

2003 DRAFTING REQUEST

Senate Substitute Amendment (SSA-SB253)

Received: **01/15/2004**

Received By: **pgrant**

Wanted: **As time permits**

Identical to LRB:

For: **Alberta Darling (608) 266-5830**

By/Representing: **Tom**

This file may be shown to any legislator: **NO**

Drafter: **pgrant**

May Contact:

Addl. Drafters:

Subject: **Education - charter schools**

Extra Copies: **MJL**

Submit via email: **YES**

Requester's email: **Sen.Darling@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Independent charter schools

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>
/?	pgrant 01/16/2004	kgilfoy 01/20/2004		_____			
/1			pgreensl 01/20/2004	_____	sbasford 01/20/2004	sbasford 01/20/2004	

FE Sent For:

<END>

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1/?	pgrant	1-1/20 KMG	1/20 P	1/20 Pyles			

FE Sent For:

<END>

Thanks Peter.

Call w/ questions

most of the sub

changes are easy to

see. Thanks. Remember

Sean Brown from WCA may
stop to

see you
about this.

Tom

6-5830

SB 253

Darling

Substitute Amendment to SB 253

Amend SB 253, as follows, and incorporate into Substitute Amendment

1. Expand UW-Parkside's authority to ^{allow} ~~ask~~ it to sponsor not more than 5 charter schools, rather than current law's limit of one. Also, repeal current law's limitation that UW-Parkside may sponsor charter schools only in certain school districts.
2. Allow 5 UW-System 4-year universities, not including UW-Milwaukee and UW-Parkside that will maintain authority to sponsor charter schools, to each sponsor 5 charter schools anywhere in the state. The first 5 universities whose chancellor submits a letter of intent to the State Superintendent prior to January 1, 2005, will be allowed to sponsor charter schools.
3. Each of the 5 universities will, prior to July 1, 2005, submit a plan to the State Superintendent that describes its plans for soliciting, receiving, authorizing and monitoring charter schools. The plans will indicate, also, how the university may intend to collaborate with elementary and secondary schools, statewide and local organizations, and other groups to sponsor charter schools that are intended to encourage the development and implementation of innovative teaching methods and to improve the educational system as a whole. The State Superintendent will communicate the plans of the five universities to all school districts in Wisconsin, universities, and others. If any of the 5 universities fails to submit a plan by July 1, 2005 or a different date set by the State Superintendent, the university will be removed from the list of 5 universities eligible to sponsor charter schools; and the State Superintendent will invite other UW System 4-year universities to be included in the group. The first university to respond to the invitation and submit its plan will be allowed to sponsor charter schools.

Can UW-M
sponsor
in the
law?
yes

Post on
web site

keep payment re Racine USD only

— what if ^{dpi} gets 10 letters on ^{some} day?

Some don't know

— if ^{miss plan date} ~~later~~ = perm prohib? = off list. SS maintains waiting list.

if ^{eligible} UW: never CR CS, what happens?
be intent for now

TC from Sara Brown
(238-7491)

> leave UW-Parkside alone — ie. only one charter sch.
+ UW-M ^{keep CS} — only in Mke etc.

> for other UW's
allow 5 other 4-year inst. to
list than apply before ~~10/1/04~~
10/1/04
~~check~~

> once on list, ^{must} submit plan by 3/1/05 deadline.
if miss, off list & another Univ. eligible

check original check law

WEDNESDAY
DN

LRB 0305/1
Pg. Kmg

SEN. SUBST. AMDT. —
To **2003 SENATE BILL 253**

September 17, 2003 — Introduced by Senators DARLING, STEPP, REYNOLDS, KANAVAS and LAZICH, cosponsored by Representatives JENSEN, ZIEGELBAUER, VRAKAS, NASS, LADWIG, MCCORMICK, TOWNS, STONE, GIELOW, VAN ROY and WEBER. Referred to Committee on Higher Education and Tourism.

regen.

1 AN ACT *to repeal* 118.40 (2r) (b) 1. b. and c.; *to amend* 118.40 (2r) (b) 2.; and *to*
2 *create* 118.40 (2r) (b) 1. e. and f. of the statutes; **relating to:** independent
3 charter schools established by University of Wisconsin institutions ~~and college~~
4 ~~campuses.~~

Analysis by the Legislative Reference Bureau

Under current law, school boards may enter into contracts with individuals, groups, businesses, or governmental bodies to establish charter schools, which operate with fewer constraints than traditional public schools. Current law also permits the University of Wisconsin-Milwaukee, the University of Wisconsin-Parkside, the Milwaukee Area Technical College, and the city of Milwaukee to operate charter schools (independent charter schools) directly or to contract for the operation of charter schools. Only pupils who reside in the school district in which an independent charter school is located may attend the charter school.

This bill allows any 4-year institution or 2-year college campus within the University of Wisconsin System to operate or to contract for the operation of a charter school with the approval of the Board of Regents.

SENATE BILL 253

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

~~SECTION 1. 118.40 (2r) (b) 1. b. and c. of the statutes are repealed.~~

SECTION 2. 118.40 (2r) (b) 1. e. ~~and~~ ^{is} of the statutes ~~are~~ created to read:

118.40 (2r) (b) 1. e. The chancellor of ~~an institution within the University of Wisconsin System.~~ ^{a university, as provided in par. (br)}
~~f. The dean of a college campus within the University of Wisconsin System.~~

SECTION 3. 118.40 (2r) (b) 2. of the statutes is amended to read:

118.40 (2r) (b) 2. A charter shall include all of the provisions specified under sub. (1m) (b) 3. to 14. A contract shall include all of the provisions specified under sub. (1m) (b) 1. to 14. and shall specify the effect of the establishment of the charter school on the liability of the contracting entity under this paragraph. The contract may include other provisions agreed to by the parties. ^{plain} ~~The Neither the~~ chancellor of the University of Wisconsin Milwaukee or of the University of Wisconsin Parkside ^{a university} ~~may not an institution nor the dean of a college campus within the University of Wisconsin System may~~ establish or enter into a contract for the establishment of a charter school under this paragraph without the approval of the board of regents of the University of Wisconsin System.

SECTION 4. Nonstatutory provisions.

(1) No charter school established by ~~an institution or college campus within the~~ ^{a university} ~~University of Wisconsin System,~~ other than the University of Wisconsin-Milwaukee or the University of Wisconsin-Parkside, may begin operating before July 1, 2005.

(END)

2-11 →

2-16 →

18
19

2-1

A

Section #. 118.40 (2r) (a) of the statutes is renumbered 118.40(2r)(a)(intro) and amended to read:

≡ § 1. "Instructional

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

History: 1993 a. 16, 490; 1995 a. 27 ss. 3983m to 3992m, 9145 (1); 1997 a. 27, 238, 252; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 105; 2003 a. 33.

SEC. CR. 118.40 (2r) (a) 2. "University" has the meaning given in s. 36.05(13).

2-16-1

~~Amended~~

SEC. CR. 118.40 (2v) (br) (2r) (br)

118.40 (2v) (br) 1. (B) (2r) (br) The chancellor of a university,

other than those specified in par. (b) 1, b, and c,

may request the state superintendent for

approval to establish or contract for the

establishment of ^{up to 5} charter schools. The

state superintendent shall approve the first 5

requests received and shall maintain a waiting

list of universities whose requests are received

after the first 5.

2. By March 1, 2005, or by a

date specified by the state superintendent for

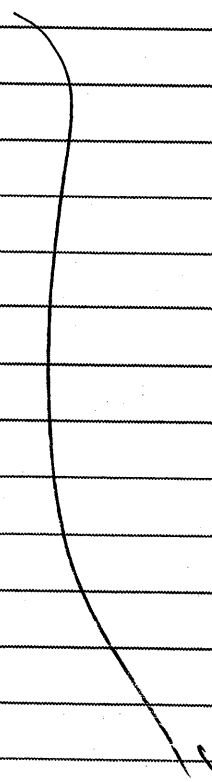
universities selected from the waiting list, the

chancellor of each approved university shall

submit a charter school plan to the state

2-16: 2

superintendent. The plan shall describe the university's plan for soliciting charter school proposals and for ~~est. present~~ ~~and~~ monitoring charter schools that are established. The plan shall also describe how the university intends to collaborate with school boards and state and local organizations to establish charter schools that encourage the development and



2-16:3

implementation of innovative teaching
methods ^{and} ~~and~~ the improvement of the educational

system. The state superintendent shall post the plans
on the ~~Department's~~ Department's Internet site.

3. If ~~any~~ ^{an} of ~~the~~ ^{an approved} university fails

to submit a plan by the date specified ~~in~~ ^{under} subd. 2., the

~~that~~ university may not establish or contract for

the establishment of a charter school. ^{Instead,} ~~the~~ state
superintendent shall ^{remaining} notify all of the universities

~~of the~~ that the first to submit a plan, as
described under subd. 2., will be eligible to

establish or contract for the establishment of ~~a~~ up to
5 charter schools.

DN

King

Note that this substitute amendment retains
the ^{current} restrictions on UW-Parkside (e.g., only one
charter school). The amendment ~~also~~ does not ~~restrict~~
that UW-Milwaukee ~~may~~ establish ^{each of} the ~~the~~ other
five four-year institutions allowed to
sponsor charter schools. ^(S) The maximum number
is five.

PG

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBs0305/1dn
PG:kmg:pg

January 20, 2004

Note that this substitute amendment retains the current restrictions on UW-Parkside (e.g., only one charter school). The amendment does not limit the number of charter schools that UW-Milwaukee may establish. For each of the other five four-year institutions allowed to sponsor charter schools, the maximum number is five.

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