and annually thereafter~~ Annually by January  
13 1, each school board shall distribute to the parent or guardian of each pupil enrolled  
14 in the school district, including pupils enrolled in charter schools located in the school  
15 district, or give to each pupil to bring home to his or her parent or guardian, a school  
16 and school district performance report that includes the information specified by the  
17 state superintendent under sub. (1). The report shall also include a comparison of  
18 the school district’s performance under sub. (1) (a) and (b) with the performance of  
19 other school districts in the same athletic conference under sub. (1) (a) and (b).

20 \*-1151/4.5\* SECTION 2649. 115.42 (1) (a) 3. of the statutes is repealed.

21 \*-1151/4.6\* SECTION 2650. 115.42 (1) (b) of the statutes is amended to read:

22 115.42 (1) (b) The grant under this subsection shall be an amount equal to the  
23 costs of obtaining certification under par. (a) 1. that are borne by the person, not to  
24 exceed \$2,000. The department shall award the grant under this subsection ~~in the~~  
25 ~~school year in which the person is certified under par. (a) 1., except that if the person~~



1 ~~becomes certified under par. (a) 1. while he or she is not a resident of this state, the~~  
2 ~~department shall award the grant under this subsection in the first school year in~~  
3 ~~which the person meets the requirements under par. (a).~~

4 \*~~1151/4.7~~\* SECTION 2651. 115.42 (2) (intro.) of the statutes is renumbered  
5 115.42 (2) (a) (intro.) and amended to read:

6 115.42 (2) (a) (intro.) The department shall award ~~a~~ 9 grants of \$2,500 grant  
7 each to each person who received a grant under sub. (1) ~~in each of the 9 school years~~  
8 ~~following the school year in which he or she received the grant~~ if the person satisfies  
9 all of the following requirements:

10 \*~~1151/4.8~~\* SECTION 2652. 115.42 (2) (a) and (b) of the statutes are renumbered  
11 115.42 (2) (a) 1. and 2.

12 \*~~1151/4.9~~\* SECTION 2653. 115.42 (2) (bL) of the statutes is created to read:

13 115.42 (2) (bL) The department shall award the grants under this subsection  
14 annually, one grant in each of the school years following the school year in which the  
15 grant under sub. (1) was awarded and in which the person satisfies the requirements  
16 under par. (a).

17 \*~~1151/4.10~~\* SECTION 2654. 115.42 (2) (c) of the statutes is repealed.

18 \*~~1151/4.11~~\* SECTION 2655. 115.42 (2) (d) of the statutes is renumbered 115.42  
19 (2) (a) 4.

20 \*~~b0858/1.1~~\* SECTION 2657m. 115.435 (1) (c) of the statutes is amended to read:

21 115.435 (1) (c) At least ~~65%~~ 80% of the real property in the school district is  
22 exempt from taxation under s. 70.11, taxed as forest croplands under subch. I of ch.  
23 77, owned by or held in trust for a federally recognized American Indian tribe, or  
24 owned by the federal government.



1 training and experience in educating pupils who are hearing impaired to serve as the  
2 director of the program.

3 (3) SERVICES. The program shall provide services that benefit children  
4 throughout the state who are hearing impaired.

5 (a) *School.* 1. 'Residents 3 to 20 years old.' The program shall operate a school  
6 at which any resident of this state 3 to 20 years old who is hearing impaired, and for  
7 the duration of a school term any resident of this state who is hearing impaired and  
8 becomes 21 years old during that school term, shall be received and taught free of  
9 charge if the individualized education program for the resident under s. 115.787 and  
10 the educational placement under s. 115.79 specify the school operated by the  
11 program as the appropriate placement.

12 2. 'Residents 21 years old or older.' The state superintendent may admit to the  
13 school operated by the program a resident of the state who is hearing impaired and  
14 is 21 years of age or older prior to the beginning of a school term upon the payment  
15 of fees fixed by the state superintendent and upon the recommendation of the  
16 secretary of health and family services, the director of the technical college system,  
17 or the director of the program.

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

1           4. 'Pupil use of residential facilities.' Except as provided in sub. (4), the director  
2 of the program shall make the residential facilities of the program available to all  
3 pupils received at the school operated by the program.

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

9           6. 'Transportation.' The program may provide transportation for resident  
10 pupils at the school operated by the program.

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

12           1. Provide evaluation services to assist local educational agencies, cooperative  
13 educational service agencies, county children with disabilities education boards,  
14 private schools, and others.

15           2. Provide technical assistance and consultation services to local educational  
16 agencies, cooperative educational service agencies, county children with disabilities  
17 education boards, private schools, and others.

18           3. Develop and disseminate curriculum and instructional materials.

19           4. Provide in-service and other training to teachers and other staff serving  
20 pupils who are hearing impaired.

21           5. Provide training, technical assistance, and consultation services for parents  
22 of children who are hearing impaired and for professionals who work with children  
23 who are hearing impaired.

24           6. Provide access to educational materials to children who are hearing  
25 impaired.

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

2           8. Serve as a clearinghouse for information about children who are hearing  
3 impaired.

4           9. Teach American sign language, and teach other subjects using American  
5 sign language, through the use of distance education technology.

6           10. Rent or lease technological materials and assistive technology devices, as  
7 defined in s. 115.76 (1), to local educational agencies, cooperative educational service  
8 agencies, county children with disabilities education boards, and private schools.

9           11. Facilitate the preparation of teachers of pupils who are hearing impaired  
10 by providing assistance to teacher preparation programs.

11           12. Provide other statewide services that relate to the education of children who  
12 are hearing impaired.

13           (c) *Additional services.* 1. 'Birth-to-3 services.' The program may provide  
14 instruction or services, or both, for children who are under the age of 3 and are  
15 hearing impaired and their parents. The instruction or services are subject to the  
16 approval of, and shall comply with requirements established by, the department.

17           2. 'Library.' Educational media and materials acquired by the program  
18 constitute a circulating collection for persons who are hearing impaired. The  
19 collection shall be kept at the program's facility and be under the supervision of its  
20 director. All school age children of the state who are hearing impaired may use the  
21 media and materials upon compliance with criteria established by the director of the  
22 program and approved by the state superintendent.

23           3. 'Summer programs.' The program shall provide summer programs each year  
24 for children who are hearing impaired.

1           4. ‘Independent living skills.’ With the approval of the state superintendent,  
2 the program may allow individuals to receive instruction in and practice  
3 independent living skills in state-owned housing at the program’s facility in  
4 Delavan.

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

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

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

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

22           (7) AUDIT. In the 2004–05 fiscal year, the legislative audit bureau shall perform  
23 a performance evaluation audit of the program. The bureau shall submit copies of  
24 the audit report to the chief clerk of each house of the legislature for distribution to  
25 the appropriate standing committees under s. 13.172 (3) by June 30, 2005.

1           **\*b2193/1.21\* SECTION 2661m.** 115.53 (2) of the statutes is amended to read:

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

11           **\*b2193/1.21\* SECTION 2661p.** 115.53 (3) (a) of the statutes is amended to read:

12           115.53 (3) (a) Arrange for otological or ophthalmic examination of any pupil or  
13 prospective pupil of the Wisconsin School Educational Services Program for the Deaf  
14 and Hard of Hearing. The examination shall be paid for from the appropriation in  
15 s. 20.255 (1) (b), (gh) or (gs).

16           **\*b2193/1.21\* SECTION 2661r.** 115.53 (4) of the statutes is amended to read:

17           115.53 (4) Apply to the board of directors of the University of Wisconsin  
18 Hospitals and Clinics Authority for admission to the University of Wisconsin  
19 Hospitals and Clinics of any pupil at the school operated by the Wisconsin School  
20 Educational Services Program for the Deaf and Hard of Hearing or the school  
21 operated by the Wisconsin Center for the Blind and Visually Impaired.

22           (a) The application shall be accompanied by the report of a physician appointed  
23 by the superintendent director of the Wisconsin School Educational Services  
24 Program for the Deaf and Hard of Hearing or the director of the Wisconsin Center

1 for the Blind and Visually Impaired and shall be in the same form as reports of other  
2 physicians for admission of patients to such hospital.

3 (b) The net cost of hospital treatment shall be at the rate established under s.  
4 233.40 (1) and shall be paid from the appropriation under s. 20.255 (1) (b), (gh) or (gs)  
5 if the patient is a pupil at the school operated by the Wisconsin School Educational  
6 Services Program for the Deaf and Hard of Hearing or from the appropriation under  
7 s. 20.255 (1) (b), (gh), (gL) or (gs) if the patient is a pupil at the school operated by the  
8 Wisconsin Center for the Blind and Visually Impaired. The state superintendent  
9 likewise may authorize payment for the expense of transporting patients to and from  
10 the hospital. The state superintendent shall make payments for the treatment to the  
11 University of Wisconsin Hospitals and Clinics Authority. Funds collected by the  
12 state superintendent on account of the hospitalization shall be credited to the  
13 appropriation under s. 20.255 (1) (gh) for the school or center concerned.

14 \*b2193/1.21\* SECTION 2661t. 115.53 (5) of the statutes is amended to read:

15 115.53 (5) Arrange for visits by members of the staff of either the Wisconsin  
16 School Educational Services Program for the Deaf and Hard of Hearing or the  
17 Wisconsin Center for the Blind and Visually Impaired to other public schools or to  
18 families of deaf children who are hearing impaired or children who are visually  
19 impaired, whenever it appears to the state superintendent that such visits will be  
20 of advantage to such children.

21 \*b2193/1.21\* SECTION 2662g. 115.54 of the statutes is amended to read:

22 115.54 **Compulsory education.** If it appears, by affidavit, to any circuit  
23 judge that any deaf child who is either hearing impaired or ~~child who is~~ visually  
24 impaired and who is between the ages of 6 and 21 is deprived of a suitable education  
25 by the failure of the person having the care and custody of the child to provide a



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

9 \*b1524/1.7\* SECTION 2666m. 115.817 (5) (b) 1. of the statutes is amended to  
10 read:

11 115.817 (5) (b) 1. At the close of each fiscal year, the board shall employ a  
12 licensed certified public accountant licensed or certified under ch. 442 to audit its  
13 accounts and certify the audit. The cost of the audit shall be paid from board funds.

14 \*-0886/3.8\* SECTION 2667. 115.88 (2) of the statutes is amended to read:

15 115.88 (2) TRANSPORTATION AID. If upon receipt of the plan under s. 115.77 (4)  
16 the state superintendent is satisfied that the transportation of children with  
17 disabilities has been maintained during the preceding year in accordance with the  
18 law, the state superintendent shall certify to the department of administration in  
19 favor of each county, cooperative educational service agency, or school district  
20 transporting such pupils an amount equal to the amount expended for such  
21 transportation as costs eligible for reimbursement from the ~~appropriations~~  
22 appropriation under s. 20.255 (2) (b) ~~and (b)~~. Pupils for whom aid is paid under this  
23 subsection shall not be eligible for aid under s. 121.58 (2) or (4). This subsection  
24 applies to any child with a disability who requires special assistance in  
25 transportation, including any such child attending regular classes who requires

1 special or additional transportation. This subsection does not apply to any child with  
2 a disability attending regular or special classes who does not require any special or  
3 additional transportation.

4 **\*b1746/1.1\* SECTION 2670m.** 118.019 (2) (intro.) of the statutes is amended to  
5 read:

6 118.019 (2) SUBJECTS. (intro.) A school board may provide an instructional  
7 program in human growth and development in grades kindergarten to 12. If  
8 provided, the program shall offer information and instruction appropriate to each  
9 grade level and the age and level of maturity of the pupils. The Except as provided  
10 in sub. (2m), the program may include instruction in any of the following areas:

11 **\*b1746/1.1\* SECTION 2670p.** 118.019 (2) (e) of the statutes is amended to read:

12 118.019 (2) (e) Human sexuality; reproduction; family planning, as defined in  
13 s. 253.07 (1) (a), including natural family planning; human immunodeficiency virus  
14 and acquired immunodeficiency syndrome; prenatal development; childbirth;  
15 adoption; available prenatal and postnatal support; and male and female  
16 responsibility.

17 **\*b1746/1.1\* SECTION 2670q.** 118.019 (2m) of the statutes is created to read:

18 118.019 (2m) MARRIAGE AND PARENTAL RESPONSIBILITY. If a school board provides  
19 instruction in any of the areas under sub. (2) (e), the school board shall also provide  
20 instruction in marriage and parental responsibility.

21 **\*b1747/1.1\* SECTION 2671m.** 118.02 (2) of the statutes is amended to read:

22 118.02 (2) February 12, Abraham Lincoln's birthday.

23 **\*b1747/1.1\* SECTION 2671n.** 118.02 (4) of the statutes is amended to read:

24 118.02 (4) February 22, George Washington's birthday.

25 **\*b1747/1.1\* SECTION 2671p.** 118.02 (12) of the statutes is amended to read:

1 118.02 (12) October 12, Christopher Columbus' birthday.

2 \*b1747/1.1\* SECTION 2671q. 118.02 (13) of the statutes is amended to read:

3 118.02 (13) November 11, Veterans Day.

4 \*b1747/1.1\* SECTION 2671r. 118.02 (17) of the statutes is created to read:

5 118.02 (17) April 19, Patriots' Day.

6 \*b2221/3.126\* SECTION 2672m. 118.025 of the statutes is amended to read:

7 **118.025 Arbor day observance.** A school principal may request one free tree  
8 provided from state forest nurseries by the department of ~~natural resources~~ forestry  
9 under s. 28.06 for each 4th grade pupil in the school for planting in conjunction with  
10 an annual observance and celebration of arbor day.

11 \*b1727/1.1\* SECTION 2673m. 118.035 of the statutes is created to read:

12 **118.035 School uniforms. (1)** In this section, "school" means a public school  
13 and includes a charter school other than a charter school under s. 118.40 (2r).

14 (2) A school board may adopt a policy that requires all pupils enrolled in school  
15 in the school district, or all pupils enrolled in one or more schools in the school  
16 district, to wear a uniform while in school or while under the supervision of a school  
17 authority.

18 (3) If a school board adopts a policy under sub. (2), it shall do all of the following:

19 (a) Establish a method whereby the parent or guardian of a pupil enrolled in  
20 a school in which the policy is in effect may exempt his or her child from complying  
21 with the policy.

22 (b) Ensure that no pupil is penalized academically or otherwise discriminated  
23 against because the pupil's parent or guardian has chosen to exempt the pupil from  
24 complying with the policy.

1 (c) Notify each parent or guardian of a pupil enrolled in a school in which the  
2 policy will be implemented of the policy at least 3 months before the school board  
3 implements the policy.

4 (d) Assist economically disadvantaged pupils to obtain the uniforms.

5 (4) The requirements under sub. (3) do not apply to any school board that has  
6 in effect on the effective date of this subsection ... [revisor inserts date], a school  
7 uniform policy for pupils enrolled in a school in the school district and has had such  
8 a policy in effect continuously since that date.

9 (5) By July 1, 2005, the department shall submit a report to the appropriate  
10 standing committees of the legislature under s. 13.172 (3). The report shall address  
11 all of the following issues relating to the imposition of school uniforms by school  
12 boards:

13 (a) Methods of encouraging the involvement of the parents or guardians of  
14 pupils enrolled in a school district in a school board's decision to require school  
15 uniforms.

16 (b) The ability of pupils to obtain the uniforms.

17 (c) The effect of the imposition of the requirement on crime in the school,  
18 including weapons possession, assault, battery, and vandalism, and on pupil  
19 suspensions and expulsions.

20 (6) Nothing in this section affects the authority of a school board to require  
21 pupils to wear uniforms for extracurricular activities, and the provisions of sub. (3)  
22 do not apply to such a requirement.

23 **\*b1748/2.1\* SECTION 2673p.** 118.045 (3) of the statutes is amended to read:

24 118.045 (3) A school board may commence the school term before September  
25 1 in any school year if it holds a public hearing on the issue and adopts a resolution

1 ~~to that effect in that school year~~ the school board requests the department to allow  
2 it to commence the school term before September 1 and the school board includes  
3 reasons with its request. The department may grant a request only if it determines  
4 that there are extraordinary reasons for granting it. The department shall  
5 promulgate rules to implement and administer this subsection.

6 \*b2188/1.1\* SECTION 2674d. 118.06 (title) of the statutes is amended to read:  
7 **118.06 (title) Flag and, pledge of allegiance, and national anthem.**

8 \*b2188/1.1\* SECTION 2674j. 118.06 (2) of the statutes is amended to read:

9 118.06 (2) Every public ~~and private~~ school shall offer the pledge of allegiance  
10 or the national anthem in grades one to 8 ~~at the beginning of~~ 12 each school at least  
11 one day per week. ~~Every private school shall offer the pledge of allegiance or the~~  
12 national anthem in grades one to 12 each school day unless the governing body of the  
13 private school determines that the requirement conflicts with the school's religious  
14 doctrines. No pupil may be compelled, against the pupil's objections or those of the  
15 pupil's parents or guardian, to recite the pledge or to sing the anthem.

16 \*b0619/2.1\* SECTION 2679m. 118.135 of the statutes is created to read:

17 **118.135 Eye examinations and evaluations. (1)** Beginning in the 2002–03  
18 school year, each school board and each charter school shall request each pupil  
19 entering kindergarten to provide evidence that the pupil has had his or her eyes  
20 examined by an optometrist licensed under ch. 449 or evaluated by a physician  
21 licensed under ch. 448.

22 (2) A pupil who complies with a request under sub. (1) shall provide evidence  
23 of an eye examination or evaluation by December 31 following the pupil's enrollment  
24 in kindergarten. The school board or charter school shall provide pupils with the

1 form distributed by the department of regulation and licensing under s. 440.03 (16)  
2 for that purpose.

3 (3) To the extent feasible, the medical examining board and the optometry  
4 examining board shall encourage physicians and optometrists, for the purpose of this  
5 section, to conduct free eye examinations or evaluations of pupils who are in financial  
6 need and do not have insurance coverage for eye examinations or evaluations.

7 \*b0929/1.2\* SECTION 2679t. 118.163 (1m) (c) of the statutes is created to read:

8 118.163 (1m) (c) An order for the person to report to a youth report center after  
9 school, in the evening, on weekends, on other nonschool days, or at any other time  
10 that the person is not under immediate adult supervision, for participation in the  
11 social, behavioral, academic, community service, and other programming of the  
12 center as described in s. 938.342 (1d) (c).

13 \*b0929/1.2\* SECTION 2679u. 118.163 (2) (L) of the statutes is created to read:

14 118.163 (2) (L) An order for the person to report to a youth report center after  
15 school, in the evening, on weekends, on other nonschool days, or at any other time  
16 that the person is not under immediate adult supervision, for participation in the  
17 social, behavioral, academic, community service, and other programming of the  
18 center as described in s. 938.342 (1g) (k).

19 \*b0861/1.1\* SECTION 2695e. 118.29 (2) (a) 2r. of the statutes is created to read:

20 118.29 (2) (a) 2r. Except for glucagon administered under subd. 2., may  
21 administer glucagon to any pupil who appears to be experiencing a severe  
22 hypoglycemic event if, as soon as practicable, the school bus operator, employee, or  
23 volunteer reports the event to an emergency medical service provider.

24 \*b0861/1.1\* SECTION 2695m. 118.29 (2) (a) 3. of the statutes is amended to  
25 read:

1           118.29 (2) (a) 3. Is immune from civil liability for his or her acts or omissions  
2 in administering a drug or prescription drug to a pupil under subd. 1., 2. ~~or~~, 2m., or  
3 2r. unless the act or omission constitutes a high degree of negligence. This  
4 subdivision does not apply to health care professionals.

5           \*~~2358/4.21~~\* \*~~0888/1.1~~\* SECTION 2700. 118.30 (1m) (a) of the statutes is  
6 amended to read:

7           118.30 (1m) (a) 1. Except as provided in sub. (6), administer the 4th grade  
8 examination adopted or approved by the state superintendent under sub. (1) to all  
9 pupils enrolled in the school district, including pupils enrolled in charter schools  
10 located in the school district, in the 4th grade. ~~Beginning on July 1, 2002, if the~~  
11 ~~school board has not developed and adopted its own 4th grade examination, the~~  
12 ~~school board shall provide a pupil with at least 2 opportunities to take the~~  
13 ~~examination administered under this subdivision.~~

14           2. Beginning on July 1, 2002, if the school board has developed or adopted its  
15 own 4th grade examination, administer that examination to all pupils enrolled in the  
16 school district, including pupils enrolled in charter schools located in the school  
17 district, in the 4th grade. ~~The school board shall provide a pupil with at least 2~~  
18 ~~opportunities to take the examination administered under this subdivision.~~

19           \*~~2358/4.23~~\* \*~~0888/1.2~~\* SECTION 2702. 118.30 (1m) (am) of the statutes is  
20 amended to read:

21           118.30 (1m) (am) 1. Except as provided in sub. (6), administer the 8th grade  
22 examination adopted or approved by the state superintendent under sub. (1) to all  
23 pupils enrolled in the school district, including pupils enrolled in charter schools  
24 located in the school district, in the 8th grade. ~~Beginning on July 1, 2002, if the~~  
25 ~~school board has not developed and adopted its own 8th grade examination, the~~

1 ~~school board shall provide a pupil with at least 2 opportunities to take the~~  
2 ~~examination administered under this subdivision.~~

3 2. Beginning on July 1, 2002, if the school board has developed or adopted its  
4 own 8th grade examination, administer that examination to all pupils enrolled in the  
5 school district, including pupils enrolled in charter schools located in the school  
6 district, in the 8th grade. ~~The school board shall provide a pupil with at least 2~~  
7 ~~opportunities to take the examination administered under this subdivision.~~

8 \*b2185/1.1\* SECTION 2703m. 118.30 (1m) (d) of the statutes is amended to  
9 read:

10 118.30 (1m) (d) If the school board operates high school grades, beginning in  
11 the ~~2002-03~~ 2004-05 school year administer the high school graduation  
12 examination adopted by the school board under sub. (1g) (b) to all pupils enrolled in  
13 the school district, including pupils enrolled in charter schools located in the school  
14 district, in the 11th and 12th grades. The school board shall administer the  
15 examination at least twice each school year and may administer the examination  
16 only to pupils enrolled in the 11th and 12th grades.

17 \*-2358/4.25\* \*-0888/1.3\* SECTION 2704. 118.30 (1r) (a) of the statutes is  
18 amended to read:

19 118.30 (1r) (a) 1. Except as provided in sub. (6), administer the 4th grade  
20 examination adopted or approved by the state superintendent under sub. (1) (a) to  
21 all pupils enrolled in the charter school in the 4th grade. ~~Beginning on July 1, 2002,~~  
22 ~~if the operator of the charter school has not developed or adopted its own 4th grade~~  
23 ~~examination, the operator of the charter school shall provide a pupil with at least 2~~  
24 ~~opportunities to take the examination administered under this subdivision.~~



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

6           \*~~2358/4.27~~\* \*~~0888/1.4~~\* SECTION 2706. 118.30 (1r) (am) of the statutes is  
7 amended to read:

8           118.30 (1r) (am) 1. Except as provided in sub. (6), administer the 8th grade  
9 examination adopted or approved by the state superintendent under sub. (1) (a) to  
10 all pupils enrolled in the charter school in the 8th grade. ~~Beginning on July 1, 2002,~~  
11 ~~if the operator of the charter school has not developed and adopted its own 8th grade~~  
12 ~~examination, the operator of the charter school shall provide a pupil with at least 2~~  
13 ~~opportunities to take the examination administered under this subdivision.~~

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

19           \*~~b2185/1.2~~\* SECTION 2707m. 118.30 (1r) (d) of the statutes is amended to read:

20           118.30 (1r) (d) If the charter school operates high school grades, beginning in  
21 the ~~2002-03~~ 2004-05 school year, administer the high school graduation  
22 examination adopted by the operator of the charter school under sub. (1g) (b) to all  
23 pupils enrolled in the 11th and 12th grades in the charter school. The operator of the  
24 charter school shall administer the examination at least twice each school year and  
25 may administer the examination only to pupils enrolled in the 11th and 12th grades.

1           **\*b1728/1.1\* SECTION 2709m.** 118.30 (2) (f) of the statutes is created to read:

2           118.30 (2) (f) Each school board, and each operator of a charter school under  
3 s. 118.40 (2r), shall ensure that no pupil uses a calculator while taking the 4th grade  
4 examination under sub. (1m) or (1r).

5           **\*b2186/1.1\* SECTION 2712m.** 118.30 (3) of the statutes is renumbered 118.30  
6 (3) (a) and amended to read:

7           118.30 (3) (a) The state superintendent shall ~~make available upon request,~~  
8 allow a person to view an examination required to be administered under this section  
9 if the person submits to the state superintendent a written request to do so within  
10 90 days after the date of administration, ~~any of the examination required to be~~  
11 ~~administered under this section.~~ This subsection paragraph does not apply while the  
12 an examination is being developed or validated.

13           **\*b2186/1.1\* SECTION 2714m.** 118.30 (3) (b) of the statutes is created to read:

14           118.30 (3) (b) The state superintendent shall promulgate rules establishing  
15 procedures to administer par. (a). To the extent feasible, the rules shall protect the  
16 security and confidentiality of the examinations required to be administered under  
17 this section.

18           **\*b2185/1.3\* SECTION 2718m.** 118.33 (1) (f) of the statutes is amended to read:

19           118.33 (1) (f) 1. By September 1, ~~2002~~ 2004, each school board operating high  
20 school grades shall develop a written policy specifying criteria for granting a high  
21 school diploma that are in addition to the requirements under par. (a). The criteria  
22 shall include the pupil's score on the examination administered under s. 118.30 (1m)  
23 (d), the pupil's academic performance and the recommendations of teachers. Except  
24 as provided in subd. 2., the criteria apply to pupils enrolled in charter schools located  
25 in the school district.

1           2. By September 1, 2002 2004, each operator of a charter school under s. 118.40  
2 (2r) that operates high school grades shall develop a policy specifying criteria for  
3 granting a high school diploma. The criteria shall include the pupil's score on the  
4 examination administered under s. 118.30 (1r) (d), the pupil's academic performance  
5 and the recommendations of teachers.

6           3. Beginning September 1, 2003 2005, neither a school board nor an operator  
7 of a charter school under s. 118.40 (2r) may grant a high school diploma to any pupil  
8 unless the pupil has satisfied the criteria specified in the school board's or charter  
9 school's policy under subd. 1. or 2.

10           **\*b1748/2.2\* SECTION 2725m.** 118.38 (1) (a) 8. of the statutes is created to read:  
11           118.38 (1) (a) 8. The commencement of the school term under s. 118.045.

12           **\*b2095/6.9\* SECTION 2725mb.** 118.40 (2r) (a) of the statutes is repealed and  
13 recreated to read:

14           118.40 (2r) (a) In this subsection, "instructional staff" has the meaning given  
15 in the rules promulgated by the department under s. 121.02 (1) (a) 2.

16           **\*b2095/6.9\* SECTION 2725md.** 118.40 (2r) (b) of the statutes is renumbered  
17 118.40 (2r) (b) 1. (intro.) and amended to read:

18           118.40 (2r) (b) 1. (intro.) ~~The common council of the city of Milwaukee, the~~  
19 ~~ehancellor of the University of Wisconsin-Milwaukee and the Milwaukee area~~  
20 ~~technical college district board~~ All of the following entities may establish by charter  
21 and operate a charter school or, on behalf of their respective entities, may initiate a  
22 contract with an individual or group to operate a school as a charter school:

23           2. A charter shall include all of the provisions specified under sub. (1m) (b) 3.  
24 to 14. A contract shall include all of the provisions specified under sub. (1m) (b) 1.  
25 to 14. and shall specify the effect of the establishment of the charter school on the

1 liability of the contracting entity under this paragraph. The contract may include  
2 other provisions agreed to by the parties. The chancellor of the University of  
3 Wisconsin–Milwaukee or of the University of Wisconsin–Parkside may not establish  
4 or enter into a contract for the establishment of a charter school under this  
5 paragraph without the approval of the board of regents of the University of  
6 Wisconsin System.

7 \*b2095/6.9\* SECTION 2725mf. 118.40 (2r) (b) 1. a. to d. of the statutes are  
8 created to read:

9 118.40 (2r) (b) 1. a. The common council of the city of Milwaukee.

10 b. The chancellor of the University of Wisconsin–Milwaukee.

11 c. On a pilot basis, the chancellor of the University of Wisconsin–Parkside.

12 d. The Milwaukee area technical college district board.

13 \*b2095/6.9\* SECTION 2725mg. 118.40 (2r) (b) 3. of the statutes is created to  
14 read:

15 118.40 (2r) (b) 3. If the chancellor of the University of Wisconsin–Parkside  
16 contracts for the establishment of a charter school, the contract shall also provide  
17 that the charter school must be operated by a governing board and that the  
18 chancellor or his or her designee must be a member of the governing board. In  
19 addition, if the contract provides that the instructional staff of the charter school  
20 shall consist of employees of the board of regents of the University of Wisconsin  
21 System, the contract shall also include provisions that do all of the following:

22 a. Delegate to the governing board of the charter school the board of regents'  
23 authority to establish and adjust all compensation and fringe benefits of  
24 instructional staff, subject to the terms of any collective bargaining agreement under  
25 subch. V of ch. 111 that covers the instructional staff. In the absence of a collective

1 bargaining agreement, the governing board may establish and adjust all  
2 compensation and fringe benefits of the instructional staff only with the approval of  
3 the chancellor of the University of Wisconsin–Parkside.

4 b. Authorize the governing board of the charter school to perform specified  
5 duties for the board of regents with respect to the instructional staff. This  
6 authorization may include duties related to supervising the instructional staff,  
7 taking disciplinary actions with respect to the instructional staff, recommending  
8 new hires or layoffs, collective bargaining, claims, complaints, or benefits and  
9 records administration.

10 \*b2095/6.9\* SECTION 2725mh. 118.40 (2r) (bm) of the statutes is created to  
11 read:

12 118.40 (2r) (bm) The common council of the city of Milwaukee, the chancellor  
13 of the University of Wisconsin–Milwaukee, and the Milwaukee area technical college  
14 district board may only establish or enter into a contract for the establishment of a  
15 charter school located in the school district operating under ch. 119. The chancellor  
16 of the University of Wisconsin–Parkside may only establish or enter into a contract  
17 for the establishment of a charter school located in a unified school district that is  
18 located in the county in which the University of Wisconsin–Parkside is situated or  
19 in an adjacent county.

20 \*b2095/6.9\* SECTION 2725mi. 118.40 (2r) (c) of the statutes is renumbered  
21 118.40 (2r) (c) 2., and 118.40 (2r) (c) 2. (intro.), as renumbered, is amended to read:

22 118.40 (2r) (c) 2. (intro.) ~~An entity under par. (b) may not establish or enter into~~  
23 ~~a contract for the establishment of a charter school located outside of the school~~  
24 ~~district operating under ch. 119. A pupil residing within the school district operating~~

1 ~~under ch. 119~~ may attend a charter school established in the school district operating  
2 under ch. 119 under this subsection only if one of the following applies:

3       **\*b2095/6.9\* SECTION 2725mk.** 118.40 (2r) (c) 1. of the statutes is created to  
4 read:

5       118.40 (2r) (c) 1. Only pupils who reside in the school district in which a charter  
6 school established under this subsection is located may attend the charter school.

7       **\*b2095/6.9\* SECTION 2725mL.** 118.40 (2r) (cm) of the statutes is created to  
8 read:

9       118.40 (2r) (cm) The chancellor of the University of Wisconsin–Parkside may  
10 establish or enter into a contract for the establishment of only one charter school  
11 under this subsection, which may not operate high school grades and which may not  
12 accommodate more than 400 pupils.

13       **\*b2095/6.9\* SECTION 2725mn.** 118.40 (2r) (e) of the statutes is renumbered  
14 118.40 (2r) (e) 1. and amended to read:

15       118.40 (2r) (e) 1. From the appropriation under s. 20.255 (2) (fm), the  
16 department shall pay to the operator of the charter school an amount equal to the  
17 sum of the amount paid per pupil under this ~~paragraph~~ subdivision in the previous  
18 school year and the amount of revenue increase per pupil allowed under subch. VII  
19 of ch. 121 in the current school year, multiplied by the number of pupils attending  
20 the charter school. The department shall pay 25% of the total amount in September,  
21 25% in December, 25% in February, and 25% in June. The department shall send the  
22 check to the operator of the charter school.

23       **\*b2095/6.9\* SECTION 2725mp.** 118.40 (2r) (e) 2. of the statutes is created to  
24 read:

1           118.40 (2r) (e) 2. If the chancellor of the University of Wisconsin–Parkside  
2 establishes or contracts for the establishment of a charter school under this  
3 subsection, in March the department shall pay to the unified school district in which  
4 the charter school is located, from the appropriation under s. 20.255 (2) (fm), an  
5 amount equal to the amount of school aid per pupil to which the unified school district  
6 is eligible in the current school year multiplied by the number of pupils attending the  
7 charter school who were previously enrolled in the unified school district.

8           **\*b2095/6.9\* SECTION 2725mq.** 118.40 (2r) (f) of the statutes is created to read:

9           118.40 (2r) (f) If the chancellor of the University of Wisconsin–Parkside  
10 establishes or contracts for the establishment of a charter school under this  
11 subsection, biennially the chancellor shall submit a report to the legislature under  
12 s. 13.172 (2). The report shall include information on the academic performance of  
13 the pupils who attend the charter school and on the success of the governance  
14 structure of the charter school.

15           **\*b2095/6.9\* SECTION 2725t.** 118.40 (7) (am) 2. of the statutes is amended to  
16 read:

17           118.40 (7) (am) 2. A charter school established under sub. (2r) or a private  
18 school located in the school district operating under ch. 119 that is converted to a  
19 charter school is not an instrumentality of the any school district operating under ~~ch.~~  
20 ~~119~~ and the no school board of that school district may ~~not~~ employ any personnel for  
21 the charter school. If the chancellor of the University of Wisconsin–Parkside  
22 contracts for the establishment of a charter school under sub. (2r), the board of  
23 regents of the University of Wisconsin System may employ instructional staff for the  
24 charter school.

25           **\*-0956/6.3\* SECTION 2729.** 118.43 (2) (f) of the statutes is repealed.

1           \***-0956/6.4\*** SECTION 2730. 118.43 (2) (g) of the statutes is created to read:

2           118.43 (2) (g) The department may renew an achievement guarantee contract  
3 under pars. (b), (bg), and (br) for one or more terms of 5 school years. As a condition  
4 of receiving payments under a renewal of an achievement guarantee contract, a  
5 school board shall maintain the reduction of class size achieved during the last school  
6 year of the original achievement guarantee contract for the grades specified for the  
7 last school year of the contract.

8           \***-0956/6.8\*** SECTION 2734. 118.43 (6) (b) 7. of the statutes is amended to read:

9           118.43 (6) (b) 7. In the 2001–02 and 2002–03 school years, \$2,000 multiplied  
10 by the number of low–income pupils enrolled in grades eligible for funding in each  
11 school in the school district covered by contracts under sub. (3) (am) and by renewals  
12 of contracts under sub. (2) (g). After making these payments, the department shall  
13 pay school districts on behalf of schools that are covered by contracts under sub. (3)  
14 (ar), an amount equal to \$2,000 multiplied by the number of low–income pupils  
15 enrolled in grades eligible for funding in each school in the school district covered by  
16 contracts under sub. (3) (ar).

17           \***-0956/6.9\*** SECTION 2735. 118.43 (6) (b) 8. of the statutes is amended to read:

18           118.43 (6) (b) 8. In the 2003–04 and 2004–05 school years, \$2,000 multiplied  
19 by the number of low–income pupils enrolled in grades eligible for funding in each  
20 school in the school district covered by contracts under sub. (3) (ar) and by renewals  
21 of contracts under sub. (2) (g).

22           \***-0947/1.1\*** SECTION 2738. 118.51 (3) (a) 2. of the statutes is amended to read:

23           118.51 (3) (a) 2. A nonresident school board may not act on any application  
24 received under subd. 1. until after the 3rd Friday following the first Monday in  
25 February. If a nonresident school board receives more applications for a particular



1 grade or program than there are spaces available in the grade or program, the  
2 nonresident school board shall determine which pupils to accept on a random basis,  
3 after giving preference to pupils and to siblings of pupils who are already attending  
4 public school in the nonresident school district. If a nonresident school board  
5 determines that space is not otherwise available for open enrollment pupils in the  
6 grade or program to which an individual has applied, the school board may  
7 nevertheless accept an applicant who is already attending school in the nonresident  
8 school district or a sibling of the applicant.

9 \*~~0947/1.2~~\* SECTION 2739. 118.51 (4) (a) 3. of the statutes is amended to read:  
10 118.51 (4) (a) 3. A statement of the preference required under sub. ~~(5) (e) (3) (a)~~  
11 2.

12 \*~~0947/1.3~~\* SECTION 2740. 118.51 (5) (a) (intro.) of the statutes is amended to  
13 read:

14 118.51 (5) (a) *Permissible criteria.* (intro.) Except as provided in ~~par. (e) sub.~~  
15 (3) (a) 2., the criteria for accepting and rejecting applications from nonresident pupils  
16 under sub. (3) (a) may include only the following:

17 \*~~0947/1.4~~\* SECTION 2741. 118.51 (5) (a) 1. of the statutes is amended to read:

18 118.51 (5) (a) 1. The availability of space in the schools, programs, classes, or  
19 grades within the nonresident school district, ~~including any.~~ In determining the  
20 availability of space, the nonresident school board may consider criteria such as class  
21 size limits, pupil-teacher ratios, pupils attending the school district for whom tuition  
22 is paid under s. 121.78 (1) (a) or enrollment projections established by the  
23 nonresident school board and may include in its count of occupied spaces pupils  
24 attending the school district for whom tuition is paid under s. 121.78 (1) (a) and

1 pupils and siblings of pupils who have applied under sub. (3) (a) and are already  
2 attending public school in the nonresident school district.

3 **\*-0947/1.5\* SECTION 2742.** 118.51 (5) (c) of the statutes is repealed.

4 **\*-0892/1.3\* SECTION 2744.** 118.52 (11) (b) of the statutes is amended to read:

5 118.52 (11) (b) *Low-income assistance.* The parent of a pupil who is attending  
6 a course in a public school in a nonresident school district under this section may  
7 apply to the department for reimbursement of the costs incurred by the parent for  
8 the transportation of the pupil to and from the pupil's residence or school in which  
9 the pupil is enrolled and the school at which the pupil is attending the course if the  
10 pupil and parent are unable to pay the cost of such transportation. The department  
11 shall determine the reimbursement amount and shall pay the amount from the  
12 appropriation under s. 20.255 (2) (~~ew~~) (cy). The department shall give preference  
13 under this paragraph to those pupils who are eligible for a free or reduced-price  
14 lunch under 42 USC 1758 (b).

15 **\*b0957/1.10\* SECTION 2744m.** 119.04 (1) of the statutes is amended to read:

16 119.04 (1) Subchapters IV, V, and VII of ch. 115, ch. 121, and ss. 66.0235 (3) (c),  
17 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38  
18 (2), 115.45, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.10, 118.12, 118.125 to  
19 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18,  
20 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.291,  
21 118.30 to 118.43, 118.51, 118.52, 118.55, 120.12 (5) and (15) to (~~26~~) (27), 120.125,  
22 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35), and (37), 120.14, and  
23 120.25 are applicable to a 1st class city school district and board.

24 **\*b2169/1.1\* SECTION 2748i.** 119.23 (2) (a) 3. of the statutes is amended to read:

1           119.23 (2) (a) 3. The private school notified the state superintendent of its  
2 intent to participate in the program under this section by ~~May~~ February 1 of the  
3 previous school year. The notice shall specify the number of pupils participating in  
4 the program under this section for which the school has space.

5           **\*b2220/1.1\* SECTION 2749m.** 119.23 (4) (bm) of the statutes is created to read:

6           119.23 (4) (bm) A pupil enrolled in a 4-year-old kindergarten program shall  
7 be counted under par. (b) as provided in s. 121.004 (7) (c) and (cm).

8           **\*b2168/1.1\* SECTION 2752r.** 119.23 (4m) of the statutes is amended to read:

9           119.23 (4m) ~~Beginning in the 1999-2000 school year, in~~ In addition to the  
10 payment under sub. (4) the state superintendent shall pay to the parent or guardian  
11 of each pupil enrolled in a private school under this section, in the manner described  
12 in sub. (4) (c), an amount determined by multiplying 40% of the payment under sub.  
13 (4) by the quotient determined by dividing the summer choice average daily  
14 membership equivalent of the private school by the total number of pupils for whom  
15 payments are being made under sub. (4).

16           **\*b1620/1.1\* SECTION 2760k.** 120.08 (1) (a) of the statutes is amended to read:

17           120.08 (1) (a) Common school districts shall hold an annual meeting on the 4th  
18 Monday in July at 8 p.m. and union high school districts shall hold an annual  
19 meeting on the 3rd Monday in July at 8 p.m. unless the electors at one annual  
20 meeting determine to thereafter hold the annual meeting on a different date or hour,  
21 or authorize the school board to establish a different date or hour. No annual meeting  
22 may be held before May 15 or after ~~September 30~~ October 31. The first school district  
23 meeting in a common or union high school district created under s. 117.08, 117.09,  
24 or 117.27 shall be considered an annual meeting.

25           **\*b0957/1.11\* SECTION 2760m.** 120.12 (27) of the statutes is created to read:

1           120.12 (27) MINORITY CONTRACTING. If the school board adopts a policy that  
2 authorizes preferences or set-asides to minority businesses in the awarding of a  
3 public contract, as defined in s. 60.47 (1) (a), ensure that the policy requires that the  
4 minority business be certified by the department of commerce under s. 560.036 (2).

5           **\*b1524/1.8\* SECTION 2760p.** 120.14 (3) of the statutes is amended to read:

6           120.14 (3) The annual meeting may authorize and direct an audit of the school  
7 district accounts by a licensed certified public accountant licensed or certified under  
8 ch. 442.

9           **\*b1524/1.8\* SECTION 2760r.** 120.18 (1) (gm) of the statutes is amended to read:

10           120.18 (1) (gm) Payroll and related benefit costs for all school district  
11 employees in the previous school year. Costs for represented employees shall be  
12 based upon the costs of any collective bargaining agreements covering such  
13 employees for the previous school year. If, as of the time specified by the department  
14 for filing the report, the school district has not entered into a collective bargaining  
15 agreement for any portion of the previous school year with the recognized or certified  
16 representative of any of its employees and the school district and the representative  
17 have been required to submit final offers under s. 111.70 (4) (cm) 6., increased costs  
18 limited to the lower of the school district's offer or the representative's offer shall be  
19 reflected in the report. The school district shall amend the annual report to reflect  
20 any change in such costs as a result of any award or settlement under s. 111.70 (4)  
21 (cm) 6. between the date of filing the report and October 1. Any such amendment  
22 shall be concurred in by the licensed certified public accountant licensed or certified  
23 under ch. 442 certifying the school district audit.

24           **\*-1396/1.1\* SECTION 2761.** 121.004 (6) of the statutes is amended to read:

1           121.004 (6) NET COST. The “net cost” of a fund means the gross cost of that fund  
2 minus all nonduplicative revenues and other financing sources of that fund except  
3 property taxes ~~and~~, general aid, and aid received under s. 79.095 (4). In this  
4 subsection, “nonduplicative revenues” includes federal financial assistance under 20  
5 USC 236 to 245, to the extent permitted under federal law and regulations.

6           **\*b2220/1.2\* SECTION 2761d.** 121.004 (7) (c) 1. c. of the statutes is created to  
7 read:

8           121.004 (7) (c) 1. c. A pupil enrolled in a 4-year-old kindergarten program who  
9 is not a child with a disability, as defined in s. 115.76 (5), shall be counted as 0.3 pupil.

10           **\*b2220/1.2\* SECTION 2761g.** 121.004 (7) (cm) of the statutes is amended to  
11 read:

12           121.004 (7) (cm) ~~A~~ Notwithstanding par. (c) (intro.) and 1. c., a pupil enrolled  
13 in a 4-year-old kindergarten program that provides the required number of hours  
14 of direct pupil instruction under s. 121.02 (1) (f) 2. shall be counted as 0.6 pupil if the  
15 program and that annually provides at least 87.5 additional hours of outreach  
16 activities shall be counted as 0.4 pupil if the child is not a child with a disability, as  
17 defined in s. 115.76 (5), and as 0.6 pupil if the pupil is a child with a disability.

18           **\*-0886/3.9\* SECTION 2762.** 121.007 of the statutes is amended to read:

19           **121.007 Use of state aid; exemption from execution.** All moneys paid to  
20 a school district under s. 20.255 (2) (ac), (bc), (cg), and (cr) ~~and (q)~~ shall be used by  
21 the school district solely for the purposes for which paid. Such moneys are exempt  
22 from execution, attachment, garnishment, or other process in favor of creditors,  
23 except as to claims for salaries or wages of teachers and other school employees and  
24 as to claims for school materials, supplies, fuel, and current repairs.

1           **\*b2095/6.10\* SECTION 2762d.** 121.02 (1) (a) 2. of the statutes is amended to  
2 read:

3           121.02 (1) (a) 2. Ensure that all instructional staff of charter schools located  
4 in the school district hold a license or permit to teach issued by the department. The  
5 state superintendent shall promulgate rules defining “instructional staff” for  
6 purposes of this subdivision and ~~s. 118.40 (2r) (d) 1.~~

7           **\*b0539/2.2\* SECTION 2763m.** 121.02 (1) (o) of the statutes is amended to read:

8           121.02 (1) (o) ~~Annually distribute the performance disclosure report under~~  
9 comply with the requirements of s. 115.38 (2). The school board may include  
10 additional information in the report under s. 115.38 (2).

11           **\*b2193/1.22\* SECTION 2764c.** 121.05 (1) (a) 8. of the statutes is amended to  
12 read:

13           121.05 (1) (a) 8. Pupils enrolled in the school operated by the Wisconsin School  
14 Educational Services Program for the Deaf and Hard of Hearing or the school  
15 operated by the Wisconsin Center for the Blind and Visually Impaired under subch.  
16 III of ch. 115 for whom the school district is paying tuition under s. 115.53 (2)  
17 determined by multiplying the total number of periods in each day in which the  
18 pupils are enrolled in the local public school by the total number of days for which  
19 the pupils are enrolled in the local public school and dividing the product by 1,080.

20           **\*b2150/2.11\* SECTION 2764L.** 121.06 (4) of the statutes is amended to read:

21           121.06 (4) For purposes of computing state aid under s. 121.08, equalized  
22 valuations calculated under sub. (1) and certified under sub. (2) shall include the full  
23 value of ~~computers~~ property that are is exempt under s. 70.11 (39) and (39m) as  
24 determined under s. 79.095 (3).

1           **\*b2220/1.3\* SECTION 2764m.** 121.07 (6) (a) (intro.) of the statutes is amended  
2 to read:

3           121.07 (6) (a) (intro.) “Shared cost” is the sum of the net cost of the general fund  
4 and the net cost of the debt service fund, except that “shared cost” excludes any costs,  
5 including attorney fees, incurred by a school district as a result of its participation  
6 in a lawsuit commenced against the state, beginning with such costs incurred in the  
7 fiscal year in which the lawsuit is commenced, excludes any expenditures from a  
8 capital improvement fund created under s. 120.135, excludes any expenditures made  
9 as a result of the revenue limit increase under s. 121.91 (4) (L), and excludes the costs  
10 of transporting those transfer pupils for whom the school district operating under ch.  
11 119 does not receive intradistrict transfer aid under s. 121.85 (G) as a result of s.  
12 121.85 (6) (am). In this paragraph, “net cost of the debt service fund” includes all of  
13 the following amounts:

14           **\*b0494/1.2\* SECTION 2765z.** 121.07 (6) (d) of the statutes is repealed and  
15 recreated to read:

16           121.07 (6) (d) The “secondary ceiling cost per member” in the 2001–02 school  
17 year and in each school year thereafter is an amount determined by dividing the state  
18 total shared cost in the previous school year by the state total membership in the  
19 previous school year and multiplying the result by 0.90.

20           **\*b0682/2.3\* SECTION 2767f.** 121.07 (7) (b) of the statutes is amended to read:

21           121.07 (7) (b) The “secondary guaranteed valuation per member” is an amount,  
22 rounded to the next lower dollar, that, after subtraction of payments under ss. 121.09  
23 and 121.85 (6) (b) 2. and 3. and (c), fully distributes an amount equal to the amount  
24 remaining in the appropriation under s. 20.255 (2) (ac) plus ~~\$75,000,000 in the~~

1 ~~1997–98 school year and \$100,000,000 in the 1998–99~~ \$115,000,000 in the 2002–03  
2 school year for payments under ss. 121.08, 121.105, 121.85 (6) (a) and (g) and 121.86.

3 **\*b2167/2.1\* SECTION 2767h.** 121.08 (4) (a) 2. of the statutes is amended to  
4 read:

5 121.08 (4) (a) 2. Divide the sum under subd. 1. by the total amount of state aid  
6 that all school districts are eligible to be paid from the appropriation under s. 20.255  
7 (2) (ac), calculated as if the reduction under par. (e) (b) had not occurred.

8 **\*b2167/2.1\* SECTION 2767j.** 121.08 (4) (a) 3. of the statutes is amended to read:  
9 121.08 (4) (a) 3. Multiply the amount of state aid that the school district is  
10 eligible to be paid from the appropriation under s. 20.255 (2) (ac), calculated as if the  
11 reduction under par. (e) (b) had not occurred, by the quotient under subd. 2.

12 **\*b2167/2.1\* SECTION 2767k.** 121.08 (4) (b) of the statutes is amended to read:  
13 121.08 (4) (b) The amount of state aid that the school district operating under  
14 ch. 119 is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also  
15 be reduced by ~~50%~~ 45% of the amounts paid under s. 119.23 (4) and (4m) in the  
16 current school year.

17 **\*b2167/2.1\* SECTION 2767L.** 121.08 (4) (c) of the statutes is repealed.

18 **\*b2167/2.1\* SECTION 2767Lm.** 121.08 (4) (d) of the statutes is amended to  
19 read:

20 121.08 (4) (d) The state superintendent shall ensure that the total amount of  
21 aid reduction under pars. (a) ~~to (e)~~ and (b) lapses to the general fund.

22 **\*b0682/2.3\* SECTION 2767m.** 121.085 of the statutes is created to read:

23 **121.085 Interest on delayed payment.** Beginning in 2003, annually on the  
24 3rd Monday in June, from the appropriation under s. 20.255 (2) (am), the department  
25 shall pay to each school district an amount equal to the interest that the school



1 district would have earned on its portion of the delayed school aid payment under s.  
2 121.15 (1m) (a) 4. if the school aid payment had been made on the 3rd Monday in June  
3 instead of on the 4th Monday in July. Interest shall be calculated using the  
4 annualized rate of return on investments in the state investment fund for April.

5 **\*-0886/3.10\* SECTION 2768.** 121.09 (1) of the statutes is amended to read:

6 121.09 (1) If, on or after July 1, 1980, the tax appeals commission or a court  
7 makes a final redetermination on the assessment of property subject to taxation  
8 under s. 70.995 that is lower than the previous assessment, or if, on or after January  
9 1, 1982, the state board of assessors makes a final redetermination on the  
10 assessment of property subject to taxation under s. 70.995 that is lower than the  
11 previous assessment, the school board of the school district in which the property is  
12 located may, within 4 years after the date of the determination, decision, or  
13 judgment, file the determination of the state board of assessors, the decision of the  
14 tax appeals commission, or the judgment of the court with the state superintendent,  
15 requesting an adjustment in state aid to the school district. If the state  
16 superintendent determines that the determination, decision, or judgment is final  
17 and that it has been filed within the 4-year period, the state shall pay to the school  
18 district in the subsequent fiscal year, from the ~~appropriations~~ appropriation under  
19 s. 20.255 (2) (ac) ~~and (q)~~, an amount equal to the difference between the state aid  
20 computed under s. 121.08 for the school year commencing after the year subject to  
21 the valuation recertification, using the school district's equalized valuation as  
22 originally certified, and the state aid computed under s. 121.08 for that school year  
23 using the school district's equalized valuation as recertified under s. 70.57 (2).

24 **\*-1395/3.1\* SECTION 2769.** 121.105 (2) (a) 1. of the statutes is renumbered  
25 121.105 (2) (am) and amended to read:

1           121.105 (2) (am) If a school district would receive less in state aid in the current  
2 year before any adjustment is made under s. 121.15 (4) (b) than an amount equal to  
3 85% of the sum of the state aid that it received in the previous school year and the  
4 adjustment, if any, made under s. 121.15 (4) (b) in the current 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           \***-1395/3.2\*** SECTION 2770. 121.105 (2) (a) 2. of the statutes is repealed.

8           \***-1395/3.3\*** SECTION 2771. 121.105 (2) (a) 3. of the statutes is repealed.

9           \***-0886/3.11\*** SECTION 2772. 121.105 (3) of the statutes is amended to read:

10           121.105 (3) In the school year in which a school district consolidation takes  
11 effect under s. 117.08 or 117.09 and in each of the subsequent 4 school years, the  
12 consolidated school district's state aid shall be an amount that is not less than the  
13 aggregate state aid received by the consolidating school districts in the school year  
14 prior to the school year in which the consolidation takes effect. The additional state  
15 aid shall be paid from the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) ~~and~~  
16 (e).

17           \***-0886/3.13\*** SECTION 2776. 121.15 (1m) (a) 1. of the statutes is repealed.

18           \***-0886/3.14\*** SECTION 2777. 121.15 (1m) (a) 2. of the statutes is repealed.

19           \***b0682/2.5\*** SECTION 2777g. 121.15 (1m) (a) 4. of the statutes is created to  
20 read:

21           121.15 (1m) (a) 4. Beginning in the 2002–03 school year, from the  
22 appropriation under s. 20.255 (2) (ac), annually the state shall pay to school districts  
23 an amount determined as follows on the 4th Monday in July of the following school  
24 year: