

**SENATE SUBSTITUTE AMENDMENT 1,
TO 2003 SENATE BILL 253**

February 19, 2004 – Offered by JOINT COMMITTEE ON FINANCE.

1 **AN ACT** *to amend* 118.40 (2r) (a) and 118.40 (2r) (b) 2.; and *to create* 118.40 (2r)
2 (a) 2., 118.40 (2r) (b) 1. e. and 118.40 (2r) (br) of the statutes; **relating to:**
3 independent charter schools established by University of Wisconsin
4 institutions.

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

5 **SECTION 1.** 118.40 (2r) (a) of the statutes is amended to read:

6 118.40 **(2r)** (a) In this subsection, ~~“instructional;~~

7 1. “Instructional staff” has the meaning given in the rules promulgated by the
8 department under s. 121.02 (1) (a) 2.

9 **SECTION 2.** 118.40 (2r) (a) 2. of the statutes is created to read:

10 118.40 **(2r)** (a) 2. “University” has the meaning given in s. 36.05 (13).

11 **SECTION 3.** 118.40 (2r) (b) 1. e. of the statutes is created to read:

12 118.40 **(2r)** (b) 1. e. The chancellor of a university, as provided in par. (br).

1 **SECTION 4.** 118.40 (2r) (b) 2. of the statutes is amended to read:

2 118.40 **(2r)** (b) 2. A charter shall include all of the provisions specified under
3 sub. (1m) (b) 3. to 14. A contract shall include all of the provisions specified under
4 sub. (1m) (b) 1. to 14. and shall specify the effect of the establishment of the charter
5 school on the liability of the contracting entity under this paragraph. The contract
6 may include other provisions agreed to by the parties. The chancellor of the
7 ~~University of Wisconsin–Milwaukee or of the University of Wisconsin–Parkside a~~
8 university may not establish or enter into a contract for the establishment of a
9 charter school under this paragraph without the approval of the board of regents of
10 the University of Wisconsin System.

11 **SECTION 5.** 118.40 (2r) (br) of the statutes is created to read:

12 118.40 **(2r)** (br) The chancellor of a university, other than those specified in par.
13 (b) 1. b. and c., may request the state superintendent for approval to establish or
14 contract for the establishment of up to 5 charter schools. The state superintendent
15 shall approve the first 5 requests received and shall maintain a waiting list of
16 universities whose requests are received after the first 5.

17 2. By March 1, 2005, or by a date specified by the state superintendent for
18 universities selected from the waiting list, the chancellor of each approved university
19 shall submit a charter school plan to the state superintendent. The plan shall
20 describe the university's plan for soliciting charter school proposals and for
21 monitoring charter schools that are established. The plan shall also describe how the
22 university intends to collaborate with school boards and state and local
23 organizations to establish charter schools that encourage the development and
24 implementation of innovative teaching methods and the improvement of the

1 educational system. The state superintendent shall post the plans on the
2 department's Internet site.

3 3. If an approved university fails to submit a plan by the date specified under
4 subd. 2., the university may not establish or contract for the establishment of a
5 charter school. Instead, the state superintendent shall notify all of the remaining
6 universities that the first to submit a plan, as described under subd. 2., will be
7 eligible to establish or contract for the establishment of up to 5 charter schools.

8 **SECTION 6. Nonstatutory provisions.**

9 (1) No charter school established by a university, other than the University of
10 Wisconsin–Milwaukee or the University of Wisconsin–Parkside, may begin
11 operating before July 1, 2005.

12

(END)