



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-0666/A (2)  
GMM:kmg:ch (RMR)

NOTE

DOA:.....Milioto – BB0209, Transfer TEACH programs to DPI  
FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT <sup>DON'T CAT.</sup> <sub>GEN.</sub> relating to: the budget.

*Analysis by the Legislative Reference Bureau*

EDUCATION

consortia  
(consortia)

OTHER EDUCATIONAL AND CULTURAL AGENCIES

Under current law, the Technology for Educational Achievement in Wisconsin (TEACH) Board, which is attached to DOA for administrative purposes, administers certain educational technology programs, including programs under which the TEACH Board awards educational technology block grants to school districts and juvenile secured correctional facilities; awards educational technology training and technical assistance grants to cooperative educational service agencies (CESAs) and to consortia of school districts, charter school sponsors, juvenile secured correctional facilities, public library boards, and CESAs; provides educational technology infrastructure financial assistance to school districts, charter school sponsors, and public library boards; and provides subsidized telecommunications access to various educational agencies. The TEACH Board is also required to promote the efficient, cost-effective procurement, installation, and maintenance of educational technology by school districts, CESAs, technical college districts, and the University of Wisconsin (UW) System, to enter into cooperative purchasing agreements under which school districts and CESAs may contract for educational technology training for their professional employees, to coordinate the purchasing of educational technology materials, supplies, equipment, and contractual services by DOA for school districts, CESAs, technical college districts, and the UW System, and to

Insert A ✓

purchase educational technology equipment for use by school districts, CESAs, and public educational institutions and to permit those entities to purchase or lease, with an option to purchase, that equipment from the TEACH Board.

This bill eliminates the TEACH Board and the position of executive director of the TEACH Board and transfers to DPI all of the TEACH Board’s duties, assets and liabilities, positions and employees, other than the executive director, tangible personal property, contracts, rules and orders, and pending matters.

For further information see the *state* 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:*

1 SECTION 1. 15.105 (25) of the statutes is repealed.

2 SECTION 2. 16.70 (3m) of the statutes is amended to read:

3 16.70 (3m) “Educational technology” has the meaning given in s. 44.70 115.997  
4 (3).

5 SECTION 3. 16.71 (4) of the statutes is amended to read:

6 16.71 (4) ~~With the approval of the department of electronic government~~ Upon  
7 request of the department of public instruction, the department of administration  
8 shall delegate authority to the ~~technology for educational achievement in Wisconsin~~  
9 ~~board~~ department of public instruction to make purchases of educational technology  
10 equipment for use by school districts, cooperative educational service agencies, and  
11 public educational institutions in this state, ~~upon request of the board~~ and to enter  
12 into cooperative purchasing agreements under s. 16.73 (1) under which participating  
13 school districts and cooperative educational service agencies may contract for their  
14 professional employees to receive training concerning the effective use of educational  
15 technology.

16 SECTION 4. 16.72 (8) of the statutes is amended to read:

1           16.72 (8) The department may purchase educational technology materials,  
2 supplies, equipment, or contractual services from orders placed with the department  
3 by the ~~technology for educational achievement in Wisconsin board~~ department of  
4 public instruction on behalf of school districts, cooperative educational service  
5 agencies, technical college districts, and the board of regents of the University of  
6 Wisconsin System.

7           **SECTION 5.** 16.974 (1) of the statutes is amended to read:

8           16.974 (1) Coordinate with the ~~technology for educational achievement in~~  
9 ~~Wisconsin board~~ department of public instruction to provide secured correctional  
10 facilities, as defined in s. 44.70 115.997 (3r), school districts, and cooperative  
11 educational service agencies with telecommunications access under s. 44.73  
12 115.9995 and contract with telecommunications providers to provide ~~such that~~  
13 access.

14           **SECTION 6.** 16.974 (2) of the statutes is amended to read:

15           16.974 (2) ~~Subject to s. 44.73 (5), coordinate~~ Coordinate with the ~~technology for~~  
16 ~~educational achievement in Wisconsin board~~ department of public instruction to  
17 provide private colleges, technical college districts, public library boards, and public  
18 library systems with telecommunications access under s. 44.73 115.9995 and  
19 contract with telecommunications providers to provide ~~such that~~ access.

20           **SECTION 7.** 16.974 (3) of the statutes is amended to read:

21           16.974 (3) Coordinate with the ~~technology for educational achievement in~~  
22 ~~Wisconsin board~~ department of public instruction to provide private schools with  
23 telecommunications access under s. 44.73 115.9995 and contract with  
24 telecommunications providers to provide ~~such that~~ access.

25           **SECTION 8.** 16.974 (4) of the statutes is amended to read:

1           16.974 (4) Coordinate with the ~~technology for educational achievement in~~  
2 ~~Wisconsin board~~ department of public instruction to provide the Wisconsin Center  
3 for the Blind and Visually Impaired and the Wisconsin Educational Services  
4 Program for the Deaf and Hard of Hearing with telecommunications access under  
5 s. 44.73 115.9995 and contract with telecommunications providers to provide such  
6 that access.

7           **SECTION 9.** 20.275 (intro.) of the statutes is repealed.

          \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

8           **SECTION 10.** 20.275 (1) (title) of the statutes is renumbered 20.255 (4) (title).

          \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

9           **SECTION 11.** 20.275 (1) (a) of the statutes is repealed.

          \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

10          **SECTION 12.** 20.275 (1) (d) of the statutes is repealed.

          \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

11          **SECTION 13.** 20.275 (1) (er) of the statutes is renumbered 20.255 (4) (er) and  
12 amended to read:

13           20.255 (4) (er) *Principal, interest, and rebates; general purpose revenue —*  
14 *public library boards.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment  
15 of principal and interest costs incurred in financing educational technology  
16 infrastructure financial assistance to public library boards under s. 44.72 115.999(4)  
17 and to make full payment of the amounts determined by the building commission  
18 under s. 13.488 (1) (m), to the extent that these costs and payments are not paid  
19 under par. (hb).

          \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

1 SECTION 14. 20.275 (1) (es) of the statutes is renumbered 20.255 (4) (es) and  
2 amended to read:

3 20.255 (4) (es) *Principal, interest, and rebates; general purpose revenue —*  
4 *schools.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
5 and interest costs incurred in financing educational technology infrastructure  
6 financial assistance to school districts and charter school sponsors under s. 44.72  
7 ~~115.999 (4)~~ and to make full payment of the amounts determined by the building  
8 commission under s. 13.488 (1) (m), to the extent that these costs and payments are  
9 not paid under par. (h).

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

✓ 10 SECTION 15. 20.275 (1) (et) of the statutes is ~~renumbered 20.255 (4) (et) and~~  
11 ~~amended to read:~~ *repealed.*

12 ~~20.255 (4) (et) Educational technology training and technical assistance~~  
13 ~~grants. Biennially, the amounts in the schedule for grants to secured correctional~~  
14 ~~facilities, as defined in s. 44.70 ~~115.997~~ (3r), cooperative educational service~~  
15 ~~agencies, and consortia under s. 44.72 (1) and to the board of regents of the~~  
16 ~~University of Wisconsin System under 1999 Wisconsin Act 9, section 9148 (2g)~~  
17 ~~115.999 (1).~~

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

18 SECTION 16. 20.275 (1) (f) of the statutes is ~~renumbered 20.255 (4) (f) and~~  
19 ~~amended to read:~~ *repealed.*

20 ~~20.255 (4) (f) Educational technology block grants. The amounts in the~~  
21 ~~schedule, less the amounts appropriated under pars. (jm), (jn), (js), and (mp), to~~

1 ~~make payments to school districts, secured correctional facilities, as defined in s.~~  
2 ~~44.70 115.997 (3r), and charter school sponsors under s. 44.72 115.999 (2) (b) 2.~~

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3

SECTION 17. 20.275 (1) (g) of the statutes is ~~renumbered 20.255 (4) (g).~~

repealed

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

4 SECTION 18. 20.275 (1) (h) of the statutes is renumbered 20.255 (4) (h) and  
5 amended to read:

115,999 (3)

6 20.255 (4) (h) *Principal, interest, and rebates; program revenue — schools.* All  
7 moneys received under s. 44.72 ~~115.999 (4) (c)~~ to reimburse s. 20.866 (1) (u) for the  
8 payment of principal and interest costs incurred in financing educational technology  
9 infrastructure financial assistance to school districts and charter school sponsors  
10 under s. 44.72 ~~115.999 (4)~~ and to make full payment of the amounts determined by  
11 the building commission under s. 13.488 (1) (m).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

12 SECTION 19. 20.275 (1) (hb) of the statutes is renumbered 20.255 (4) (hb) and  
13 amended to read:

115,999 (3)

14 20.255 (4) (hb) *Principal, interest, and rebates; program revenue — public*  
15 *library boards.* All moneys received under s. 44.72 ~~115.999 (4) (c)~~ to reimburse s.  
16 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
17 educational technology infrastructure financial assistance to public library boards  
18 under s. 44.72 ~~115.999 (4)~~ and to make full payment of the amounts determined by  
19 the building commission under s. 13.488 (1) (m).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

20 SECTION 20. 20.275 (1) (i) of the statutes is repealed.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1 SECTION 21. 20.275 (1) (im) of the statutes is repealed.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2 SECTION 22. 20.275 (1) (jm) of the statutes is repealed.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3) SECTION 23. 20.275 (1) (js) of the statutes is ~~renumbered 20.255 (4) (js) and~~  
4 amended to read: ~~\*~~ repealed.

5 ~~20.255 (4) (js) Educational technology block grants; Wisconsin Advanced~~  
6 ~~Telecommunications Foundation assessments. All moneys received from~~  
7 ~~assessments paid under 2001 Wisconsin Act 16, section 9142 (3mk), to make~~  
8 ~~payments to school districts under s. 44.72 115.999 (2) (b) 2.~~

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

9) SECTION 24. 20.275 (1) (k) of the statutes is ~~renumbered 20.255 (4) (k).~~ repealed

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

10 SECTION 25. 20.275 (1) (L) of the statutes is renumbered 20.255 (4) (L) and  
11 amended to read:

12 20.255 (4) (L) *Equipment purchases and leases.* All moneys received from  
13 school districts, cooperative educational service agencies, and public educational  
14 institutions for the purchase or lease of educational technology equipment under s.  
15 44.71 (2) (h) 115.998 (8), for the purpose of purchasing such equipment.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

16) SECTION 26. 20.275 (1) (m) of the statutes is ~~renumbered 20.255 (4) (m).~~ repealed

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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1 SECTION 27. 20.275 (1) (mp) of the statutes is renumbered 20.255 (4) (mp) and  
2 amended to read:

3 20.255 (4) (mp) *Federal e-rate aid.* All federal moneys received under 47 USC  
4 254 ~~for payments to school districts under s. 44.72 ~~115.999~~ (2) (b) 2.~~

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

5 SECTION 28. 20.275 (1) (q) of the statutes is ~~renumbered 20.255 (4) (q) and~~  
6 amended to read: repealed.

7 ~~20.255 (4) (q) *Computer training.* From the universal service fund, the~~  
8 ~~amounts in the schedule for the grant to the Racine Unified School District under s.~~  
9 ~~44.72 ~~115.999~~ (3).~~

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

10 SECTION 29. 20.275 (1) (s) of the statutes is renumbered 20.255 (4) (s) and  
11 amended to read:

12 20.255 (4) (s) *Telecommunications access; school districts; grant.* Biennially,  
13 from the universal service fund, the amounts in the schedule to make payments to  
14 telecommunications providers under contracts with the department of  
15 administration under s. 16.974 (1) to the extent that the amounts due are not paid  
16 from the appropriation under s. 20.530 (1) ~~(is); (g) and,~~ prior to January 1, 2006, to  
17 make grants to school districts under s. 44.73 ~~(6); and, in the 1999-2000 fiscal year,~~  
18 ~~to award a grant to the distance learning network under 1999 Wisconsin Act 9,~~  
19 ~~section 9148 (4w) 115.9995 (6).~~

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

20 SECTION 30. 20.275 (1) (t) of the statutes is renumbered 20.255 (4) (t) and  
21 amended to read:



1           20.255 (4) (t) *Telecommunications access; private and technical colleges and*  
2 *libraries.* Biennially, from the universal service fund, the amounts in the schedule  
3 to make payments to telecommunications providers under contracts with the  
4 department of administration under s. 16.974 (2) to the extent that the amounts due  
5 are not paid from the appropriation under s. 20.530 (1) (~~is~~) (g).

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

6           **SECTION 31.** 20.275 (1) (tm) of the statutes is renumbered 20.255 (4) (tm) and  
7 amended to read:

8           20.255 (4) (tm) *Telecommunications access; private schools.* Biennially, from  
9 the universal service fund, the amounts in the schedule to make payments to  
10 telecommunications providers under contracts with the department of  
11 administration under s. 16.974 (3) to the extent that the amounts due are not paid  
12 from the appropriation under s. 20.530 (1) (~~is~~) (g) and, prior to January 1, 2006, to  
13 make grants to private schools under s. ~~44.73~~ 115.9995 (6).

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

14           **SECTION 32.** 20.275 (1) (tu) of the statutes is renumbered 20.255 (4) (tu) and  
15 amended to read:

16           20.255 (4) (tu) *Telecommunications access; state schools.* Biennially, from the  
17 universal service fund, the amounts in the schedule to make payments to  
18 telecommunications providers under contracts with the department of  
19 administration under s. 16.974 (4) to the extent that the amounts due are not paid  
20 from the appropriation under s. 20.530 (1) (~~kL~~) (g).

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

21           **SECTION 33.** 20.275 (1) (tw) of the statutes is renumbered 20.255 (4) (tw).

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1       **SECTION 34.** 20.530 (1) (g) of the statutes is amended to read:

2       20.530 (1) (g) *Services.* All moneys received from the sources specified in ss.  
3       22.05 (2) (b) and (c), 22.09 (2), and ~~44.73~~ 115.9995 (2) (d), to provide computer  
4       services, telecommunications services, and supercomputer services to state  
5       authorities, units of the federal government, local governmental units, and entities  
6       in the private sector, the source specified in s. 22.09 (3), to provide electronic  
7       communications services to state authorities, units of the federal government, local  
8       governmental units, and entities in the private sector, the source specified in s. 22.09  
9       (3), to provide electronic communications services to state agencies, the sources  
10      specified in ss. 22.05 and 22.07, to provide printing, mail processing, and information  
11      technology processing services to state agencies, and the source specified in s. 22.03  
12      (11), to provide information technology development and management services to  
13      executive branch agencies under s. 22.03.

14      **SECTION 35.** 20.530 (1) (ke) of the statutes is amended to read:

15      20.530 (1) (ke) *Telecommunications services; state agencies; veterans services.*  
16      The amounts in the schedule to provide telecommunications services to state  
17      agencies and to provide veterans services under s. 22.07 (9). All moneys received  
18      from the provision of telecommunications services to state agencies under ss. 22.05  
19      and 22.07 or under s. ~~44.73~~ 115.9995 (2) (d), other than moneys received and  
20      disbursed under s. 20.225 (1) (kb), shall be credited to this appropriation account.

21      **SECTION 36.** 20.866 (1) (u) of the statutes is amended to read:

22      20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys  
23      appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b) and (f), 20.190 (1)

and (mp)

1 (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e),  
 2 20.255 (1) (d), ~~20.275 (1)~~ and (4) (er), (es), (h), ~~and (hb)~~, 20.285 (1) (d), (db), (fh), (ih),  
 3 (kd), and (km) and (5) (i), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag),  
 4 (aq), (ar), (at), (au), (ba), (bq), (ca), (cb), (cc), (cd), (ce), (cf), (ea), (eq), and (er), 20.395  
 5 (6) (af), (aq), (ar), and (at), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee) and  
 6 (6) (e), 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (5) (c), (g) and  
 7 (kc), 20.855 (8) (a) and 20.867 (1) (a) and (b) and (3) (a), (b), (bm), (bp), (br), (bt), (g),  
 8 (h), (i), and (q) for the payment of principal and interest on public debt contracted  
 9 under subchs. I and IV of ch. 18.

10 SECTION 37. 20.866 (2) (zc) of the statutes is amended to read:

11 20.866 (2) (zc) ~~Technology for educational achievement in Wisconsin board~~  
 12 Public instruction; school district educational technology infrastructure financial  
 13 assistance. From the capital improvement fund, a sum sufficient for the technology  
 14 ~~for educational achievement in Wisconsin board~~ department of public instruction  
 15 provide educational technology infrastructure financial assistance to school districts  
 16 and charter school sponsors under s. 44.72 ~~115.999 (4)~~. The state may contract public  
 17 debt in an amount not to exceed \$100,000,000 for this purpose.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

18 SECTION 38. 20.866 (2) (zcm) of the statutes is amended to read:

19 20.866 (2) (zcm) ~~Technology for educational achievement in Wisconsin board~~  
 20 Public instruction; public library educational technology infrastructure financial  
 21 assistance. From the capital improvement fund, a sum sufficient for the technology  
 22 ~~for educational achievement in Wisconsin board~~ department of public instruction  
 23 provide educational technology infrastructure financial assistance to public library

1 boards under s. 44.72 115.999 ~~(4)~~. The state may contract public debt in an amount  
2 not to exceed \$3,000,000 for this purpose.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3 SECTION 39. 20.923 (4) (e) 1b. of the statutes is repealed.

4 SECTION 40. 36.25 (38) (a) of the statutes is amended to read:

5 36.25 (38) (a) In this subsection, “educational technology” has the meaning  
6 given in s. 44.70 115.997 (3).

7 SECTION 41. Chapter 44 (title) of the statutes is amended to read:

8 CHAPTER 44

9 HISTORICAL SOCIETIES, AND ARTS

10 BOARD ~~AND TECHNOLOGY FOR~~

11 ~~EDUCATIONAL ACHIEVEMENT IN~~

12 ~~WISCONSIN BOARD~~

13 SECTION 42. Subchapter IV (title) of chapter 44 [precedes 44.70] of the statutes  
14 is repealed.

15 SECTION 43. 44.70 (intro.) of the statutes is renumbered 115.997 (intro.).

16 SECTION 44. 44.70 (1) of the statutes is repealed.

17 SECTION 45. 44.70 (1d) of the statutes is renumbered 115.997 (1d).

18 SECTION 46. 44.70 (1m) of the statutes is renumbered 115.997 (1m).

19 SECTION 47. 44.70 (2) of the statutes is repealed.

20 SECTION 48. 44.70 (2g) of the statutes is renumbered 115.997 (2g).

21 SECTION 49. 44.70 (3) of the statutes is renumbered 115.997 (3).

22 SECTION 50. 44.70 (3d) of the statutes is renumbered 115.997 (3d).

23 SECTION 51. 44.70 (3g) of the statutes is renumbered 115.997 (3g).

1           **SECTION 52.** 44.70 (3j) of the statutes is renumbered 115.997 (3j).

2           **SECTION 53.** 44.70 (3m) of the statutes is renumbered 115.997 (3m).

3           **SECTION 54.** 44.70 (3r) of the statutes is renumbered 115.997 (3r).

4           **SECTION 55.** 44.70 (4) of the statutes is renumbered 115.997 (4).

5           **SECTION 56.** 44.70 (5) of the statutes is renumbered 115.997 (5).

6           **SECTION 57.** 44.70 (6) of the statutes is renumbered 115.997 (6).

7           **SECTION 58.** 44.71 (title) of the statutes is repealed.

8           **SECTION 59.** 44.71 (1) of the statutes is repealed.

9           **SECTION 60.** 44.71 (2) (intro.) of the statutes is renumbered 115.998 (intro.) and  
10 amended to read:

11           **115.998 Duties Technology for educational achievement in Wisconsin;**  
12 **departmental duties.** (intro.) The ~~board~~ department shall do all of the following:

13           **SECTION 61.** 44.71 (2) (a) of the statutes is renumbered 115.998 (1) and amended  
14 to read:

15           115.998 (1) In cooperation with school districts, cooperative educational  
16 service agencies, the technical college system board, the board of regents of the  
17 University of Wisconsin System, and the department of administration, promote the  
18 efficient, cost-effective procurement, installation, and maintenance of educational  
19 technology by school districts, cooperative educational service agencies, technical  
20 college districts, and the University of Wisconsin System.

21           **SECTION 62.** 44.71 (2) (b) of the statutes is renumbered 115.998 (2).

22           **SECTION 63.** 44.71 (2) (c) of the statutes is renumbered 115.998 (3) and amended  
23 to read:

24           115.998 (3) With the consent of the department of administration, enter into  
25 cooperative purchasing agreements under s. 16.73 (1) under which participating

1 school districts and cooperative educational service agencies may contract for their  
2 professional employees to receive training concerning the effective use of educational  
3 technology.

4 **SECTION 64.** 44.71 (2) (d) of the statutes is renumbered 115.998 (4) and  
5 amended to read:

6 115.998 (4) In cooperation with the board of regents of the University of  
7 Wisconsin System, the technical college system board, ~~the department of public~~  
8 ~~instruction~~ and other entities, support the development of courses for the instruction  
9 of professional employees who are licensed by the state superintendent of ~~public~~  
10 ~~instruction~~ concerning the effective use of educational technology.

11 **SECTION 65.** 44.71 (2) (e) of the statutes is renumbered 115.998 (5) and  
12 amended to read:

13 115.998 (5) ~~Subject to s. 44.73 (5), in~~ In cooperation with the department of in  
14 administration, provide telecommunications access to educational agencies under  
15 the program established under s. 44.73 115.9995.

16 **SECTION 66.** 44.71 (2) (f) of the statutes is renumbered 115.998 (6) and amended  
17 to read:

18 115.998 (6) No later than October 1 of each even-numbered year, submit a  
19 biennial report concerning the ~~board's~~ department's activities under this subchapter  
20 to the governor, and to the appropriate standing committees of the legislature under  
21 s. 13.172 (3).

22 **SECTION 67.** 44.71 (2) (g) of the statutes is renumbered 115.998 (7) and  
23 amended to read:

24 115.998 (7) Coordinate the purchasing of educational technology materials,  
25 supplies, equipment, and contractual services for school districts, cooperative

1 educational service agencies, technical college districts, and the board of regents of  
2 the University of Wisconsin System by the department of administration under s.  
3 16.72 (8), and, ~~in cooperation with the department and subject to the approval of the~~  
4 ~~department of electronic government~~, establish standards and specifications for  
5 purchases of educational technology hardware and software by school districts,  
6 cooperative educational service agencies, technical college districts, and the board  
7 of regents of the University of Wisconsin System.

8 **SECTION 68.** 44.71 (2) (h) of the statutes is renumbered 115.998 (8) and  
9 amended to read:

10 115.998 (8) ~~With the approval of the department of electronic government,~~  
11 ~~purchase~~ Purchase educational technology equipment for use by school districts,  
12 cooperative educational service agencies, and public educational institutions in this  
13 state and permit the districts, agencies, and institutions to purchase or lease the  
14 equipment, with an option to purchase the equipment at a later date. This ~~paragraph~~  
15 subsection does not require the purchase or lease of any educational technology  
16 equipment from the ~~board~~ department.

17 **SECTION 69.** 44.71 (2) (i) of the statutes is renumbered 115.998 (9).

18 **SECTION 70.** 44.71 (3) of the statutes is repealed.

19 **SECTION 71.** 44.72 (title) of the statutes is ~~renumbered 115.999 (title).~~ repealed

20 **SECTION 72.** 44.72 (1) ~~(intro.)~~ of the statutes is ~~renumbered 115.999 (1) (intro.)~~  
21 ~~and amended to read:~~ repealed

22 ~~115.999 (1) EDUCATIONAL TECHNOLOGY TRAINING AND TECHNICAL ASSISTANCE~~  
23 ~~GRANTS. (intro.) From the appropriation under s. 20.275 (1) 20.255 (4) (et), the board~~  
24 ~~department shall award grants to cooperative educational service agencies and to~~  
25 ~~consortia consisting of 2 or more school districts, charter school sponsors, secured~~

1 ~~correctional facilities, or cooperative educational service agencies, or one or more~~  
 2 ~~school districts, charter school sponsors, secured correctional facilities, or~~  
 3 ~~cooperative educational service agencies and one or more public library boards, to~~  
 4 ~~provide technical assistance and training in the use of educational technology. An~~  
 5 ~~applicant for a grant shall submit to the board department a plan that specifies the~~  
 6 ~~school districts, charter school sponsors, secured correctional facilities, and public~~  
 7 ~~library boards that will participate in the program and describes how the funds will~~  
 8 ~~be allocated. The board department shall do all of the following:~~

9 ~~SECTION 73. 44.72 (1) (a) of the statutes is renumbered 115.999 (1) (a) and~~  
 10 ~~amended to read:~~

11 ~~115.999 (1) (a) Award grants to applicants on a competitive basis through one~~  
 12 ~~funding cycle annually, except that the board department shall ensure that at least~~  
 13 ~~one grant is awarded annually to an applicant located in the territory of each~~  
 14 ~~cooperative educational service agency.~~

15 ~~SECTION 74. 44.72 (1) (b) of the statutes is renumbered 115.999 (1) (b).~~

16 ~~SECTION 75. 44.72 (1) (e) of the statutes is renumbered 115.999 (1) (e).~~

repealed

17 ~~SECTION 76. 44.72 (2) (title) of the statutes is renumbered 115.999 (2) (title).~~

18 ~~SECTION 77. 44.72 (2) (b) 1 of the statutes is renumbered 115.999 (2) (b) 1.~~

19 ~~SECTION 78. 44.72 (2) (b) 2. of the statutes is renumbered 115.999 (2) (b) 2. and~~  
 20 ~~amended to read:~~

21 ~~115.999 (2) (b) 2. From the appropriations under s. 20.275 (1) 20.255 (4) (f), (im),~~  
 22 ~~(jm), (js), and (mp), annually the board department of public instruction shall pay~~  
 23 ~~\$5,000 to each eligible school district and \$5,000 to the department of corrections for~~  
 24 ~~each eligible secured correctional facility. The department of corrections shall~~  
 25 ~~allocate funds received under this subsection among the eligible secured correctional~~



1 facilities as it considers appropriate. The ~~board~~ department of public instruction  
2 shall distribute the balance in the ~~appropriation~~ those appropriations to eligible  
3 school districts and to charter school sponsors in proportion to the weighted  
4 membership of each school district and in proportion to the number of pupils  
5 attending each charter school on the 3rd Friday of September. The weighted  
6 membership for a school district shall be determined by dividing the statewide  
7 average equalized valuation per member by the school district's equalized valuation  
8 per member and multiplying the result by the school district's membership, as  
9 defined in s. 121.004 (5).

10 **SECTION 79.** 44.72 (2) (c) of the statutes is renumbered 115.999 (2) (c) and  
11 amended to read:

12 115.999 (2) (c) A school district is eligible for a grant under par. (b) 2. only if the  
13 annual meeting in a common school district, or the school board in a unified school  
14 district or in a school district operating under ch. 119, adopts a resolution requesting  
15 the grant. A secured correctional facility is eligible for a grant under par. (b) 2. only  
16 if the secretary of corrections submits a written request to the ~~board~~ department.  
17 A charter school sponsor is eligible for a grant under par. (b) 2. only if it submits a  
18 written request to the ~~board~~ department. A grant under this subsection may not be  
19 used to replace funding available from other sources.

20 **SECTION 80.** 44.72 (2) (d) of the statutes is renumbered 115.999 (2) (d).

21 **SECTION 81.** 44.72 (2) (e) of the statutes is renumbered 115.999 (2) (e) and  
22 amended to read:

23 115.999 (2) (e) The ~~board~~ department shall distribute the grants under par. (b)  
24 2. annually on the first Monday in February.

repealed

1 SECTION 82. 44.72 (3) of the statutes is ~~renumbered 115.999 (3) and amended~~  
2 ~~to read:~~

3 ~~115.999 (3) COMPUTER TRAINING. Annually, the board department shall pay to~~  
4 ~~the Racine Unified School District the amount appropriated under s. 20.275 (1)~~  
5 ~~20.255 (4) (q) for training teachers and pupils in computers, including training in use~~  
6 ~~of the Internet, Web design, computer animation, graphic design, and video skills.~~

7 SECTION 83. 44.72 (4) (title) of the statutes is renumbered 115.999 (4) (title). (1)

8 SECTION 84. 44.72 (4) (a) of the statutes is renumbered 115.999 (4) (a) and  
9 amended to read: (1) (B) (C) No (I) section

10 115.999 (4) (a) *Financial assistance authorized.* The board department may  
11 provide financial assistance under this subsection to school districts and charter  
12 school sponsors from the proceeds of public debt contracted under s. 20.866 (2) (zc)  
13 and to public library boards from the proceeds of public debt contracted under s.  
14 20.866 (2) (zcm). Financial assistance under this subsection may be used only for the  
15 purpose of upgrading the electrical wiring of school and library buildings in existence  
16 on October 14, 1997, and installing and upgrading computer network wiring. (2)

17 SECTION 85. 44.72 (4) (b) of the statutes is renumbered 115.999 (4) (b) and  
18 amended to read: (2) (B) (C) No (I) section

19 115.999 (4) (b) *Financial assistance applications, terms, and conditions.* The  
20 board department shall establish application procedures for, and the terms and  
21 conditions of, financial assistance under this subsection, including a condition  
22 requiring a charter school sponsor to use financial assistance under this subsection  
23 for wiring upgrading and installation that benefits pupils attending the charter  
24 school. The board department shall make a loan to a school district, charter school  
25 sponsor, or public library board in an amount equal to 50% of the total amount of

(No P) Except as provided in sub. (3m), the department may not provide  
any financial assistance under this section after the effective date  
of this subsection unless [revisor inserts date].

1 financial assistance for which the ~~board~~ department determines the school district,  
 2 charter school sponsor, or public library board is eligible and provide a grant to the  
 3 school district, charter school sponsor, or public library board for the remainder of  
 4 the total. The terms and conditions of any financial assistance under this ~~subsection~~ section  
 5 may include the provision of professional building construction services under s.  
 6 16.85 (15). The ~~board~~ department shall determine the interest rate on loans under  
 7 this ~~subsection~~ section. The interest rate shall be as low as possible but shall be sufficient  
 8 to fully pay all interest expenses incurred by the state in making the loans and to  
 9 provide reserves that are reasonably expected to be required in the judgment of the  
 10 ~~board~~ department to ensure against losses arising from delinquency and default in  
 11 the repayment of the loans. The term of a loan under this ~~subsection~~ section may not exceed  
 12 10 years.

13 SECTION 86. 44.72 (4) (c) of the statutes is renumbered 115.999 ~~(4)(c)~~ <sup>(3)</sup> and  
 14 amended to read:

15 115.999 ~~(4)(c)~~ <sup>(3)</sup> Repayment of loans. The ~~board~~ department shall credit all  
 16 moneys received from school districts and charter school sponsors for repayment of  
 17 loans under this ~~subsection~~ section to the appropriation account under s. ~~20.275 (1) 20.255~~  
 18 (4) (h). The ~~board~~ department shall credit all moneys received from public library  
 19 boards for repayment of loans under this ~~subsection~~ section to the appropriation account  
 20 under s. ~~20.275 (1) 20.255 (4) (hb).~~

21 SECTION 87. 44.72 (4) (d) of the statutes is renumbered 115.999 (4) ~~(d)~~ and  
 22 amended to read:

23 115.999 (4) ~~(d)~~ Funding for financial assistance. The ~~board~~ department, with  
 24 the approval of the governor and subject to the limits of s. 20.866 (2) (zc) and (zcm),

1 may request that the building commission contract public debt in accordance with  
2 ch. 18 to fund financial assistance under this ~~subsection~~ *section*.

3 SECTION 88. 44.73 (title) of the statutes is renumbered 115.9995 (title).

4 SECTION 89. 44.73 (1) of the statutes is renumbered 115.9995 (1) and amended  
5 to read:

6 115.9995 (1) Except as provided in s. 196.218 (4t), the ~~board~~ department of  
7 public instruction, in consultation with the department and ~~subject to the approval~~  
8 ~~of the department of electronic government of administration~~, shall promulgate  
9 rules establishing an educational telecommunications access program to provide  
10 educational agencies with access to data lines and video links.

11 SECTION 90. 44.73 (2) (intro.) of the statutes is renumbered 115.9995 (2)  
12 (intro.).

13 SECTION 91. 44.73 (2) (a) of the statutes is renumbered 115.9995 (2) (a) and  
14 amended to read:

15 115.9995 (2) (a) Allow an educational agency to make a request to the ~~board~~  
16 department for access to either one data line or one video link, except that any  
17 educational agency may request access to additional data lines if the agency shows  
18 to the satisfaction of the ~~board~~ department that the additional data lines are more  
19 cost-effective than a single data line and except that a school district that operates  
20 more than one high school or a public library board that operates more than one  
21 library facility may request access to both a data line and a video link and access to  
22 more than one data line or video link.

23 SECTION 92. 44.73 (2) (b) of the statutes is renumbered 115.9995 (2) (b).

24 SECTION 93. 44.73 (2) (c) of the statutes is renumbered 115.9995 (2) (c).

1           **SECTION 94.** 44.73 (2) (d) of the statutes is renumbered 115.9995 (2) (d) and  
2 amended to read:

3           115.9995 (2) (d) Require an educational agency to pay the department of  
4 administration not more than \$250 per month for each data line or video link that  
5 is provided to the educational agency under the program established under sub. (1),  
6 except that the charge may not exceed \$100 per month for each data line or video link  
7 that relies on a transport medium that operates at a speed of 1.544 megabits per  
8 second.

9           **SECTION 95.** 44.73 (2) (e) of the statutes is renumbered 115.9995 (2) (e).

10          **SECTION 96.** 44.73 (2) (f) of the statutes is renumbered 115.9995 (2) (f).

11          **SECTION 97.** 44.73 (2g) of the statutes is renumbered 115.9995 (2g).

12          **SECTION 98.** 44.73 (2r) of the statutes is renumbered 115.9995 (2r), and  
13 115.9995 (2r) (c), as renumbered, is amended to read:

14          115.9995 (2r) (c) A public library board shall provide the ~~technology for~~  
15 ~~educational achievement in Wisconsin board~~ department with written notice within  
16 30 days after entering into or modifying a shared service agreement under par. (a).

17          **SECTION 99.** 44.73 (3) of the statutes is renumbered 115.9995 (3) and amended  
18 to read:

19          115.9995 (3) The ~~board~~ department of public instruction shall submit an  
20 annual report to the department of administration on the status of providing data  
21 lines and video links that are requested under sub. (2) (a) and the impact on the  
22 universal service fund of any payment under contracts under s. 16.974.

23          **SECTION 100.** 44.73 (4) of the statutes is renumbered 115.9995 (4).

24          **SECTION 101.** 44.73 (5) of the statutes is repealed.

1           **SECTION 102.** 44.73 (6) (a) of the statutes is renumbered 115.9995 (6) (a) and  
2 amended to read:

3           115.9995 (6) (a) From the appropriation under s. ~~20.275 (1)~~ 20.255 (4) (s) or  
4 (tm), the board department may award an annual grant to a school district or private  
5 school that had in effect on October 14, 1997, a contract for access to a data line or  
6 video link, as documented by the board department. The board department shall  
7 determine the amount of the grant, which shall be equal to the cost incurred by the  
8 state to provide telecommunications access to a school district or private school  
9 under a contract entered into under s. 16.974 (1) or (3) less the amount that the school  
10 district or private school would be paying under sub. (2) (d) if the school district or  
11 private school were participating in the program established under sub. (1), except  
12 that the amount may not be greater than the cost that a school district or private  
13 school incurs under the contract in effect on October 14, 1997. A school district or  
14 private school receiving a grant under this subsection is not eligible to participate in  
15 the program under sub. (1). No grant may be awarded under this subsection after  
16 December 31, 2005.

17           **SECTION 103.** 44.73 (6) (b) of the statutes is renumbered 115.9995 (6) (b) and  
18 amended to read:

19           115.9995 (6) (b) Notwithstanding par. (a), the board department may award a  
20 school district that operates more than one high school and that had in effect on  
21 October 14, 1997, a contract for access to more than one data line or video link an  
22 annual grant for each data line or video link serving each high school covered by that  
23 contract.

24           **SECTION 104.** 115.28 (25) of the statutes is repealed.

1           **SECTION 105.** Subchapter VIII (title) of chapter 115 [precedes 115.997] of the  
2 statutes is created to read:

3                               **CHAPTER 115**

4                               SUBCHAPTER VIII

5                               TECHNOLOGY FOR

6                               EDUCATIONAL ACHIEVEMENT

Insert  
23-6 →

7           **SECTION 106.** 120.18 (1) (i) of the statutes is amended to read:

8           120.18 (1) (i) A description of the educational technology used by the school  
9 district, including the uses made of the technology, the cost of the technology, and the  
10 number of persons using or served by the technology. In this paragraph, “educational  
11 technology” has the meaning given in s. 44.70 115.997 (3).

12          **SECTION 107.** 121.15 (3m) (a) 2. of the statutes is amended to read:

13          121.15 (3m) (a) 2. “State school aids” means those aids appropriated under s.  
14 20.255 (1) (b) and (2), other than s. 20.255 (2) (fm), (fu), (k), and (m), and under ss.  
15 (15) 20.275 (1) (d), 20.255 (4) (es), ~~(et)~~ and ~~(f)~~ and 20.285 (1) (ee), (r), and (rc) and those  
16 aids appropriated under s. ~~20.275 (1)~~ 20.255 (4) (s) that are used to provide grants  
17 or educational telecommunications access to school districts under s. 44.73 115.9995.

18          **SECTION 108.** 196.218 (3) (a) 3. b. of the statutes is amended to read:

19          196.218 (3) (a) 3. b. The amounts appropriated under ss. 20.255 (3) (q), ~~20.275~~  
20 (~~1~~) and (4) (s), (t), and (tm) and 20.285 (1) (q).

21          **SECTION 109.** 196.218 (4t) of the statutes is amended to read:

22          196.218 (4t) **EDUCATIONAL TELECOMMUNICATIONS ACCESS PROGRAM RULES.** The  
23 commission, in consultation with the department of administration and the  
24 ~~technology for educational achievement in Wisconsin board~~ department of public  
25 instruction, shall promulgate rules specifying the telecommunications services

1 eligible for funding through the educational telecommunications access program  
2 under s. 44.73 115.9995.

3 **SECTION 110.** 196.218 (5) (a) 5. of the statutes is amended to read:

4 196.218 (5) (a) 5. To pay costs incurred under contracts under s. 16.974 to the  
5 extent that these costs are not paid under s. 44.73 115.9995 (2) (d), except that no  
6 moneys in the universal service fund may be used to pay installation costs that are  
7 necessary for a political subdivision to obtain access to bandwidth under a shared  
8 service agreement under s. 44.73 115.9995 (2r) (a).

9 **SECTION 111.** 196.218 (5) (a) 7. of the statutes is amended to read:

10 196.218 (5) (a) 7. To make grants awarded by the ~~technology for educational~~  
11 ~~achievement in Wisconsin board~~ department of public instruction to school districts  
12 and private schools under s. 44.73 115.9995 (6). This subdivision does not apply after  
13 June 30, 2002 December 31, 2005.

14 **SECTION 112.** 196.218 (5) (a) 10. of the statutes is ~~amended to read:~~ repealed.

15 ~~196.218 (5) (a) 10. To make the grant awarded by the technology for educational~~  
16 ~~achievement in Wisconsin board~~ department of public instruction to the Racine  
17 Unified School District under s. 44.72 115.999 (3).

18 **SECTION 9150. Nonstatutory provisions; technology for educational**  
19 **achievement in Wisconsin board.**

20 (1) TRANSFER OF DUTIES FROM THE TECHNOLOGY FOR EDUCATIONAL ACHIEVEMENT IN  
21 WISCONSIN BOARD.

22 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
23 liabilities of the department of administration primarily related to the functions of  
24 the technology for educational achievement in Wisconsin board, as determined by



1 the secretary of administration, shall become the assets and liabilities of the  
2 department of public instruction.

3 (b) *Position and employee transfers.* All positions authorized for the technology  
4 for educational achievement in Wisconsin board on the day before the effective date  
5 of this paragraph, except for the position of executive director, are, on the effective  
6 date of this paragraph, transferred to the department of public instruction, and the  
7 incumbent employees in those positions are transferred on the effective date of this  
8 paragraph to the department of public instruction.

9 (c) *Employee status.* Employees transferred under paragraph (b) have all the  
10 rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
11 statutes in the department of public instruction that they enjoyed in the technology  
12 for educational achievement in Wisconsin board immediately before the transfer.  
13 Notwithstanding section 230.28 (4) of the statutes, no transferred employee who has  
14 attained permanent status in class is required to serve a probationary period.

15 (d) *Tangible personal property.* On the effective date of this paragraph, all  
16 tangible personal property, including records, of the department of administration  
17 that is primarily related to the functions of the technology for educational  
18 achievement in Wisconsin board, as determined by the secretary of administration,  
19 is transferred to the department of public instruction.

20 (e) *Contracts.*

21 1. All contracts entered into by the technology for educational achievement in  
22 Wisconsin board in effect on the effective date of this subdivision remain in effect and  
23 are transferred to the department of public instruction. The department of public  
24 instruction shall carry out any obligations under a transferred contract until the  
25 department of public instruction modifies or rescinds the contract.



2003-2004 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-0666/2ins  
GMM.....

(INSERT 8-4) ✓

No 9 to forgive debt service costs under s. 115.999 (3m), to reimburse s. 20.866 (1) (u) as provided in s. 115.999 (3m), and to pay administrative expenses relating to the receipt and disbursement of those federal moneys

(END OF INSERT)

(INSERT 23-6)

SECTION 1. 115.999 (3m) of the statutes is created to read:

115.999 (3m) LOAN FORGIVENESS. From the appropriation account under s. 20.255 (4) (mp), the department shall forgive the annual debt service costs of school districts, charter school sponsors, and public library boards on the loans provided under this section. If after forgiving those annual debt service costs and paying the administrative expenses specified in s. 20.255 (4) (mp) ~~there remain~~ any moneys in the appropriation account under s. 20.255 (4) (mp), the department shall use those remaining moneys to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing educational technology infrastructure financial assistance under this section and to make full payment of the amounts determined by the building commission under s. 13.488 (1) (m).

(END OF INSERT)

(INSERT A) ✓

general

The bill also eliminates the programs under which educational technology block grants are awarded to school districts and juvenile secured correctional facilities and educational technology training and technical assistance grants are awarded to CESAs and consortia and prohibits DPI from providing educational technology infrastructure financial assistance, other than forgiveness of annual debt service costs on loans previously provided, after the effective date of the bill. In addition, the bill eliminates an annual grant of \$175,000 to the Racine Unified School

District for training teachers and pupils in computers and eliminates certain obsolete appropriations relating to educational technology, including an appropriation of general purpose revenues for distance education and educational technology grants, an appropriation of program revenues for grants to public libraries for the installation of high-speed Internet data lines, an appropriation of program revenues received from a settlement with Ameritech Wisconsin for educational technology block grants, and an appropriation of program revenues received from the Wisconsin Advanced Telecommunications Foundation for educational technology block grants.

(END OF INSERT)

DNOTE

Steve:

This draft repeals s. 20.275 (1) (j) ✓, as well  
as s. 20.275 (1) (f), relating to educational

technology block grants.

GMM

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

LRB-0666/2dn  
GMM:kmg:pg

January 3, 2003

Steve:

This draft repeals s. 20.275 (1) (js), as well as s. 20.275 (1) (f), relating to educational technology block grants.

Gordon M. Malaise  
Senior Legislative Attorney  
Phone: (608) 266-9738  
E-mail: [gordon.malaise@legis.state.wi.us](mailto:gordon.malaise@legis.state.wi.us)

## Malaise, Gordon

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**From:** Malaise, Gordon  
**Sent:** Monday, January 06, 2003 4:35 PM  
**To:** Milioto, Steve  
**Subject:** RE: LRB Draft: 03-0666/2 Transfer TEACH programs to DPI

Steve:

Now I think we've got it. I don't think I have any further questions for now.

Gordon

-----Original Message-----

**From:** Milioto, Steve  
**Sent:** Monday, January 06, 2003 3:33 PM  
**To:** Malaise, Gordon  
**Cc:** Hanle, Bob  
**Subject:** RE: LRB Draft: 03-0666/2 Transfer TEACH programs to DPI

Hi Gordon --

I knew this wouldn't be easy! :)

Why don't we go back to having the appropriation as a continuing appropriation. Let's get rid of the report and passive review but retain the language calling for the department to expend any monies received to promote educational technology use in the state.

As for the appropriations, here is the current breakdown:

(1)(a) GPR 5.0 FTE (0.20 FTE would have been deleted as an agency request but that is now moot.)  
(1)(g) PR 1.0 FTE  
(1)(k) PR 1.0 FTE  
(1)(m)FED 2.0 FTE

Let me know if I can be of further help. Best, Steve

-----Original Message-----

**From:** Malaise, Gordon  
**Sent:** Monday, January 06, 2003 3:12 PM  
**To:** Milioto, Steve  
**Subject:** RE: LRB Draft: 03-0666/2 Transfer TEACH programs to DPI

Steve:

It will be hard to change s. 20.275 (1) (js) to an annual appropriation because annual appropriations are sum certain, i.e., "(T)he amounts in the schedule . . .", but we will not know the amount until DPI submits its report and JCF approves an amount. Also, do you want to specify a deadline by which DPI must submit the report?

Instead, we can create a statutory provision calling for the annual report and 14-day passive review and amend s. 20.275 (1) (js) to say "All moneys received . . . *to be expended as provided in s. (?) (cross reference to the report and passive review provision.)*."

As for the positions, I need to know the exact appropriations that fund the positions. For the GPR I assume it is s.20.275 (1)(a) (general program operations). What PR appropriation funds the PR positions?

Gordon

-----Original Message-----

**From:** Milioto, Steve

**Sent:** Monday, January 06, 2003 1:36 PM  
**To:** Malaise, Gordon  
**Cc:** Hanle, Bob  
**Subject:** RE: LRB Draft: 03-0666/2 Transfer TEACH programs to DPI

Hi Gordon --

Let me try to answer your questions:

1) Please remove the language referring to supplanting of technology block grants. Instead, specify in statute that the Department of Public Instruction submit an annual report to the Joint Finance Committee describing what technology needs the department will fund with any assessments that are collected in a given fiscal year. Specify further that the report be subject to a 14-day passive review. (This change will necessitate a change in the appropriation from PR continuing to PR annual.)

2) Actually, TEACH has 8.8 positions (4.8 GPR/2.0 FED/2.0 PR). All positions other than the 2.0 FTE going over to DPI will be deleted permanently. They will not become part of DOA.

I hope this helps! Best, Steve

-----Original Message-----

**From:** Malaise, Gordon  
**Sent:** Monday, January 06, 2003 12:58 PM  
**To:** Milioto, Steve  
**Subject:** RE: LRB Draft: 03-0666/2 Transfer TEACH programs to DPI

Hi Steve:

Your redrafting instructions beg the following two questions:

1. You wish to recreate s. 20.275 (1) (js) in DPI. Section 20.275 (1) (js), however, authorizes the WATF assessments to be expended for educational technology block grants under s. 44.72 (2) (b) 2., which is repealed by the draft. Accordingly, s. 20.275 (1) (js) needs to be amended to authorize the WATF assessments to be expended for a different purpose. What would you like the WATF assessments to be expended for?
2. You wish to transfer only 2.0 TEACH board positions to DPI. The Blue Book, however, indicates that the TEACH Board has 6.0 employees, including the executive director, which is eliminated in the draft. What are your plans for the remaining 3.0 employees? Will they be reassigned to DOA, in which case the draft should specify that the authorized FTE positions of the TEACH Board are decreased and the authorized FTE positions of DOA are increased, or do you wish to eliminate those positions, in which case the draft should specify that the authorized FTE positions of the TEACH Board are decreased?

In either case, you will need to supply the appropriations that funds the positions so that I can draft a provision either decreasing the positions of the TEACH Board and increasing the positions of DOA or decreasing the positions of the TEACH Board.

Gordon

-----Original Message-----

**From:** Milioto, Steve  
**Sent:** Monday, January 06, 2003 9:20 AM  
**To:** Malaise, Gordon  
**Subject:** FW: LRB Draft: 03-0666/2 Transfer TEACH programs to DPI

Hi Gordon --

Thanks for the latest version of the TEACH draft. I would like to make two changes:

In section 23, appropriation 20.275(1)(js) should be recreated in DPI (as it was in the prior version of the draft.) This entire issue is in the courts right now so I want to leave the appropriation structure as is -- just in a different agency.

In section 9150 (1)(b), we are not moving all of the positions to DPI (only 2.0 FTE will transfer.) Can you remove the reference to "all positions" and accompanying language?



Thanks! Steve

-----Original Message-----

**From:** Greenslet, Patty  
**Sent:** Friday, January 03, 2003 4:02 PM  
**To:** Milioto, Steve  
**Cc:** Hanle, Bob; Schaeffer, Carole; Hanaman, Cathlene; Haugen, Caroline  
**Subject:** LRB Draft: 03-0666/2 Transfer TEACH programs to DPI

Following is the PDF version of draft 03-0666/2.

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State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-0666/4  
GMM:kmg:pg  
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RMR

DOA:.....Milioto - BB0209, Transfer TEACH programs to DPI

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

LPS: check auto refs.

1

AN ACT <sup>DON'T GEN. CAT.</sup> relating to: the budget.

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*Analysis by the Legislative Reference Bureau*

**EDUCATION**

**OTHER EDUCATIONAL AND CULTURAL AGENCIES**

Under current law, the Technology for Educational Achievement in Wisconsin (TEACH) Board, which is attached to DOA for administrative purposes, administers certain educational technology programs, including programs under which the TEACH Board awards educational technology block grants to school districts and juvenile secured correctional facilities; awards educational technology training and technical assistance grants to cooperative educational service agencies (CESAs) and to consortia of school districts, charter school sponsors, juvenile secured correctional facilities, public library boards, and CESAs (consortia); provides educational technology infrastructure financial assistance to school districts, charter school sponsors, and public library boards; and provides subsidized telecommunications access to various educational agencies. The TEACH Board is also required to promote the efficient, cost-effective procurement, installation, and maintenance of educational technology by school districts, CESAs, technical college districts, and the University of Wisconsin (UW) System, to enter into cooperative purchasing agreements under which school districts and CESAs may contract for educational technology training for their professional employees, to coordinate the purchasing of educational technology materials, supplies, equipment, and contractual services by DOA for school districts, CESAs, technical college districts, and the UW System,

*together with the incumbent employees holding 2 - those positions,*  
 The bill also eliminates all positions authorized for the TEACH Board, ~~including~~ *including* except for 2.0 federally funded positions, which are transferred to DPI. In addition, the

and to purchase educational technology equipment for use by school districts, CESAs, and public educational institutions and to permit those entities to purchase or lease, with an option to purchase, that equipment from the TEACH Board.

This bill eliminates the TEACH Board and the position of executive director of the TEACH Board and transfers to DPI all of the TEACH Board's duties, assets and liabilities, ~~positions and employees, other than the executive director,~~ tangible personal property, contracts, rules and orders, and pending matters. ~~The~~ bill also eliminates the programs under which educational technology block grants are awarded to school districts and juvenile secured correctional facilities and educational technology training and technical assistance grants are awarded to CESAs and consortia and prohibits DPI from providing educational technology infrastructure financial assistance, other than forgiveness of annual debt service costs on loans previously provided, after the general effective date of the bill. *Finally* In addition, the bill eliminates an annual grant of \$175,000 to the Racine Unified School District for training teachers and pupils in computers and eliminates certain obsolete appropriations relating to educational technology, including an appropriation of general purpose revenues for distance education and educational technology grants, an appropriation of program revenues for grants to public libraries for the installation of high-speed Internet data lines, an appropriation of program revenues received from a settlement with Ameritech Wisconsin for educational technology block grants, and an appropriation of program revenues received from the Wisconsin Advanced Telecommunications Foundation for educational technology block grants.

For further information see the *state* 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:*

- 1           SECTION 1. 15.105 (25) of the statutes is repealed.
- 2           SECTION 2. 16.70 (3m) of the statutes is amended to read:
- 3           16.70 (3m) "Educational technology" has the meaning given in s. 44.70 115.997
- 4           (3).
- 5           SECTION 3. 16.71 (4) of the statutes is amended to read:
- 6           16.71 (4) ~~With the approval of the department of electronic government~~ Upon
- 7           request of the department of public instruction, the department of administration
- 8           shall delegate authority to the ~~technology for educational achievement in Wisconsin~~

1     board department of public instruction to make purchases of educational technology  
2     equipment for use by school districts, cooperative educational service agencies, and  
3     public educational institutions in this state, ~~upon request of the board and to enter~~  
4     into cooperative purchasing agreements under s. 16.73 (1) under which participating  
5     school districts and cooperative educational service agencies may contract for their  
6     professional employees to receive training concerning the effective use of educational  
7     technology.

8             **SECTION 4.** 16.72 (8) of the statutes is amended to read:

9             16.72 (8) The department may purchase educational technology materials,  
10     supplies, equipment, or contractual services from orders placed with the department  
11     by the ~~technology for educational achievement in Wisconsin~~ board department of  
12     public instruction on behalf of school districts, cooperative educational service  
13     agencies, technical college districts, and the board of regents of the University of  
14     Wisconsin System.

15            **SECTION 5.** 16.974 (1) of the statutes is amended to read:

16            16.974 (1) Coordinate with the ~~technology for educational achievement in~~  
17     ~~Wisconsin~~ board department of public instruction to provide secured correctional  
18     facilities, as defined in s. 44.70 115.997 (3r), school districts, and cooperative  
19     educational service agencies with telecommunications access under s. 44.73  
20     115.9995 and contract with telecommunications providers to provide ~~such that~~  
21     access.

22            **SECTION 6.** 16.974 (2) of the statutes is amended to read:

23            16.974 (2) ~~Subject to s. 44.73 (5), coordinate~~ Coordinate with the ~~technology for~~  
24     ~~educational achievement in Wisconsin~~ board department of public instruction to  
25     provide private colleges, technical college districts, public library boards, and public

1 library systems with telecommunications access under s. 44.73 115.9995 and  
2 contract with telecommunications providers to provide ~~such~~ that access.

3 **SECTION 7.** 16.974 (3) of the statutes is amended to read:

4 16.974 (3) Coordinate with the ~~technology for educational achievement in~~  
5 ~~Wisconsin board~~ department of public instruction to provide private schools with  
6 telecommunications access under s. 44.73 115.9995 and contract with  
7 telecommunications providers to provide ~~such~~ that access.

8 **SECTION 8.** 16.974 (4) of the statutes is amended to read:

9 16.974 (4) Coordinate with the ~~technology for educational achievement in~~  
10 ~~Wisconsin board~~ department of public instruction to provide the Wisconsin Center  
11 for the Blind and Visually Impaired and the Wisconsin Educational Services  
12 Program for the Deaf and Hard of Hearing with telecommunications access under  
13 s. 44.73 115.9995 and contract with telecommunications providers to provide ~~such~~  
14 that access.

15 **SECTION 9.** 20.275 (intro.) of the statutes is repealed.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

16 **SECTION 10.** 20.275 (1) (title) of the statutes is renumbered 20.255 (4) (title). ✓

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

17 **SECTION 11.** 20.275 (1) (a) of the statutes is repealed.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

18 **SECTION 12.** 20.275 (1) (d) of the statutes is repealed.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

19 **SECTION 13.** 20.275 (1) (er) of the statutes is renumbered 20.255 (4) (er) and  
20 amended to read:

1           20.255 (4) (er) *Principal, interest, and rebates; general purpose revenue —*  
2 *public library boards.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment  
3 of principal and interest costs incurred in financing educational technology  
4 infrastructure financial assistance to public library boards under s. 44.72 (4) 115.999  
5 and to make full payment of the amounts determined by the building commission  
6 under s. 13.488 (1) (m), to the extent that these costs and payments are not paid  
7 under par. (hb).

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

8           **SECTION 14.** 20.275 (1) (es) of the statutes is renumbered 20.255 (4) (es) and  
9 amended to read:

10           20.255 (4) (es) *Principal, interest, and rebates; general purpose revenue —*  
11 *schools.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
12 and interest costs incurred in financing educational technology infrastructure  
13 financial assistance to school districts and charter school sponsors under s. 44.72 (4)  
14 115.999 and to make full payment of the amounts determined by the building  
15 commission under s. 13.488 (1) (m), to the extent that these costs and payments are  
16 not paid under par. (h).

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

17           **SECTION 15.** 20.275 (1) (et) of the statutes is repealed.

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

18           **SECTION 16.** 20.275 (1) (f) of the statutes is repealed.

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

19           **SECTION 17.** 20.275 (1) (g) of the statutes is repealed.

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

1           **SECTION 18.** 20.275 (1) (h) of the statutes is renumbered 20.255 (4) (h) and  
2 amended to read:

3           20.255 (4) (h) *Principal, interest, and rebates; program revenue — schools.* All  
4 moneys received under s. ~~44.72 (4) (e)~~ 115.999 (3) to reimburse s. 20.866 (1) (u) for  
5 the payment of principal and interest costs incurred in financing educational  
6 technology infrastructure financial assistance to school districts and charter school  
7 sponsors under s. ~~44.72 (4)~~ 115.999 and to make full payment of the amounts  
8 determined by the building commission under s. 13.488 (1) (m).

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

9           **SECTION 19.** 20.275 (1) (hb) of the statutes is renumbered 20.255 (4) (hb) and  
10 amended to read:

11           20.255 (4) (hb) *Principal, interest, and rebates; program revenue — public*  
12 *library boards.* All moneys received under s. ~~44.72 (4) (e)~~ 115.999 (3) to reimburse  
13 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
14 educational technology infrastructure financial assistance to public library boards  
15 under s. ~~44.72 (4)~~ 115.999 and to make full payment of the amounts determined by  
16 the building commission under s. 13.488 (1) (m).

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

17           **SECTION 20.** 20.275 (1) (i) of the statutes is repealed.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

18           **SECTION 21.** 20.275 (1) (im) of the statutes is repealed.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

19           **SECTION 22.** 20.275 (1) (jm) of the statutes is repealed.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

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~~SECTION 23. 20.275 (1) (j) of the statutes is repealed.~~

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2 SECTION 24. 20.275 (1) (k) of the statutes is repealed.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3 SECTION 25. 20.275 (1) (L) of the statutes is renumbered 20.255 (4) (L) and  
4 amended to read:

5 20.255 (4) (L) *Equipment purchases and leases.* All moneys received from  
6 school districts, cooperative educational service agencies, and public educational  
7 institutions for the purchase or lease of educational technology equipment under s.  
8 44.71 (2) (h) 115.998 (8), for the purpose of purchasing such equipment.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

9 SECTION 26. 20.275 (1) (m) of the statutes is repealed.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

10 SECTION 27. 20.275 (1) (mp) of the statutes is renumbered 20.255 (4) (mp) and  
11 amended to read:

12 20.255 (4) (mp) *Federal e-rate aid.* All federal moneys received under 47 USC  
13 ~~254 for payments to school districts under s. 44.72 (2) (b) 2~~ to forgive debt service costs  
14 under s. 115.999 (3m), to reimburse s. 20.866 (1) (u) as provided in s. 115.999 (3m),  
15 and to pay administrative expenses relating to the receipt and disbursement of those  
16 federal moneys. ← score

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

17 SECTION 28. 20.275 (1) (q) of the statutes is repealed.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.



1           **SECTION 29.** 20.275 (1) (s) of the statutes is renumbered 20.255 (4) (s) and  
2 amended to read:

3           20.255 (4) (s) *Telecommunications access; school districts; grant.* Biennially,  
4 from the universal service fund, the amounts in the schedule to make payments to  
5 telecommunications providers under contracts with the department of  
6 administration under s. 16.974 (1) to the extent that the amounts due are not paid  
7 from the appropriation under s. 20.530 (1) (is); (g) and, prior to January 1, 2006, to  
8 make grants to school districts under s. 44.73 (6); ~~and, in the 1999-2000 fiscal year,~~  
9 ~~to award a grant to the distance learning network under 1999 Wisconsin Act 9,~~  
10 ~~section 9148 (4w) 115.9995 (6).~~

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

11           **SECTION 30.** 20.275 (1) (t) of the statutes is renumbered 20.255 (4) (t) and  
12 amended to read:

13           20.255 (4) (t) *Telecommunications access; private and technical colleges and*  
14 *libraries.* Biennially, from the universal service fund, the amounts in the schedule  
15 to make payments to telecommunications providers under contracts with the  
16 department of administration under s. 16.974 (2) to the extent that the amounts due  
17 are not paid from the appropriation under s. 20.530 (1) (is) (g).

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

18           **SECTION 31.** 20.275 (1) (tm) of the statutes is renumbered 20.255 (4) (tm) and  
19 amended to read:

20           20.255 (4) (tm) *Telecommunications access; private schools.* Biennially, from  
21 the universal service fund, the amounts in the schedule to make payments to  
22 telecommunications providers under contracts with the department of

1 administration under s. 16.974 (3) to the extent that the amounts due are not paid  
2 from the appropriation under s. 20.530 (1) ~~(is)~~ (g) and, prior to January 1, 2006, to  
3 make grants to private schools under s. ~~44.73~~ 115.9995 (6).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

4 **SECTION 32.** 20.275 (1) (tu) of the statutes is renumbered 20.255 (4) (tu) and  
5 amended to read:

6 20.255 (4) (tu) *Telecommunications access; state schools.* Biennially, from the  
7 universal service fund, the amounts in the schedule to make payments to  
8 telecommunications providers under contracts with the department of  
9 administration under s. 16.974 (4) to the extent that the amounts due are not paid  
10 from the appropriation under s. 20.530 (1) ~~(kL)~~ (g).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

11 **SECTION 33.** 20.275 (1) (tw) of the statutes is renumbered 20.255 (4) (tw).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

12 **SECTION 34.** 20.530 (1) (g) of the statutes is amended to read:

13 20.530 (1) (g) *Services.* All moneys received from the sources specified in ss.  
14 22.05 (2) (b) and (c), 22.09 (2), and ~~44.73~~ 115.9995 (2) (d), to provide computer  
15 services, telecommunications services, and supercomputer services to state  
16 authorities, units of the federal government, local governmental units, and entities  
17 in the private sector, the source specified in s. 22.09 (3), to provide electronic  
18 communications services to state authorities, units of the federal government, local  
19 governmental units, and entities in the private sector, the source specified in s. 22.09  
20 (3), to provide electronic communications services to state agencies, the sources  
21 specified in ss. 22.05 and 22.07, to provide printing, mail processing, and information

1 technology processing services to state agencies, and the source specified in s. 22.03  
2 (11), to provide information technology development and management services to  
3 executive branch agencies under s. 22.03.

4 **SECTION 35.** 20.530 (1) (ke) of the statutes is amended to read:

5 20.530 (1) (ke) *Telecommunications services; state agencies; veterans services.*

6 The amounts in the schedule to provide telecommunications services to state  
7 agencies and to provide veterans services under s. 22.07 (9). All moneys received  
8 from the provision of telecommunications services to state agencies under ss. 22.05  
9 and 22.07 or under s. ~~44.73~~ 115.9995 (2) (d), other than moneys received and  
10 disbursed under s. 20.225 (1) (kb), shall be credited to this appropriation account.

11 **SECTION 36.** 20.866 (1) (u) of the statutes is amended to read:

12 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys  
13 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b) and (f), 20.190 (1)  
14 (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e),  
15 20.255 (1) (d), ~~20.275 (1) and (4)~~ (er), (es), (h), ~~and (hb), and (mp)~~, 20.285 (1) (d), (db),  
16 (fh), (ih), (kd), and (km) and (5) (i), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa),  
17 (ac), (ag), (aq), (ar), (at), (au), (ba), (bq), (ca), (cb), (cc), (cd), (ce), (cf), (ea), (eq), and (er),  
18 20.395 (6) (af), (aq), (ar), and (at), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2)  
19 (ee) and (6) (e), 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (5)  
20 (c), (g) and (kc), 20.855 (8) (a) and 20.867 (1) (a) and (b) and (3) (a), (b), (bm), (bp), (br),  
21 (bt), (g), (h), (i), and (q) for the payment of principal and interest on public debt  
22 contracted under subchs. I and IV of ch. 18.

23 **SECTION 37.** 20.866 (2) (zc) of the statutes is amended to read:

24 20.866 (2) (zc) ~~*Technology for educational achievement in Wisconsin board*~~  
25 *Public instruction; school district educational technology infrastructure financial*

1 *assistance*. From the capital improvement fund, a sum sufficient for the technology  
2 ~~for educational achievement in Wisconsin board~~ department of public instruction to  
3 provide educational technology infrastructure financial assistance to school districts  
4 and charter school sponsors under s. 44.72 (4) 115.999. The state may contract public  
5 debt in an amount not to exceed \$100,000,000 for this purpose.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 SECTION 38. 20.866 (2) (zcm) of the statutes is amended to read:

7 20.866 (2) (zcm) ~~Technology for educational achievement in Wisconsin board~~  
8 Public instruction; public library educational technology infrastructure financial  
9 *assistance*. From the capital improvement fund, a sum sufficient for the technology  
10 ~~for educational achievement in Wisconsin board~~ department of public instruction to  
11 provide educational technology infrastructure financial assistance to public library  
12 boards under s. 44.72 (4) 115.999. The state may contract public debt in an amount  
13 not to exceed \$3,000,000 for this purpose.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

14 SECTION 39. 20.923 (4) (e) 1b. of the statutes is repealed.

15 SECTION 40. 36.25 (38) (a) of the statutes is amended to read:

16 36.25 (38) (a) In this subsection, “educational technology” has the meaning  
17 given in s. 44.70 115.997 (3).

18 SECTION 41. Chapter 44 (title) of the statutes is amended to read:

19 **CHAPTER 44**

20 **HISTORICAL SOCIETIES, AND ARTS**

21 **BOARD AND TECHNOLOGY FOR**

**EDUCATIONAL ACHIEVEMENT IN  
WISCONSIN BOARD**

SECTION 42. Subchapter IV (title) of chapter 44 [precedes 44.70] of the statutes is repealed.

SECTION 43. 44.70 (intro.) of the statutes is renumbered 115.997 (intro.).

SECTION 44. 44.70 (1) of the statutes is repealed.

SECTION 45. 44.70 (1d) of the statutes is renumbered 115.997 (1d).

SECTION 46. 44.70 (1m) of the statutes is renumbered 115.997 (1m).

SECTION 47. 44.70 (2) of the statutes is repealed.

SECTION 48. 44.70 (2g) of the statutes is renumbered 115.997 (2g).

SECTION 49. 44.70 (3) of the statutes is renumbered 115.997 (3).

SECTION 50. 44.70 (3d) of the statutes is renumbered 115.997 (3d).

SECTION 51. 44.70 (3g) of the statutes is renumbered 115.997 (3g).

SECTION 52. 44.70 (3j) of the statutes is renumbered 115.997 (3j).

SECTION 53. 44.70 (3m) of the statutes is renumbered 115.997 (3m).

SECTION 54. 44.70 (3r) of the statutes is renumbered 115.997 (3r).

SECTION 55. 44.70 (4) of the statutes is renumbered 115.997 (4).

SECTION 56. 44.70 (5) of the statutes is renumbered 115.997 (5).

SECTION 57. 44.70 (6) of the statutes is renumbered 115.997 (6).

SECTION 58. 44.71 (title) of the statutes is repealed.

SECTION 59. 44.71 (1) of the statutes is repealed.

SECTION 60. 44.71 (2) (intro.) of the statutes is renumbered 115.998 (intro.) and amended to read:

**115.998 Duties Technology for educational achievement in Wisconsin; departmental duties.** (intro.) The board department shall do all of the following:

1           **SECTION 61.** 44.71 (2) (a) of the statutes is renumbered 115.998 (1) and amended  
2 to read:

3           115.998 (1) In cooperation with school districts, cooperative educational  
4 service agencies, the technical college system board, the board of regents of the  
5 University of Wisconsin System, and the department of administration, promote the  
6 efficient, cost-effective procurement, installation, and maintenance of educational  
7 technology by school districts, cooperative educational service agencies, technical  
8 college districts, and the University of Wisconsin System.

9           **SECTION 62.** 44.71 (2) (b) of the statutes is renumbered 115.998 (2).

10           **SECTION 63.** 44.71 (2) (c) of the statutes is renumbered 115.998 (3) and amended  
11 to read:

12           115.998 (3) With the consent of the department of administration, enter into  
13 cooperative purchasing agreements under s. 16.73 (1) under which participating  
14 school districts and cooperative educational service agencies may contract for their  
15 professional employees to receive training concerning the effective use of educational  
16 technology.

17           **SECTION 64.** 44.71 (2) (d) of the statutes is renumbered 115.998 (4) and  
18 amended to read:

19           115.998 (4) In cooperation with the board of regents of the University of  
20 Wisconsin System, the technical college system board, ~~the department of public~~  
21 ~~instruction~~ and other entities, support the development of courses for the instruction  
22 of professional employees who are licensed by the state superintendent of ~~public~~  
23 ~~instruction~~ concerning the effective use of educational technology.

24           **SECTION 65.** 44.71 (2) (e) of the statutes is renumbered 115.998 (5) and  
25 amended to read:

1           115.998 (5) ~~Subject to s. 44.73 (5), in~~ In cooperation with the department of  
2 administration, provide telecommunications access to educational agencies under  
3 the program established under s. ~~44.73~~ 115.9995.

4           **SECTION 66.** 44.71 (2) (f) of the statutes is renumbered 115.998 (6) and amended  
5 to read:

6           115.998 (6) No later than October 1 of each even-numbered year, submit a  
7 biennial report concerning the board's department's activities under this subchapter  
8 to the governor, and to the appropriate standing committees of the legislature under  
9 s. 13.172 (3).

10          **SECTION 67.** 44.71 (2) (g) of the statutes is renumbered 115.998 (7) and  
11 amended to read:

12          115.998 (7) Coordinate the purchasing of educational technology materials,  
13 supplies, equipment, and contractual services for school districts, cooperative  
14 educational service agencies, technical college districts, and the board of regents of  
15 the University of Wisconsin System by the department of administration under s.  
16 16.72 (8), and, ~~in cooperation with the department and subject to the approval of the~~  
17 ~~department of electronic government~~, establish standards and specifications for  
18 purchases of educational technology hardware and software by school districts,  
19 cooperative educational service agencies, technical college districts, and the board  
20 of regents of the University of Wisconsin System.

21          **SECTION 68.** 44.71 (2) (h) of the statutes is renumbered 115.998 (8) and  
22 amended to read:

23          115.998 (8) ~~With the approval of the department of electronic government,~~  
24 Purchase educational technology equipment for use by school districts,  
25 cooperative educational service agencies, and public educational institutions in this

1 state and permit the districts, agencies, and institutions to purchase or lease the  
2 equipment, with an option to purchase the equipment at a later date. ~~This paragraph~~  
3 subsection does not require the purchase or lease of any educational technology  
4 equipment from the ~~board~~ department.

5 SECTION 69. 44.71 (2) (i) of the statutes is renumbered 115.998 (9).

6 SECTION 70. 44.71 (3) of the statutes is repealed.

7 SECTION 71. 44.72 (title) of the statutes is repealed.

8 SECTION 72. 44.72 (1) of the statutes is repealed.

9 SECTION 73. 44.72 (2) of the statutes is repealed.

10 SECTION 74. 44.72 (3) of the statutes is repealed.

11 SECTION 75. 44.72 (4) (title) of the statutes is renumbered 115.999 (title).

12 SECTION 76. 44.72 (4) (a) of the statutes is renumbered 115.999 (1) and  
13 amended to read:

14 115.999 (1) FINANCIAL ASSISTANCE AUTHORIZED. The ~~board~~ department may  
15 provide financial assistance under this ~~subsection~~ section to school districts and  
16 charter school sponsors from the proceeds of public debt contracted under s. 20.866  
17 (2) (zc) and to public library boards from the proceeds of public debt contracted under  
18 s. 20.866 (2) (zcm). Financial assistance under this ~~subsection~~ section may be used  
19 only for the purpose of upgrading the electrical wiring of school and library buildings  
20 in existence on October 14, 1997, and installing and upgrading computer network  
21 wiring. Except as provided in sub. (3m), the department may not provide any  
22 financial assistance under this section after the effective date of this subsection ...  
23 [revisor inserts date].

24 SECTION 77. 44.72 (4) (b) of the statutes is renumbered 115.999 (2) and  
25 amended to read:



1           115.999 (2) FINANCIAL ASSISTANCE APPLICATIONS, TERMS, AND CONDITIONS. The  
2 ~~board~~ department shall establish application procedures for, and the terms and  
3 conditions of, financial assistance under this ~~subsection~~ section, including a  
4 condition requiring a charter school sponsor to use financial assistance under this  
5 ~~subsection~~ section for wiring upgrading and installation that benefits pupils  
6 attending the charter school. The ~~board~~ department shall make a loan to a school  
7 district, charter school sponsor, or public library board in an amount equal to 50%  
8 of the total amount of financial assistance for which the ~~board~~ department  
9 determines the school district, charter school sponsor, or public library board is  
10 eligible and provide a grant to the school district, charter school sponsor, or public  
11 library board for the remainder of the total. The terms and conditions of any  
12 financial assistance under this ~~subsection~~ section may include the provision of  
13 professional building construction services under s. 16.85 (15). The ~~board~~  
14 department shall determine the interest rate on loans under this ~~subsection~~ section.  
15 The interest rate shall be as low as possible but shall be sufficient to fully pay all  
16 interest expenses incurred by the state in making the loans and to provide reserves  
17 that are reasonably expected to be required in the judgment of the ~~board~~ department  
18 to ensure against losses arising from delinquency and default in the repayment of  
19 the loans. The term of a loan under this ~~subsection~~ section may not exceed 10 years.

20           **SECTION 78.** 44.72 (4) (c) of the statutes is renumbered 115.999 (3) and amended  
21 to read:

22           115.999 (3) REPAYMENT OF LOANS. The ~~board~~ department shall credit all moneys  
23 received from school districts and charter school sponsors for repayment of loans  
24 under this ~~subsection~~ section to the appropriation account under s. ~~20.275 (1)~~ 20.255  
25 (4) (h). The ~~board~~ department shall credit all moneys received from public library

1 boards for repayment of loans under this ~~subsection~~ section to the appropriation  
2 account under s. ~~20.275 (1)~~ 20.255 (4) (hb).

3 **SECTION 79.** 44.72 (4) (d) of the statutes is renumbered 115.999 (4) and  
4 amended to read:

5 115.999 (4) FUNDING FOR FINANCIAL ASSISTANCE. The ~~board~~ department, with the  
6 approval of the governor and subject to the limits of s. 20.866 (2) (zc) and (zcm), may  
7 request that the building commission contract public debt in accordance with ch. 18  
8 to fund financial assistance under this ~~subsection~~ section.

9 **SECTION 80.** 44.73 (title) of the statutes is renumbered 115.9995 (title).

10 **SECTION 81.** 44.73 (1) of the statutes is renumbered 115.9995 (1) and amended  
11 to read:

12 115.9995 (1) Except as provided in s. 196.218 (4t), the ~~board~~ department of  
13 public instruction, in consultation with the department and ~~subject to the approval~~  
14 ~~of the department of electronic government~~ of administration, shall promulgate  
15 rules establishing an educational telecommunications access program to provide  
16 educational agencies with access to data lines and video links.

17 **SECTION 82.** 44.73 (2) (intro.) of the statutes is renumbered 115.9995 (2)  
18 (intro.).

19 **SECTION 83.** 44.73 (2) (a) of the statutes is renumbered 115.9995 (2) (a) and  
20 amended to read:

21 115.9995 (2) (a) Allow an educational agency to make a request to the ~~board~~  
22 department for access to either one data line or one video link, except that any  
23 educational agency may request access to additional data lines if the agency shows  
24 to the satisfaction of the ~~board~~ department that the additional data lines are more  
25 cost-effective than a single data line and except that a school district that operates

1 more than one high school or a public library board that operates more than one  
2 library facility may request access to both a data line and a video link and access to  
3 more than one data line or video link.

4 **SECTION 84.** 44.73 (2) (b) of the statutes is renumbered 115.9995 (2) (b).

5 **SECTION 85.** 44.73 (2) (c) of the statutes is renumbered 115.9995 (2) (c).

6 **SECTION 86.** 44.73 (2) (d) of the statutes is renumbered 115.9995 (2) (d) and  
7 amended to read:

8 115.9995 (2) (d) Require an educational agency to pay the department of of  
9 administration not more than \$250 per month for each data line or video link that  
10 is provided to the educational agency under the program established under sub. (1),  
11 except that the charge may not exceed \$100 per month for each data line or video link  
12 that relies on a transport medium that operates at a speed of 1.544 megabits per  
13 second.

14 **SECTION 87.** 44.73 (2) (e) of the statutes is renumbered 115.9995 (2) (e).

15 **SECTION 88.** 44.73 (2) (f) of the statutes is renumbered 115.9995 (2) (f).

16 **SECTION 89.** 44.73 (2g) of the statutes is renumbered 115.9995 (2g).

17 **SECTION 90.** 44.73 (2r) of the statutes is renumbered 115.9995 (2r), and  
18 115.9995 (2r) (c), as renumbered, is amended to read:

19 115.9995 (2r) (c) A public library board shall provide the ~~technology for~~  
20 ~~educational achievement in Wisconsin board~~ department with written notice within  
21 30 days after entering into or modifying a shared service agreement under par. (a).

22 **SECTION 91.** 44.73 (3) of the statutes is renumbered 115.9995 (3) and amended  
23 to read:

24 115.9995 (3) The ~~board~~ department of public instruction shall submit an  
25 annual report to the department of administration on the status of providing data

1 lines and video links that are requested under sub. (2) (a) and the impact on the  
2 universal service fund of any payment under contracts under s. 16.974.

3 SECTION 92. 44.73 (4) of the statutes is renumbered 115.9995 (4).

4 SECTION 93. 44.73 (5) of the statutes is repealed.

5 SECTION 94. 44.73 (6) (a) of the statutes is renumbered 115.9995 (6) (a) and  
6 amended to read:

7 115.9995 (6) (a) From the appropriation under s. ~~20.275 (1)~~ 20.255 (4) (s) or  
8 (tm), the ~~board~~ department may award an annual grant to a school district or private  
9 school that had in effect on October 14, 1997, a contract for access to a data line or  
10 video link, as documented by the ~~board~~ department. The ~~board~~ department shall  
11 determine the amount of the grant, which shall be equal to the cost incurred by the  
12 state to provide telecommunications access to a school district or private school  
13 under a contract entered into under s. 16.974 (1) or (3) less the amount that the school  
14 district or private school would be paying under sub. (2) (d) if the school district or  
15 private school were participating in the program established under sub. (1), except  
16 that the amount may not be greater than the cost that a school district or private  
17 school incurs under the contract in effect on October 14, 1997. A school district or  
18 private school receiving a grant under this subsection is not eligible to participate in  
19 the program under sub. (1). No grant may be awarded under this subsection after  
20 December 31, 2005.

21 SECTION 95. 44.73 (6) (b) of the statutes is renumbered 115.9995 (6) (b) and  
22 amended to read:

23 115.9995 (6) (b) Notwithstanding par. (a), the ~~board~~ department may award a  
24 school district that operates more than one high school and that had in effect on  
25 October 14, 1997, a contract for access to more than one data line or video link an

1 annual grant for each data line or video link serving each high school covered by that  
2 contract.

3 **SECTION 96.** 115.28 (25) of the statutes is repealed.

4 **SECTION 97.** Subchapter VIII (title) of chapter 115 [precedes 115.997] of the  
5 statutes is created to read:

6 **CHAPTER 115**

7 **SUBCHAPTER VIII**

8 **TECHNOLOGY FOR**

9 **EDUCATIONAL ACHIEVEMENT**

10 **SECTION 98.** 115.999 (3m) of the statutes is created to read:

11 115.999 (3m) LOAN FORGIVENESS. From the appropriation account under s.  
12 20.255 (4) (mp), the department shall forgive the annual debt service costs of school  
13 districts, charter school sponsors, and public library boards on the loans provided  
14 under this section. If after forgiving those annual debt service costs and paying the  
15 administrative expenses specified in s. 20.255 (4) (mp) any moneys remain in the  
16 appropriation account under s. 20.255 (4) (mp), the department shall use those  
17 remaining moneys to reimburse s. 20.866 (1) (u) for the payment of principal and  
18 interest costs incurred in financing educational technology infrastructure financial  
19 assistance under this section and to make full payment of the amounts determined  
20 by the building commission under s. 13.488 (1) (m).

21 **SECTION 99.** 120.18 (1) (i) of the statutes is amended to read:

22 120.18 (1) (i) A description of the educational technology used by the school  
23 district, including the uses made of the technology, the cost of the technology, and the  
24 number of persons using or served by the technology. In this paragraph, “educational  
25 technology” has the meaning given in s. 44.70 115.997 (3).

1           **SECTION 100.** 121.15 (3m) (a) 2. of the statutes is amended to read:

2           121.15 (3m) (a) 2. “State school aids” means those aids appropriated under s.  
3 20.255 (1) (b) and (2), other than s. 20.255 (2) (fm), (fu), (k), and (m), and under ss.  
4 ~~20.275 (1) (d)~~, 20.255 (4) (es), ~~(et)~~ and ~~(f)~~ and 20.285 (1) (ee), (r), and (rc) and those  
5 aids appropriated under s. ~~20.275 (1)~~ 20.255 (4) (s) that are used to provide grants  
6 or educational telecommunications access to school districts under s. ~~44.73~~ 115.9995.

7           **SECTION 101.** 196.218 (3) (a) 3. b. of the statutes is amended to read:

8           196.218 (3) (a) 3. b. The amounts appropriated under ss. 20.255 (3) (q), ~~20.275~~  
9 ~~(1)~~ and (4) (s), (t), and (tm) and 20.285 (1) (q).

10          **SECTION 102.** 196.218 (4t) of the statutes is amended to read:

11          196.218 (4t) **EDUCATIONAL TELECOMMUNICATIONS ACCESS PROGRAM RULES.** The  
12 commission, in consultation with the department of administration and the  
13 ~~technology for educational achievement in Wisconsin board~~ department of public  
14 instruction, shall promulgate rules specifying the telecommunications services  
15 eligible for funding through the educational telecommunications access program  
16 under s. ~~44.73~~ 115.9995.

17          **SECTION 103.** 196.218 (5) (a) 5. of the statutes is amended to read:

18          196.218 (5) (a) 5. To pay costs incurred under contracts under s. 16.974 to the  
19 extent that these costs are not paid under s. ~~44.73~~ 115.9995 (2) (d), except that no  
20 moneys in the universal service fund may be used to pay installation costs that are  
21 necessary for a political subdivision to obtain access to bandwidth under a shared  
22 service agreement under s. ~~44.73~~ 115.9995 (2r) (a).

23          **SECTION 104.** 196.218 (5) (a) 7. of the statutes is amended to read:

24          196.218 (5) (a) 7. To make grants awarded by the ~~technology for educational~~  
25 ~~achievement in Wisconsin board~~ department of public instruction to school districts

1 and private schools under s. 44.73 115.9995 (6). This subdivision does not apply after  
2 ~~June 30, 2002~~ December 31, 2005.

Insert  
22-38 ✓

SECTION 105. 196.218 (5) (a) 10. of the statutes is repealed.

4 SECTION 9150. **Nonstatutory provisions; technology for educational**  
5 **achievement in Wisconsin board.**

6 (1) TRANSFER OF DUTIES FROM THE TECHNOLOGY FOR EDUCATIONAL ACHIEVEMENT IN  
7 WISCONSIN BOARD.

8 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
9 liabilities of the department of administration primarily related to the functions of  
10 the technology for educational achievement in Wisconsin board, as determined by  
11 the secretary of administration, shall become the assets and liabilities of the  
12 department of public instruction.

13 (b) *Position and employee transfers.* All positions authorized for the technology  
14 for educational achievement in Wisconsin board on the day before the effective date  
15 of this paragraph, except for the position of executive director, are, on the effective  
16 date of this paragraph, transferred to the department of public instruction, and the  
17 incumbent employees in those positions are transferred on the effective date of this  
18 paragraph to the department of public instruction

Insert  
22-1818 ✓

5. auto ref. "KB"

19 (c) *Employee status.* Employees transferred under paragraph (b) have all the  
20 rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
21 statutes in the department of public instruction that they enjoyed in the technology  
22 for educational achievement in Wisconsin board immediately before the transfer.  
23 Notwithstanding section 230.28 (4) of the statutes, no transferred employee who has  
24 attained permanent status in class is required to serve a probationary period.

1           (d) *Tangible personal property.* On the effective date of this paragraph, all  
2 tangible personal property, including records, of the department of administration  
3 that is primarily related to the functions of the technology for educational  
4 achievement in Wisconsin board, as determined by the secretary of administration,  
5 is transferred to the department of public instruction.

6           (e) *Contracts.*

7           1. All contracts entered into by the technology for educational achievement in  
8 Wisconsin board in effect on the effective date of this subdivision remain in effect and  
9 are transferred to the department of public instruction. The department of public  
10 instruction shall carry out any obligations under a transferred contract until the  
11 department of public instruction modifies or rescinds the contract.

12           2. All contracts entered into by the department of administration in effect on  
13 the effective date of this subdivision that are primarily related to the functions of the  
14 technology for educational achievement in Wisconsin board, as determined by the  
15 secretary of administration, remain in effect and are transferred to the department  
16 of public instruction. The department of public instruction shall carry out any  
17 obligations under a transferred contract until the department of public instruction  
18 modifies or rescinds the contract.

19           (f) *Rules and orders.* All rules promulgated by the technology for educational  
20 achievement in Wisconsin board that are in effect on the effective date of this  
21 paragraph remain in effect until their specified expiration date or until the  
22 department of public instruction amends or repeals them. All orders issued by the  
23 technology for educational achievement in Wisconsin board that are in effect on the  
24 effective date of this paragraph remain in effect until their specified expiration date  
25 or until the department of public instruction modifies or rescinds them.





2003-2004 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-0666/3ins  
GMM.....

(INSERT 7-1)

SECTION 1. 20.275 (1) (js) of the statutes is renumbered 20.255 (4) (js) and amended to read:

20.255 (4) (js) *Educational technology block grants; Wisconsin Advanced Telecommunications Foundation assessments.* All moneys received from assessments paid under 2001 Wisconsin Act 16, section 9142 (3mk), to make payments to school districts under s. 44.72 (2) (b) 2 promote the use of educational technology by educational agencies in this state. *score*

History: 1997 a. 27, 237; 1999 a. 9; 2001 a. 16.

(END OF INSERT)

(INSERT 22-3)

SECTION 9141. **Nonstatutory provisions; public instruction.**

#  
(1) TRANSFER OF EDUCATIONAL TECHNOLOGY PROGRAMS. The authorized FTE positions for the department of public instruction, funded from the appropriation under section 20.255 (4) (mp) of the statutes, as affected by this act, are increased by 2.0 FED positions on the effective date of this *subdivision* *subsection* for the administration of technology for educational achievement programs under subchapter VIII of chapter 115 of the statutes, as created by this act.

(END OF INSERT)

(INSERT 22-18)

SECTION 21. Nonstatutory provisions.

(b) *Positions and employees.*

1. The authorized FTE positions for the technology for educational achievement in Wisconsin board, funded from the appropriation under section.

20.275 (1) (a), 2001 stats., are decreased by 5.0 GPR positions on the effective date of this subdivision for the purpose of eliminating that board.

2. The authorized FTE positions for the technology for educational achievement in Wisconsin board, funded from the appropriation under section 20.275 (1) (g), 2001 stats., are decreased by 1.0 PR positions on the effective date of this subdivision for the purpose of eliminating that board.

3. The authorized FTE positions for the technology for educational achievement in Wisconsin board, funded from the appropriation under section 20.275 (1) (k), 2001 stats., are decreased by 1.0 PR positions on the effective date of this subdivision for the purpose of eliminating that board.

4. The authorized FTE positions for the technology for educational achievement in Wisconsin board, funded from the appropriation under section 20.275 (1) (m) 2001 stats., are decreased by 2.0 FED positions on the effective date of this subdivision for the purpose of eliminating that board.

5. On the effective date of this subdivision, all incumbent employees holding the positions specified in subdivision 4. are transferred to the department of public instruction.

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(END OF INSERT)

(END)

## Malaise, Gordon

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**From:** Erdman, David  
**Sent:** Wednesday, January 15, 2003 8:58 AM  
**To:** Malaise, Gordon  
**Cc:** Milioto, Steve  
**Subject:** RE: Draft 666 - TEACH

Gordon: Please consider the following:

**SECTION 27.** I think the statement "forgive the repayment of loans" will work. We intend to share the next draft with Quarles & Brady LLP, who served as Bond Counsel for all of the TEACH wiring loans that have been made to date. While "forgive the repayment of loans" follows the statutory terminology, Quarles & Brady may offer some additional suggestions for this language.

**SECTION 76.** We understand now; thanks for the clarification.

**SECTION 79.** Even if Section 76 does become law, some additional bonding may be needed after the effective date to pay for disbursements under wiring loans that were entered into prior to the law changing. Since the TEACH wiring loan program is winding down, this amount would be very small, if any. Our preference would be to delete language that requires approval of the governor. This preference is due to (1) remaining bonding will be very small, and (2) the approval of governor adds extra steps to the issuance process and the approval of governor applies to only a couple of the borrowing purposes.

Thanks for your questions. Please contact us with any other questions.

David Erdman  
State of Wisconsin Capital Finance Office  
(608) 267-0374  
FAX (608) 266-7645  
david.erdman@doa.state.wi.us

-----Original Message-----

**From:** Milioto, Steve  
**Sent:** Tuesday, January 14, 2003 4:12 PM  
**To:** Erdman, David  
**Cc:** Malaise, Gordon  
**Subject:** FW: Draft 666 - TEACH

Can you reply via e-mail to Gordon's questions directly? Please cc me on your response. Thanks, Steve

-----Original Message-----

**From:** Malaise, Gordon  
**Sent:** Tuesday, January 14, 2003 4:09 PM  
**To:** Milioto, Steve  
**Subject:** RE: Draft 666 - TEACH

Steve:

**SECTION 27.** So in this SECTION and SECTION 98 I should say "forgiveness of repayment of loans" instead of "forgiveness of debt service costs."

**SECTION 76.** Loan forgiveness could be construed as financial assistance. That is why I added the "except as provided in s. 115.999 (3m)" language to this SECTION.

**SECTION 79.** Should we repeal s. 44.72 (4) (d) in its entirety or just the language about securing the approval of the governor? If we repeal the provision in its entirety, that repeal might be construed to eliminate the authority of DPI to request the Building Commission to contract public debt. On the other hand, if under SECTION 76 no more financial assistance will be provided, will there even be a need to contract public debt?

-----Original Message-----

**From:** Milioto, Steve  
**Sent:** Tuesday, January 14, 2003 2:56 PM  
**To:** Malaise, Gordon  
**Cc:** Erdman, David  
**Subject:** Draft 666 - TEACH

Hi Gordon --

Our Capital Finance staffers have reviewed draft 666 (TEACH) and have made the following observations and/or requests for changes:

**Section 27:**

(1) Re-order the items for which federal E-rate funding will be used so that it is consistent with the order in **Section 98**. (This order is (a) forgive debt service costs, (b) pay administrative expenses, and (3) reimburse the State for GPR debt service.)

(2) The term "debt service costs" is used to identify the local payments being made on the wiring loans. This terminology could be confusing as the payments are actually lease payments and are paid from the school's general fund and are not paid from the school's debt fund. (On a related point, please note that the language in **Section 78** refers to "repayment of loans" and does not use the "debt service costs" terminology.)

**Section 76:**

New language at the end of this section refers to exceptions in proposed section 115.999(3m). Does section 115.999(3m) actually include any exceptions that would apply?

**Section 79:**

Delete section 44.72(4)(d) since it adds extra oversight of the governor when such oversight does not exist for other borrowing purposes. In addition, this would add extra steps for the issuance of obligations.

**Section 98:**

(1) Since the E-rate amount may not always be sufficient to cover all the local repayments, add the phrase "to the extent available" to the beginning of this section.

(2) See note above for **Section 27** regarding the use of "debt service costs" terminology.

(3) Change the reference to section 20.866(1)(u) to sections 20.555(4)(er) and (4)(es). The reference to 20.866(1)(u) addresses both state GPR debt service payments and amounts collected from local repayments, whereas this reference is intended to address only the state GPR debt service payments.

I Please contact David Erdman in the Capital Finance division (7-0374) directly to respond to any of these observations/requests for changes. You have my permission to discuss any part of this draft with him. Thanks, Steve