

**2001 DRAFTING REQUEST****Assembly Amendment (AA-ASA1-SB55)**

Received: 06/24/2001

Received By: mlief

Wanted: As time permits

Identical to LRB:

For: Assembly Republican Caucus

By/Representing: Emerson

This file may be shown to any legislator: NO

Drafter: mlief

May Contact:

Addl. Drafters: grantpr

Subject: Education - charter schools

Extra Copies: PG

Submit via email: NO

Requester's email:

---

**Pre Topic:**

ARC:.....Emerson - AM83,

---

**Topic:**

Charter school applications and revocations

---

**Instructions:**

See Attached

---

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mlief 06/24/2001	hhagen 06/24/2001		_____			
/1			kfollet 06/25/2001	_____	lrb_docadmin 06/25/2001		
/2	mlief	hhagen	kfollet	_____	lrb_docadmin		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	06/26/2001	06/26/2001	06/27/2001	_____	06/27/2001		

FE Sent For:

<END>

**2001 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-SB55)**

Received: 06/24/2001

Received By: mlief

Wanted: As time permits

Identical to LRB:

For: Assembly Republican Caucus

By/Representing: Emerson

This file may be shown to any legislator: NO

Drafter: mlief

May Contact:

Addl. Drafters: grantpr

Subject: Education - charter schools

Extra Copies: PG

Submit via email: NO

Requester's email:

**Pre Topic:**

ARC:.....Emerson - AM83,

**Topic:**

Charter school applications and revocations

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mlief 06/24/2001	nhagen 06/24/2001					
/1		12 hnh u/26/01	kfollet 06/25/2001		lrb_docadmin 06/25/2001		
			kgj 6/27	kgj/self 6/27			

FE Sent For:

**<END>**

**2001 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-SB55)**

Received: 06/24/2001

Received By: mlief

Wanted: As time permits

Identical to LRB:

For: Assembly Republican Caucus

By/Representing: Emerson

This file may be shown to any legislator: NO

Drafter: mlief

May Contact:

Addl. Drafters: grantpr

Subject: Education - charter schools

Extra Copies: PG

Submit via email: NO

Requester's email:

---

**Pre Topic:**

ARC:.....Emerson - AM83,

---

**Topic:**

Charter school applications and revocations

---

**Instructions:**

See Attached

---

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
1?	mlief	11 h.m.k. 6/24/01	kgj 6/25	kgj/RS 6/25			

FE Sent For:

<END>

2001

Date (time) needed \_\_\_\_\_

LRB b 1736 / 1 / 1

**ARC CAUCUS BUDGET AMENDMENT  
[ONLY FOR CAUCUS]**

MJL; hmk

See form **AMENDMENTS — COMPONENTS & ITEMS.**

**CAUCUS AMENDMENT  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1  
TO 2001 SENATE BILL 55**

>>FOR CAUCUS SUPERAMENDMENT — NOT FOR INTRODUCTION<<

At the locations indicated, amend the substitute amendment as follows:

#. Page . . . . , line . . . . :



#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

ASSEMBLY AMENDMENT,  
TO 2001 ASSEMBLY BILL 144

1 At the locations indicated, amend the bill as follows:

2 1. Page <sup>920</sup>150, line <sup>19</sup>4: after that line insert:

3 "SECTION 2721e. 118.40 (2) (a) of the statutes is amended to read:

4 118.40 (2) (a) Within 30 days after receiving a petition under sub. (1m) the  
5 school board shall hold a public hearing on the petition. At the hearing, the school  
6 board shall consider the level of employee and parental support for the establishment  
7 of the charter school described in the petition and the fiscal impact of the  
8 establishment of the charter school on the school district. ~~After~~ Except as provided  
9 in par. (c), within 60 days after the hearing, the school board may shall either grant  
10 or deny the petition. The school board's decision shall be in writing and shall include  
11 the reasons for its decision. The school board shall provide the petitioner with a copy  
12 of the decision.

13 ~~SECTION 2721g. 118.40 (2) (c) of the statutes is amended to read:~~

1        118.40 (2) (c) The school board of the school district operating under ch. 119  
 2 shall either grant or deny the petition within 30 days after the public hearing. If the  
 3 school board of the school district operating under ch. 119 denies a petition, the  
 4 person seeking to establish the charter school may, within 30 days after the denial,  
 5 appeal the denial to the department. The department shall issue a decision within  
 6 30 days after receiving the appeal. The department's decision is final and not subject  
 7 to judicial review under ch. 227 shall be in writing and shall include the reasons for  
 8 its decision.

9        **SECTION 2721h.** 118.40 (2) (d) of the statutes is created to read:

10        118.40 (2) (d) If a school board denies a petition under par. (a) or if the  
 11 department affirms a decision under par. (c), the person seeking to establish the  
 12 charter school may appeal the denial or the affirmation to the circuit court for a  
 13 county in which the school district is located. If the appeal is filed within 60 days  
 14 after the date on which the school board's decision is issued, the court shall conduct  
 15 a full trial on the merits. The court shall award reasonable attorney fees, damages,  
 16 and other actual costs to the prevailing party.”

17        ~~2. Page 1151, line 15: after that line insert:~~

18        ~~SECTION 2725g.~~ 118.40 (5) of the statutes is renumbered 118.40 (5) (a).

19        **SECTION 2725h.** 118.40 (5) (b) of the statutes is created to read:

20        118.40 (5) (b) If a school board or other entity revokes a charter, its decision  
 21 shall be in writing and include the reasons for its decision. The school board or other  
 22 entity may appeal the revocation to the circuit court for a county in which the school  
 23 district is located. If the appeal is filed within 60 days after the date on which the  
 24 decision is issued, the court shall conduct a full trial on the merits. The court shall

STET

1 award reasonable attorney fees, damages, and other actual costs to the prevailing  
2 party." *Item #*

3 *1402 3*  
3. Page ~~1303~~, line ~~14~~: after that line insert:

4 "(13<sup>g</sup>) CHARTER SCHOOLS.

5 (a) The treatment of section 118.40 (2) (a), ~~(b)~~, and ~~(d)~~ of the statutes first  
6 applies to petitions that are submitted on the effective date of this paragraph.

7 (b) The renumbering of section 118.40 (5) of the statutes and the creation of  
8 section 118.40 (5) (b) of the statutes first apply to revocations occurring on the  
9 effective date of this paragraph."

10 (END)



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb1736/1<sup>2</sup>  
MJL:hmh:kjf  
stacy

ARC:.....Emerson – AM83, Charter school applications and revocations

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS ASSEMBLY AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

*run run*

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 920, line 19: after that line insert:

3 **“SECTION 2721e.** 118.40 (2) (a) of the statutes is amended to read:

4 118.40 (2) (a) Within 30 days after receiving a petition under sub. (1m) the

5 school board shall hold a public hearing on the petition. At the hearing, the school

6 board shall consider the level of employee and parental support for the establishment

7 of the charter school described in the petition and the fiscal impact of the

8 establishment of the charter school on the school district. After Except as provided

9 in par. (c), within 60 days after the hearing, the school board may shall either grant

10 or deny the petition. The school board’s decision shall be in writing and shall include

1 the reasons for its decision. The school board shall provide the petitioner with a copy  
2 of the decision.

3 **SECTION 2725g.** 118.40 (5) of the statutes is renumbered 118.40 (5) (a).

4 **SECTION 2725h.** 118.40 (5) (b) of the statutes is created to read:

5 118.40 (5) (b) If a school board or other entity revokes a charter, its decision  
6 shall be in writing and include the reasons for its decision. The <sup>operator of the</sup> ~~school board or other~~  
7 <sup>Charter School</sup> ~~entity~~ may appeal the revocation to the circuit court for a county in which the school  
8 district is located. If the appeal is filed within 60 days after the date on which the  
9 decision is issued, the court shall conduct a full trial on the merits. The court shall  
10 award reasonable attorney fees, damages, and other actual costs to the prevailing  
11 party.”.

12 **2.** Page 1402, line 13: after that line insert:

13 “(13g) CHARTER SCHOOLS.

14 (a) The treatment of section 118.40 (2) (a) of the statutes first applies to  
15 petitions that are submitted on the effective date of this paragraph.

16 (b) The renumbering of section 118.40 (5) of the statutes and the creation of  
17 section 118.40 (5) (b) of the statutes first apply to revocations occurring on the  
18 effective date of this paragraph.”.

19 (END)



ARC:.....Emerson – AM83, Charter school applications and revocations

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS ASSEMBLY AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 920, line 19: after that line insert:

3 “SECTION 2721e. 118.40 (2) (a) of the statutes is amended to read:

4 118.40 (2) (a) Within 30 days after receiving a petition under sub. (1m) the  
5 school board shall hold a public hearing on the petition. At the hearing, the school  
6 board shall consider the level of employee and parental support for the establishment  
7 of the charter school described in the petition and the fiscal impact of the  
8 establishment of the charter school on the school district. ~~After~~ Except as provided  
9 in par. (c), within 60 days after the hearing, the school board may shall either grant  
10 or deny the petition. The school board’s decision shall be in writing and shall include

1 the reasons for its decision. The school board shall provide the petitioner with a copy  
2 of the decision.

3 **SECTION 2725g.** 118.40 (5) of the statutes is renumbered 118.40 (5) (a).

4 **SECTION 2725h.** 118.40 (5) (b) of the statutes is created to read:

5 118.40 (5) (b) If a school board or other entity revokes a charter, its decision  
6 shall be in writing and include the reasons for its decision. The operator of the  
7 charter school may appeal the revocation to the circuit court for a county in which  
8 the school district is located. If the appeal is filed within 60 days after the date on  
9 which the decision is issued, the court shall conduct a full trial on the merits. The  
10 court shall award reasonable attorney fees, damages, and other actual costs to the  
11 prevailing party.”.

12 **2.** Page 1402, line 13: after that line insert:

13 “(13g) CHARTER SCHOOLS.

14 (a) The treatment of section 118.40 (2) (a) of the statutes first applies to  
15 petitions that are submitted on the effective date of this paragraph.

16 (b) The renumbering of section 118.40 (5) of the statutes and the creation of  
17 section 118.40 (5) (b) of the statutes first apply to revocations occurring on the  
18 effective date of this paragraph.”.

19 (END)