

1 **SECTION 1868p.** 106.13 (1) (b) of the statutes is renumbered 38.40 (1m) (b).

2 **SECTION 1868r.** 106.13 (1) (c) of the statutes is renumbered 38.40 (1m) (c) and
3 amended to read:

4 38.40 (1m) (c) A work-based learning program for youths who are eligible to
5 receive temporary assistance for needy families under 42 USC 601 to 619 that
6 includes a component that would permit a participant to earn a youth apprenticeship
7 skills certificate through participation in that program if the participant meets the
8 requirements for earning that certificate under which the board awards grants to
9 tribal colleges that are recognized as land grant colleges under 7 USC 301 to fund
10 programs that provide occupational training and work-based learning experiences
11 to youths and adults.

12 **SECTION 1869d.** 106.13 (2) of the statutes is amended to read:

13 106.13 (2) The council on workforce investment established under 29 USC
14 2821, the technical college system board, and the department of public instruction
15 shall assist the board department in providing the youth apprenticeship program,
16 ~~the school-to-work program and the work-based learning program~~ under sub. (1).

17 **SECTION 1870d.** 106.13 (2m) of the statutes is amended to read:

18 106.13 (2m) The board department shall approve occupations and maintain a
19 list of approved occupations for the youth apprenticeship program and shall approve
20 statewide skill standards for the school-to-work program. From the appropriation
21 under s. 20.445 (7) (1) (a), the board department shall develop curricula for youth
22 apprenticeship programs for occupations approved under this subsection.

23 **SECTION 1871.** 106.13 (3m) (b) (intro.) of the statutes is amended to read:

24 106.13 (3m) (b) (intro.) From the appropriation under s. 20.445 (7) (b) (1) (e),
25 the board department shall award grants to applying local partnerships for the

1 implementation and coordination of local youth apprenticeship programs. A local
2 partnership shall include in its grant application the identity of each public agency,
3 nonprofit organization, individual, and other person who is a participant in the local
4 partnership, a plan to accomplish the implementation and coordination activities
5 specified in subds. 1. to 6., and the identity of a fiscal agent who shall be responsible
6 for receiving, managing, and accounting for the grant moneys received under this
7 paragraph. Subject to par. (c), a local partnership that is awarded a grant under this
8 paragraph may use the grant moneys awarded for any of the following
9 implementation and coordination activities:

10 **SECTION 1872.** 106.13 (3m) (b) 6. of the statutes is amended to read:

11 106.13 (3m) (b) 6. Any other implementation or coordination activity that the
12 board department may direct or permit the local partnership to perform.

13 **SECTION 1872g.** 106.13 (3m) (d) of the statutes is created to read:

14 106.13 (3m) (d) The amount of a grant awarded under par. (b) may not exceed
15 \$900 per youth apprentice. A local partnership that is awarded a grant under par.
16 (b) shall provide matching funds equal to 50% of the grant amount awarded.

17 **SECTION 1872h.** 106.13 (3m) (e) of the statutes is created to read:

18 106.13 (3m) (e) The following outcomes are expected of a local youth
19 apprenticeship program that is funded under par. (b):

20 1. At least 80% of the youth apprentices who participate in the program for 2
21 years must receive a high school diploma on completion of the youth apprenticeship.

22 2. At least 60% of the youth apprentices who participate in the program for 2
23 years must be offered full-time employment by the employer that provided the
24 on-the-job training for the youth apprentice on completion of the youth
25 apprenticeship.

1 **SECTION 1873.** 106.13 (4) (a) 1d. of the statutes is amended to read:

2 106.13 (4) (a) 1d. “Eligible employer” means an employer that is eligible to
3 receive a grant under this subsection according to the criteria established by the
4 board department under par. (d).

5 **SECTION 1874.** 106.13 (4) (b) of the statutes is amended to read:

6 106.13 (4) (b) From the appropriation under s. 20.445 ~~(7)~~ (1) (em), the board
7 department may award a grant to a public agency or a nonprofit organization, or to
8 an eligible employer that is responsible for the on–the–job training and supervision
9 of a youth apprentice. A public agency or nonprofit organization that receives a grant
10 under this subsection shall use the funds awarded under the grant to award training
11 grants to eligible employers that provide on–the–job training and supervision for
12 youth apprentices. Subject to par. (c), a training grant provided under this
13 subsection may be awarded to an eligible employer for each youth apprentice who
14 receives at least 180 hours of paid on–the–job training from the eligible employer
15 during a school year, as defined in s. 115.001 (13). The amount of a training grant
16 may not exceed \$500 per youth apprentice per school year. A training grant may not
17 be awarded for any specific youth apprentice for more than 2 school years.

18 **SECTION 1875.** 106.13 (4) (c) of the statutes is amended to read:

19 106.13 (4) (c) Notwithstanding par. (b), the board department may award a
20 training grant under this subsection to an eligible employer that provides less than
21 180 hours of paid on–the–job training for a youth apprentice during a school year,
22 as defined in s. 115.001 (13), if the board department determines that it would be
23 beneficial for the youth apprentice to receive on–the–job training from more than one
24 eligible employer.

25 **SECTION 1876.** 106.13 (4) (d) of the statutes is amended to read:

1 106.13 (4) (d) The ~~board~~ department shall establish eligibility criteria for a
2 grant under this subsection. That criteria shall specify that eligibility for a grant
3 shall be limited to small employers, as determined by the ~~board~~ department, and to
4 employers providing on-the-job training in employment areas determined by the
5 ~~board~~ department. Notwithstanding sub. (5), those criteria need not be promulgated
6 as rules.

7 **SECTION 1876t.** 106.13 (4m) of the statutes is renumbered 38.40 (4m) and
8 amended to read:

9 **38.40 (4m) SCHOOL-TO-WORK FOR CHILDREN-AT-RISK.** (a) The board may approve
10 an innovative school-to-work program provided by a nonprofit organization for
11 children at risk, as defined in s. 118.153 (1) (a), in a county having a population of
12 500,000 or more to assist those children at risk in acquiring employability skills and
13 occupational-specific competencies before leaving high school. If the board approves
14 a program under this paragraph, the board may award a grant, from the
15 appropriation under s. ~~20.445 (7)~~ 20.292 (1) (ef), to the nonprofit organization
16 providing the program and the nonprofit organization shall use the funds received
17 under the grant to provide the program.

18 (b) The board shall establish requirements for the operation of the grant
19 program under this subsection. Notwithstanding sub. (5), those requirements ~~need~~
20 not are not required to be promulgated as rules.

21 **SECTION 1878.** 106.13 (5) of the statutes is amended to read:

22 106.13 (5) The ~~board~~ department shall promulgate rules to administer this
23 section.

24 **SECTION 1879.** 106.15 (3) (intro.) of the statutes is amended to read:

1 106.15 (3) GRANTS. (intro.) From the ~~appropriation~~ appropriations under s.
2 20.445 (1) (bc), (jm), ~~(mb)~~ and ~~(me)~~ and (m), the department shall make grants to
3 persons providing employment and training activities to dislocated workers
4 including ~~but not limited to~~ all of the following:

5 **SECTION 1880.** 106.15 (7) of the statutes is amended to read:

6 106.15 (7) FUNDING. From the amounts appropriated under s. 20.445 (1) ~~(ma)~~,
7 ~~(mb)~~ and ~~(me)~~ (m), all moneys received under 29 USC 2862 to 2864 shall be expended
8 to fund grants and operations under this section.

9 **SECTION 1881.** 106.17 (2) of the statutes is amended to read:

10 106.17 (2) The collection and distribution of local labor market information
11 under sub. (1) shall be funded only from the appropriations under s. 20.445 (1) (m),
12 ~~(ma)~~ and (n).

13 **SECTION 1882.** 106.21 (title) of the statutes is repealed.

14 **SECTION 1883.** 106.21 (1) of the statutes is repealed.

15 **SECTION 1884.** 106.21 (2) of the statutes is repealed.

16 **SECTION 1885.** 106.21 (3) of the statutes is repealed.

17 **SECTION 1886.** 106.21 (4) of the statutes is repealed.

18 **SECTION 1887.** 106.21 (5) of the statutes is repealed.

19 **SECTION 1888.** 106.21 (6) of the statutes is repealed.

20 **SECTION 1889.** 106.21 (7) of the statutes is repealed.

21 **SECTION 1890.** 106.21 (8) of the statutes is repealed.

22 **SECTION 1891.** 106.21 (9) (a) of the statutes is repealed.

23 **SECTION 1892.** 106.21 (9) (b) of the statutes is repealed.

24 **SECTION 1893.** 106.21 (9) (c) of the statutes is repealed.

25 **SECTION 1894.** 106.21 (9) (e) of the statutes is repealed.

1 **SECTION 1895.** 106.21 (9) (f) of the statutes is repealed.

2 **SECTION 1896.** 106.21 (9) (g) 1. of the statutes is repealed.

3 **SECTION 1897.** 106.21 (9) (g) 2. of the statutes is renumbered 106.213 and
4 amended to read:

5 **106.213 Wisconsin service corps education vouchers.** ~~The~~ An education
6 voucher under s. 106.21 (9) (g) 1., 2001 stats., is valid for 3 years after the date of
7 issuance for the payment of tuition and required program activity fees at any
8 institution of higher education, as defined under s. 39.32 (1) (a), that accepts the
9 voucher and the department shall authorize payment to the institution of face value
10 of the voucher upon presentment.

11 **SECTION 1898.** 106.21 (10) of the statutes is repealed.

12 **SECTION 1899.** 106.21 (11) of the statutes is repealed.

13 **SECTION 1900.** 106.21 (12) of the statutes is repealed.

14 **SECTION 1901.** 106.21 (13) of the statutes is repealed.

15 **SECTION 1902.** 106.213 of the statutes, as created by 2003 Wisconsin Act
16 (this act), is repealed.

17 **SECTION 1903d.** 106.215 (title) of the statutes is repealed.

18 **SECTION 1904.** 106.215 (1) (intro.) of the statutes is repealed.

19 **SECTION 1905.** 106.215 (1) (a) of the statutes is repealed.

20 **SECTION 1906.** 106.215 (1) (b) of the statutes is repealed.

21 **SECTION 1907.** 106.215 (1) (c) of the statutes is repealed.

22 **SECTION 1908.** 106.215 (1) (cg) of the statutes is repealed.

23 **SECTION 1909.** 106.215 (1) (cm) of the statutes is repealed.

24 **SECTION 1910.** 106.215 (1) (d) of the statutes is repealed.

25 **SECTION 1911.** 106.215 (1) (e) of the statutes is repealed.

1 **SECTION 1912.** 106.215 (1) (f) of the statutes is repealed.

2 **SECTION 1913.** 106.215 (1) (fm) of the statutes is renumbered 977.01 (2) and
3 amended to read:

4 977.01 (2) “Public assistance” means relief provided by counties under s. 59.53
5 (21), Wisconsin works under ss. 49.141 to 49.161, ~~aid to families with dependent~~
6 ~~children under s. 49.19~~, medical assistance under subch. IV of ch. 49, low-income
7 energy assistance under s. 16.385, weatherization assistance under s. 16.39, and the
8 food stamp program under 7 USC 2011 to 2029.

9 **SECTION 1914.** 106.215 (1) (g) of the statutes is repealed.

10 **SECTION 1915d.** 106.215 (2) of the statutes is repealed.

11 **SECTION 1917.** 106.215 (3) of the statutes is repealed.

12 **SECTION 1918.** 106.215 (3m) of the statutes is repealed.

13 **SECTION 1919.** 106.215 (4) of the statutes is repealed.

14 **SECTION 1920.** 106.215 (5) of the statutes is repealed.

15 **SECTION 1921.** 106.215 (6) of the statutes is repealed.

16 **SECTION 1922d.** 106.215 (7) of the statutes is repealed.

17 **SECTION 1927.** 106.215 (8) of the statutes is repealed.

18 **SECTION 1928.** 106.215 (8g) of the statutes is repealed.

19 **SECTION 1929.** 106.215 (8m) of the statutes is repealed.

20 **SECTION 1930.** 106.215 (9) of the statutes is repealed.

21 **SECTION 1931.** 106.215 (10) (title) of the statutes is repealed.

22 **SECTION 1932.** 106.215 (10) (a) of the statutes is repealed.

23 **SECTION 1933.** 106.215 (10) (b) of the statutes is repealed.

24 **SECTION 1934.** 106.215 (10) (c) of the statutes is repealed.

25 **SECTION 1935.** 106.215 (10) (e) of the statutes is repealed.

1 **SECTION 1936.** 106.215 (10) (f) of the statutes is repealed.

2 **SECTION 1937.** 106.215 (10) (fm) of the statutes is repealed.

3 **SECTION 1938.** 106.215 (10) (g) (title) and 1. of the statutes are repealed.

4 **SECTION 1939.** 106.215 (10) (g) 1m. of the statutes is repealed.

5 **SECTION 1940.** 106.215 (10) (g) 2. of the statutes is repealed.

6 **SECTION 1941.** 106.215 (10) (g) 2m. of the statutes is repealed.

7 **SECTION 1942.** 106.215 (10) (g) 3. of the statutes is renumbered 106.217 and
8 amended to read:

9 **106.217 Wisconsin conservation corps education vouchers.** The An
10 education voucher under s. 106.215 (10) (g) 1m. or 2m., 2001 stats., is valid for 4 years
11 after the date of issuance for the payment of tuition and required program activity
12 fees at any institution of higher education, as defined in 20 USC 1002, that accepts
13 the voucher. The ~~board~~ department shall authorize payment to the institution of face
14 value of the voucher upon presentment.

15 **SECTION 1943.** 106.215 (10) (g) 4. of the statutes is repealed.

16 **SECTION 1944.** 106.215 (10) (h) of the statutes is repealed.

17 **SECTION 1945.** 106.215 (11) of the statutes is repealed.

18 **SECTION 1946.** 106.215 (12) of the statutes is repealed.

19 **SECTION 1947.** 106.215 (13) of the statutes is repealed.

20 **SECTION 1948.** 106.217 of the statutes, as affected by 2003 Wisconsin Act ...
21 (this act), is repealed.

22 **SECTION 1949.** 106.26 (4) of the statutes is repealed.

23 **SECTION 1952.** 107.30 (10) of the statutes is amended to read:

24 107.30 (10) “Mining damage appropriation” means the appropriation under s.
25 ~~20.445 (4) (b)~~ 20.143 (3) (a).

1 **SECTION 1953.** 107.31 (5) (a) (intro.) of the statutes is amended to read:

2 107.31 (5) (a) *Calculation.* (intro.) The mining damage reserve accumulation
3 is calculated by subtracting the total amount of all mining damages awards paid
4 from the appropriation under s. 20.445 (4) (a), 2001 stats., beginning on May 22, 1980
5 or paid from the appropriation under s. 20.143 (3) (a) from the sum of:

6 **SECTION 1954.** 108.15 (6) (c) of the statutes is amended to read:

7 108.15 (6) (c) If such delinquency is finally established under s. 108.10, the
8 fund's treasurer shall, in case such unit receives a share of any state tax or any type
9 of state aid, certify to the ~~state treasurer~~ secretary of administration the existence
10 and amount of such delinquency.

11 **SECTION 1955.** 108.15 (6) (d) (intro.) of the statutes is amended to read:

12 108.15 (6) (d) (intro.) Upon receipt of such certification, the ~~state treasurer~~
13 secretary of administration shall withhold, from each sum of any such tax or aid
14 thereafter payable to the government unit, until the delinquency is satisfied, the
15 lesser of the following amounts:

16 **SECTION 1956.** 108.15 (6) (e) of the statutes is amended to read:

17 108.15 (6) (e) Any amount withheld by the ~~state treasurer~~ secretary of
18 administration under par. (d) shall be paid by the ~~state treasurer~~ secretary of
19 administration to the fund's treasurer, who shall duly credit such payment toward
20 satisfying the delinquency.

21 **SECTION 1957.** 108.161 (3) of the statutes is amended to read:

22 108.161 (3) Consistently with this chapter and said section 903, such moneys
23 shall be used solely for benefits or employment security administration by the
24 department, including unemployment insurance, employment service,
25 apprenticeship programs, and related statistical operations.

1 **SECTION 1958.** 108.161 (4) (c) of the statutes is amended to read:

2 108.161 (4) (c) Specifying that the appropriated amounts are available for
3 obligation solely within the 2 years beginning on the appropriation law's date of
4 enactment. This paragraph does not apply to the appropriation under s. 20.445 (1)
5 (nd).

6 **SECTION 1959.** 108.162 (3) of the statutes is amended to read:

7 108.162 (3) The amount obligated under this section during any fiscal year may
8 not exceed the aggregate of all amounts credited under s. 108.161 (1), including
9 amounts credited under s. 108.161 (8), reduced by the amount obligated under s.
10 20.445 (1) (nb) and (nd) and further reduced at the time of any obligation by the sum
11 of the moneys obligated and charged against any of the amounts thus credited.

12 **SECTION 1960.** 108.20 (2) of the statutes is amended to read:

13 108.20 (2) All amounts received by the department for the administrative
14 account shall be paid over to the ~~state treasurer~~ secretary of administration and
15 credited to that account for the administration of this chapter and the employment
16 service, for the payment of benefits chargeable to the account under s. 108.07 (5) and
17 for the purposes specified in sub. (2m).

18 **SECTION 1960m.** 111.09 (1) of the statutes is amended to read:

19 111.09 (1) The commission may adopt reasonable and proper rules and
20 regulations relative to the exercise of its powers and authority and proper rules to
21 govern its proceedings and to regulate the conduct of all elections and hearings. The
22 commission shall, upon request, provide a transcript of a proceeding to any party to
23 the proceeding for a fee, established by rule, by the commission at a uniform rate per
24 page. All transcript fees shall be credited to the appropriation account under s.
25 20.425 (1) (i), ~~except that fees collected in excess of the uniform rate per page for any~~

1 transcript produced by a reporter who is not employed by the commission shall be
2 credited to the appropriation account under s. 20.425 (1) (g).

3 **SECTION 1961.** 111.335 (1) (cv) of the statutes is amended to read:

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

10 **SECTION 1962.** 111.375 (1) of the statutes is amended to read:

11 111.375 (1) ~~Except as provided under sub. (2), this~~ This subchapter shall be
12 administered by the department. The department may make, amend and rescind
13 such rules as are necessary to carry out this subchapter. The department or the
14 commission may, by such agents or agencies as it designates, conduct in any part of
15 this state any proceeding, hearing, investigation or inquiry necessary to the
16 performance of its functions. The department shall preserve the anonymity of any
17 employee who is the aggrieved party in a complaint of discrimination in promotion,
18 compensation or terms and conditions of employment, of unfair honesty testing or
19 of unfair genetic testing against his or her present employer until a determination
20 as to probable cause has been made, unless the department determines that the
21 anonymity will substantially impede the investigation.

22 **SECTION 1963.** 111.375 (2) of the statutes is amended to read:

23 111.375 (2) This subchapter applies to each agency of the state ~~except that~~
24 ~~complaints of discrimination, unfair honesty testing or unfair genetic testing against~~
25 ~~the agency as an employer shall be filed with and processed by the personnel~~

1 ~~commission under s. 230.45 (1) (b). Decisions of the personnel commission are~~
2 ~~subject to review under ch. 227.~~

3 **SECTION 1966.** 111.70 (1) (a) of the statutes is amended to read:

4 111.70 (1) (a) “Collective bargaining” means the performance of the mutual
5 obligation of a municipal employer, through its officers and agents, and the
6 representative of its municipal employees in a collective bargaining unit, to meet and
7 confer at reasonable times, in good faith, with the intention of reaching an
8 agreement, or to resolve questions arising under such an agreement, with respect to
9 wages, hours and conditions of employment, and with respect to a requirement of the
10 municipal employer for a municipal employee to perform law enforcement and fire
11 fighting services under s. 61.66, except as provided in sub. (4) (m), (n), and (o) and
12 s. 40.81 (3) and except that a municipal employer shall not meet and confer with
13 respect to any proposal to diminish or abridge the rights guaranteed to municipal
14 employees under ch. 164. The duty to bargain, however, does not compel either party
15 to agree to a proposal or require the making of a concession. Collective bargaining
16 includes the reduction of any agreement reached to a written and signed document.
17 The municipal employer shall not be required to bargain on subjects reserved to
18 management and direction of the governmental unit except insofar as the manner
19 of exercise of such functions affects the wages, hours and conditions of employment
20 of the municipal employees in a collective bargaining unit. In creating this
21 subchapter the legislature recognizes that the municipal employer must exercise its
22 powers and responsibilities to act for the government and good order of the
23 jurisdiction which it serves, its commercial benefit and the health, safety and welfare
24 of the public to assure orderly operations and functions within its jurisdiction,

1 subject to those rights secured to municipal employees by the constitutions of this
2 state and of the United States and by this subchapter.

3 **SECTION 1985m.** 111.70 (4) (n) of the statutes is created to read:

4 111.70 (4) (n) *Municipal employer-initiated change in health care coverage*
5 *plan provider.* Notwithstanding the terms of a collective bargaining agreement, in
6 any collective bargaining unit other than a unit consisting of law enforcement or fire
7 fighting personnel a municipal employer may unilaterally change its employees'
8 health care coverage plan to a health care coverage plan under s. 40.51 (7) or a health
9 care coverage plan that is substantially similar to a plan offered under s. 40.51 (7)
10 without the consent of any affected employee in the collective bargaining unit. The
11 commission shall use the criteria in rules promulgated by the commissioner of
12 insurance under s. 601.41 (12) to determine if health care coverage plans are
13 substantially similar. Any such unilateral change in health care coverage plan
14 provider is not a violation of a collective bargaining agreement or a prohibited
15 practice under sub. (3) (a) and, for purposes of a qualified economic offer, satisfies the
16 requirement to maintain fringe benefits under sub. (1) (nc).

17 **SECTION 1985n.** 111.70 (4) (o) of the statutes is created to read:

18 111.70 (4) (o) *Prohibited subject of collective bargaining.* In collective
19 bargaining units other than units consisting of law enforcement or fire fighting
20 personnel, a municipal employer is prohibited from bargaining collectively with
21 respect to the employer's selection of a health care coverage plan if the municipal
22 employer offers to enroll the employees in a health care coverage plan under s. 40.51
23 (7) or in a health care coverage plan that is substantially similar to a plan offered
24 under s. 40.51 (7). The commission shall use the criteria in rules promulgated by the

1 commissioner of insurance under s. 601.41 (12) to determine if health care coverage
2 plans are substantially similar.

3 **SECTION 1986m.** 111.71 (1) of the statutes is amended to read:

4 111.71 (1) The commission may adopt reasonable rules relative to the exercise
5 of its powers and authority and proper rules to govern its proceedings and to regulate
6 the conduct of all elections and hearings. The commission shall, upon request,
7 provide a transcript of a proceeding to any party to the proceeding for a fee,
8 established by rule, by the commission at a uniform rate per page. All transcript fees
9 shall be credited to the appropriation account under s. 20.425 (1) (i), ~~except that fees~~
10 ~~collected in excess of the uniform rate per page for any transcript produced by a~~
11 ~~reporter who is not employed by the commission shall be credited to the~~
12 ~~appropriation account under s. 20.425 (1) (g).~~

13 **SECTION 1987m.** 111.81 (5) of the statutes is repealed.

14 **SECTION 1988m.** 111.81 (14) of the statutes is created to read:

15 111.81 (14) “Office” means the office of state human resources management.

16 **SECTION 1988s.** 111.815 of the statutes is amended to read:

17 **111.815 Duties of state.** (1) In the furtherance of this subchapter, the state
18 shall be considered as a single employer and employment relations policies and
19 practices throughout the state service shall be as consistent as practicable. The
20 ~~department~~ office shall negotiate and administer collective bargaining agreements.
21 To coordinate the employer position in the negotiation of agreements, the
22 ~~department~~ office shall maintain close liaison with the legislature relative to the
23 negotiation of agreements and the fiscal ramifications of those agreements. Except
24 with respect to the collective bargaining units specified in s. 111.825 (1m) and (2) (f),
25 the ~~department~~ office is responsible for the employer functions of the executive

1 branch under this subchapter, and shall coordinate its collective bargaining
2 activities with operating state agencies on matters of agency concern. The legislative
3 branch shall act upon those portions of tentative agreements negotiated by the
4 department office that require legislative action. With respect to the collective
5 bargaining units specified in s. 111.825 (1m), the University of Wisconsin Hospitals
6 and Clinics Board is responsible for the employer functions under this subchapter.
7 With respect to the collective bargaining unit specified in s. 111.825 (2) (f), the
8 governing board of the charter school established by contract under s. 118.40 (2r)
9 (cm) is responsible for the employer functions under this subchapter.

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

19 (3) With regard to collective bargaining activities involving employees who are
20 assistant district attorneys, the ~~secretary of the department~~ director of the office
21 shall maintain close liaison with the ~~department~~ secretary of administration.

22 **SECTION 1989m.** 111.83 (3) of the statutes is amended to read:

23 111.83 (3) Whenever a question arises concerning the representation of
24 employees in a collective bargaining unit the commission shall determine the
25 representative thereof by taking a secret ballot of the employees and certifying in

1 writing the results thereof to the interested parties and to the secretary of the
2 department director of the office. There shall be included on any ballot for the
3 election of representatives the names of all labor organizations having an interest
4 in representing the employees participating in the election as indicated in petitions
5 filed with the commission. The name of any existing representative shall be included
6 on the ballot without the necessity of filing a petition. The commission may exclude
7 from the ballot one who, at the time of the election, stands deprived of his or her rights
8 under this subchapter by reason of a prior adjudication of his or her having engaged
9 in an unfair labor practice. The ballot shall be so prepared as to permit a vote against
10 representation by anyone named on the ballot. The commission's certification of the
11 results of any election is conclusive as to the findings included therein unless
12 reviewed under s. 111.07 (8).

13 **SECTION 1990.** 111.86 (2) of the statutes is amended to read:

14 111.86 (2) The ~~department~~ office shall charge a state department or agency the
15 employer's share of the cost related to grievance arbitration under sub. (1) for any
16 arbitration that involves one or more employees of the state department or agency.
17 Each state department or agency so charged shall pay the amount that the
18 ~~department~~ office charges from the appropriation account or accounts used to pay the
19 salary of the grievant. Funds received under this subsection shall be credited to the
20 appropriation account under s. ~~20.512 (1) (km)~~ 20.545 (1) (km).

21 **SECTION 1990m.** 111.89 (1) of the statutes is amended to read:

22 111.89 (1) Upon establishing that a strike is in progress, the employer may
23 either seek an injunction or file an unfair labor practice charge with the commission
24 under s. 111.84 (2) (e) or both. It is the responsibility of the ~~department~~ office to
25 decide whether to seek an injunction or file an unfair labor practice charge. The

1 existence of an administrative remedy does not constitute grounds for denial of
2 injunctive relief.

3 **SECTION 1991m.** 111.91 (2) (im) of the statutes is created to read:

4 111.91 (2) (im) The employer contribution rate and the number of hours of work
5 per year covered under s. 40.05 (4) (ag) 1.

6 **SECTION 1992.** 111.91 (2) (j) of the statutes is amended to read:

7 111.91 (2) (j) Creditable service to which s. ~~40.25 (7) (f)~~ 40.285 (2) (b) 4. applies.

8 **SECTION 1992e.** 111.91 (4) of the statutes is amended to read:

9 111.91 (4) The ~~secretary of the department~~ director of the office, in connection
10 with the development of tentative collective bargaining agreements to be submitted
11 under s. 111.92 (1) (a), shall endeavor to obtain tentative agreements with each
12 recognized or certified labor organization representing employees or supervisors of
13 employees specified in s. 111.81 (7) (a) and with each certified labor organization
14 representing employees specified in s. 111.81 (7) (b) to (e) which do not contain any
15 provision for the payment to any employee of a cumulative or noncumulative amount
16 of compensation in recognition of or based on the period of time an employee has been
17 employed by the state.

18 **SECTION 1992m.** 111.915 of the statutes is amended to read:

19 **111.915 Labor proposals.** The ~~secretary of the department~~ director of the
20 office shall notify and consult with the joint committee on employment relations, in
21 such form and detail as the committee requests, regarding substantial changes in
22 wages, employee benefits, personnel management, and program policy contract
23 provisions to be included in any contract proposal to be offered to any labor
24 organization by the state or to be agreed to by the state before such proposal is
25 actually offered or accepted.

1 **SECTION 1992s.** 111.92 (1) (a) of the statutes is amended to read:

2 111.92 (1) (a) Any tentative agreement reached between the ~~department~~ office,
3 acting for the state, and any labor organization representing a collective bargaining
4 unit specified in s. 111.825 (1) or (2) (a) to (e) shall, after official ratification by the
5 labor organization, be submitted by the ~~department~~ office to the joint committee on
6 employment relations, which shall hold a public hearing before determining its
7 approval or disapproval. If the committee approves the tentative agreement, it shall
8 introduce in a bill or companion bills, to be put on the calendar or referred to the
9 appropriate scheduling committee of each house, that portion of the tentative
10 agreement which requires legislative action for implementation, such as salary and
11 wage adjustments, changes in fringe benefits, and any proposed amendments,
12 deletions or additions to existing law. Such bill or companion bills are not subject to
13 ss. 13.093 (1), 13.50 (6) (a) and (b) and 16.47 (2). The committee may, however, submit
14 suitable portions of the tentative agreement to appropriate legislative committees
15 for advisory recommendations on the proposed terms. The committee shall
16 accompany the introduction of such proposed legislation with a message that informs
17 the legislature of the committee's concurrence with the matters under consideration
18 and which recommends the passage of such legislation without change. If the joint
19 committee on employment relations does not approve the tentative agreement, it
20 shall be returned to the parties for renegotiation. If the legislature does not adopt
21 without change that portion of the tentative agreement introduced by the joint
22 committee on employment relations, the tentative agreement shall be returned to
23 the parties for renegotiation.

24 **SECTION 1992v.** 111.94 (1) of the statutes is amended to read:

1 111.94 (1) The commission may adopt reasonable and proper rules relative to
2 the exercise of its powers and authority and proper rules to govern its proceedings
3 and to regulate the conduct of all elections and hearings. The commission shall, upon
4 request, provide a transcript of a proceeding to any party to the proceeding for a fee,
5 established by rule, by the commission at a uniform rate per page. All transcript fees
6 shall be credited to the appropriation account under s. 20.425 (1) (i), ~~except that fees~~
7 ~~collected in excess of the uniform rate per page for any transcript produced by a~~
8 ~~reporter who is not employed by the commission shall be credited to the~~
9 ~~appropriation account under s. 20.425 (1) (g).~~

10 **SECTION 1993.** 114.33 (10) of the statutes is amended to read:

11 114.33 (10) Subject to the approval of the governor under this subsection, the
12 secretary may sell at public or private sale property of whatever nature owned by the
13 state and under the jurisdiction of the secretary when the secretary determines that
14 the property is no longer necessary for the state's use for airport purposes and, if real
15 property, the real property is not the subject of a petition under s. ~~16.375~~ 560.9810.
16 The secretary shall present to the governor a full and complete report of the property
17 to be sold, the reason for the sale, and the minimum price for which the property
18 should be sold, together with an application for the governor's approval of the sale.
19 The governor shall investigate the proposed sale as he or she deems necessary and
20 approve or disapprove the application. Upon approval and receipt of the full
21 purchase price, the secretary shall by appropriate deed or other instrument transfer
22 the property to the purchaser. The funds derived from the sale shall be deposited in
23 the appropriate airport fund, and the expense incurred by the secretary in
24 connection with the sale shall be paid from that fund.

1 **SECTION 1993g.** 115.28 (7) (d) of the statutes is renumbered 115.28 (7) (d) 1. and
2 amended to read:

3 115.28 (7) (d) 1. Annually, Except as provided in subd. 2., annually establish
4 fees for the certification or licensure of school and public library personnel sufficient
5 to fund certification and licensing administrative costs.

6 **SECTION 1993r.** 115.28 (7) (d) 2. of the statutes is created to read:

7 115.28 (7) (d) 2. Charge a fee of \$150 for an initial or renewal teacher or
8 administrator license issued to a resident of this state.

9 **SECTION 1993v.** 115.28 (11) (intro.) of the statutes is amended to read:

10 115.28 (11) DRIVER EDUCATION COURSES. (intro.) Approve driver education
11 courses offered by school districts, county children with disabilities education
12 boards, and technical college districts for the purposes of ss. ~~121.41 (1) and s. 343.16~~
13 (1) (c) 1. and establish minimum standards for driver education courses offered in
14 private schools for the purposes of s. 343.16 (1) (c) 3. All driver education courses
15 approved or for which standards are established under this subsection shall do all
16 of the following:

17 **SECTION 1994d.** 115.28 (25) of the statutes is amended to read:

18 115.28 (25) SCHOOL TECHNOLOGY RESOURCE GRANTS. Consult with the ~~technology~~
19 ~~for educational achievement in Wisconsin board~~ department of administration
20 before awarding school technology resource grants under 20 USC 6842.

21 **SECTION 1995.** 115.28 (30) (b) 1. to 6. of the statutes are amended to read:

22 115.28 (30) (b) 1. ~~Two~~ One full-time ~~consultants~~ consultant in agriculture
23 education.

24 2. ~~Two~~ One full-time ~~consultants~~ consultant in business education.

25 3. ~~Two~~ One full-time ~~consultants~~ consultant in technology education.

1 4. ~~Two~~ One full-time ~~consultants~~ consultant in family and consumer sciences
2 education.

3 5. ~~Two~~ One full-time ~~consultants~~ consultant in marketing education.

4 6. One full-time half-time consultant in health science education.

5 **SECTION 1995d.** 115.28 (45) of the statutes is repealed.

6 **SECTION 1995h.** 115.28 (47) of the statutes is repealed.

7 **SECTION 1995m.** 115.28 (50) of the statutes is created to read:

8 115.28 (50) MENTORS. Annually distribute the amount appropriated under s.
9 20.255 (2) (hg) to school districts based on the number of full-time equivalent
10 teachers employed by the school district. The school district shall use the money to
11 fund mentors, as defined in s. PI 34.01 (34), Wis. Adm. Code.

12 **SECTION 1995t.** 115.28 (51) of the statutes is created to read:

13 115.28 (51) PLAN FOR USE OF FEDERAL FUNDS. Annually submit to the joint
14 committee on finance a plan for using federal funds for administrative purposes. If
15 the cochairpersons of the committee do not notify the department within 14 working
16 days after the date of the plan's submission that the committee has scheduled a
17 meeting for the purpose of reviewing the plan, the plan may be implemented as
18 proposed by the department. If, within 14 working days after the date of the plan's
19 submission, the cochairpersons of the committee notify the department that the
20 committee has scheduled a meeting for the purpose of reviewing the proposed plan,
21 the plan may be implemented only upon approval of the committee.

22 **SECTION 1996.** 115.29 (4) of the statutes is renumbered 115.29 (4) (a).

23 **SECTION 1997.** 115.29 (4) (b) of the statutes is created to read:

24 115.29 (4) (b) Promulgate rules establishing fees for issuing a declaration of
25 equivalency of high school graduation or a general educational development

1 certificate under par. (a). The rules may provide exemptions from the fees based on
2 financial need.

3 **SECTION 1998.** 115.345 (5) of the statutes is amended to read:

4 115.345 (5) The school board may file a claim with the department for
5 reimbursement for reasonable expenses incurred, excluding capital equipment
6 costs, but not to exceed 15% of the cost of the meal or 50 cents per meal, whichever
7 is less. Any cost in excess of the lesser amount may be charged to participants. If
8 the department approves the claim, it shall certify that payment is due and the state
9 ~~treasurer~~ secretary of administration shall pay the claim from the appropriation
10 under s. 20.255 (2) (cn).

11 **SECTION 1998g.** 115.75 of the statutes is repealed.

12 **SECTION 1998k.** 115.817 (10) (a) of the statutes is amended to read:

13 115.817 (10) (a) The board may apply for and receive the state aid under ~~ss. s.~~
14 115.88 and ~~121.41 (1)~~ for the transportation, board and lodging, treatment, and
15 instruction of children participating in programs under this section.

16 **SECTION 1998m.** 115.88 (1m) (a) and (am) of the statutes are amended to read:

17 115.88 (1m) (a) If, upon receipt of the plan under s. 115.77 (4), the state
18 superintendent is satisfied that the special education program has been maintained
19 during the preceding school year in accordance with law, the state superintendent
20 shall certify to the department of administration in favor of each county, cooperative
21 educational service agency and school district maintaining such special education
22 program a sum equal to the amount expended by the county, agency and school
23 district during the preceding year for salaries of personnel enumerated in sub. (1),
24 including the salary portion of any authorized contract for physical or occupational
25 therapy services, and other expenses approved by the state superintendent as costs

1 eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2)
2 (b) and (bb).

3 (am) If the operator of a charter school established under s. 118.40 (2r) operates
4 a special education program and the state superintendent is satisfied that the
5 operator of the charter school is complying with 20 USC 1400 to 1491o, the state
6 superintendent shall certify to the department of administration in favor of the
7 operator of the charter school a sum equal to the amount that the operator of the
8 charter school expended during the previous school year for salaries of full-time or
9 part-time licensed teachers, licensed coordinators of special education, licensed
10 school social workers, licensed school psychologists, paraprofessionals, licensed
11 consulting teachers to work with any teacher of regular education programs who has
12 a child with a disability in a class and any other personnel, as determined by the state
13 superintendent. Certified costs under this paragraph are eligible for reimbursement
14 from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb). The state
15 superintendent may audit costs under this paragraph and adjust reimbursement to
16 cover only actual, eligible costs.

17 **SECTION 1998n.** 115.88 (2), (2m), (3), (4) and (6) of the statutes are amended
18 to read:

19 115.88 (2) TRANSPORTATION AID. If upon receipt of the plan under s. 115.77 (4)
20 the state superintendent is satisfied that the transportation of children with
21 disabilities has been maintained during the preceding year in accordance with the
22 law, the state superintendent shall certify to the department of administration in
23 favor of each county, cooperative educational service agency, or school district
24 transporting such pupils an amount equal to the amount expended for such
25 transportation as costs eligible for reimbursement from the ~~appropriation~~

1 appropriations under s. 20.255 (2) (b) and (bb). Pupils for whom aid is paid under
2 this subsection shall not be eligible for aid under s. 121.58 (2) or (4). This subsection
3 applies to any child with a disability who requires special assistance in
4 transportation, including any such child attending regular classes who requires
5 special or additional transportation. This subsection does not apply to any child with
6 a disability attending regular or special classes who does not require any special or
7 additional transportation.

8 **(2m) OTHER TRANSPORTATION AID.** If the operator of a charter school established
9 under s. 118.40 (2r) transports children with disabilities and the state
10 superintendent is satisfied that the operator of the charter school is complying with
11 20 USC 1400 to 1491o, the state superintendent shall certify to the department of
12 administration in favor of the operator of the charter school a sum equal to the
13 amount that the operator of the charter school expended during the previous school
14 year for transportation under this subsection as costs eligible for reimbursement
15 from the appropriations under s. 20.255 (2) (b) and (bb). The state superintendent
16 may audit costs under this subsection and adjust reimbursement to cover only
17 actual, eligible costs.

18 **(3) BOARD AND LODGING AID.** There shall be paid the amount expended for board
19 and lodging and transportation between the boarding home and the special
20 education program of nonresident children enrolled under s. 115.82 (1) in the special
21 education program. The department shall certify to the department of
22 administration in favor of each school district, cooperative educational service
23 agency, county children with disabilities education board, state agency of another
24 state or private, nonsectarian special education service which operates the special
25 education program while providing board, lodging and transportation an amount

1 equal to the amount expended for such board and lodging and transportation as costs
2 eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2)
3 (b) and (bb).

4 (4) HOSPITALS AND CONVALESCENT HOME AID. The full cost of special education for
5 children in hospitals and convalescent homes for orthopedically disabled children
6 shall be paid from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb).
7 The supervision of such instruction shall be under the department and the school
8 board of the school district in which the hospital or convalescent home is located. The
9 school board of the district in which the hospital or convalescent home is located shall
10 submit to the department an itemized statement of all revenues and expenditures
11 for the actual cost of such instruction and any other information it requires.

12 (6) AID FOR INSTRUCTION OUTSIDE OF DISTRICT. The department shall certify to
13 the department of administration, in favor of each school district, an amount equal
14 to the amount expended for salaries and travel expenses, as determined in advance
15 by the state superintendent, for providing special education outside the school
16 district of employment, as eligible for reimbursement from the ~~appropriation~~
17 appropriations under s. 20.255 (2) (b) and (bb).

18 **SECTION 1998no.** 115.88 (8) of the statutes is amended to read:

19 115.88 (8) ENROLLMENT OUT OF STATE. If a child with a disability is enrolled in
20 a public special education program located in another state and the state
21 superintendent is satisfied that the program in which the child is enrolled complies
22 with this subchapter, the state superintendent shall certify to the department of
23 administration in favor of the school district in which the child resides or the school
24 district attended by the child under s. 118.51 or 121.84 (1) (a) or (4) a sum equal to
25 the amount expended by the school district during the preceding year for the

1 additional costs associated with the child's special education program as costs
2 eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2)
3 (b) and (bb).”.

4 **SECTION 1999.** 115.882 of the statutes is amended to read:

5 **115.882 Payment of state aid.** Funds appropriated under s. 20.255 (2) (b)
6 shall be used first for the purpose of s. 115.88 (4). Costs eligible for reimbursement
7 from the appropriation under s. 20.255 (2) (b) under ss. 115.88 (1m) to (3), (6) and (8),
8 115.93, and 118.255 (4) shall be reimbursed at a rate set to distribute the full amount
9 appropriated for reimbursement for the costs, less the amount paid by the
10 department of health and family services under s. 20.435 (4) (b) and (o) under s. 49.45
11 (39) (b) 1m., not to exceed 100%.

12 **SECTION 1999c.** 115.882 of the statutes, as affected by 2003 Wisconsin Act
13 (this act), is amended to read:

14 **115.882 Payment of state aid.** Funds appropriated under s. 20.255 (2) (b)
15 and (bb) shall be used first for the purpose of s. 115.88 (4). Costs eligible for
16 reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and
17 (bb) under ss. 115.88 (1m) to (3), (6) and (8), 115.93, and 118.255 (4) shall be
18 reimbursed at a rate set to distribute the full amount appropriated for
19 reimbursement for the costs, less the amount paid by the department of health and
20 family services under s. 20.435 (4) (hm) and (o) under s. 49.45 (39) (b) 1m., not to
21 exceed 100%.

22 **SECTION 1999n.** 115.93 of the statutes is amended to read:

23 **115.93 State aid.** If upon receipt of the reports under s. 115.92 (2) the state
24 superintendent is satisfied that the school age parents program has been maintained
25 during the preceding school year in accordance with the rules under s. 115.92 (3), the

1 state superintendent shall certify to the department of administration in favor of
2 each school district maintaining the program a sum equal to the amount expended
3 by the school district during the preceding school year for salaries of teachers and
4 instructional aides, special transportation and other expenses approved by the state
5 superintendent as costs eligible for reimbursement from the appropriation
6 appropriations under s. 20.255 (2) (b) and (bb).

7 **SECTION 2006.** 118.153 (1) (a) (intro.) of the statutes is amended to read:

8 118.153 (1) (a) (intro.) “Children at risk” means pupils in grades 5 to 12 who
9 are at risk of not graduating from high school because they ~~failed the high school~~
10 ~~graduation examination administered under s. 118.30 (1m) (d)~~, are dropouts, or are
11 2 or more of the following:

12 **SECTION 2007.** 118.153 (4) (b) of the statutes is amended to read:

13 118.153 (4) (b) Upon receipt of a school board’s annual report under par. (a) the
14 state superintendent shall pay to the school district from the appropriation under s.
15 20.255 (2) (bc), for each pupil enrolled in a program for children at risk who achieved
16 at least 3 of the objectives under par. (c) in the previous school year, additional state
17 aid in an amount equal to 10% of the school district’s average per pupil aids provided
18 under s. 20.835 (7) (a), 1991 stats., and s. 20.255 (2) (ac) and (r) in the previous school
19 year.

20 **SECTION 2007m.** 118.153 (4) (b) of the statutes, as affected by 2003 Wisconsin
21 Act (this act), is amended to read:

22 118.153 (4) (b) Upon receipt of a school board’s annual report under par. (a) the
23 state superintendent shall pay to the school district from the appropriation under s.
24 20.255 (2) (bc), for each pupil enrolled in a program for children at risk who achieved
25 at least 3 of the objectives under par. (c) in the previous school year, additional state

1 aid in an amount equal to 10% of the school district's average per pupil aids provided
2 under s. 20.835 (7) (a), 1991 stats., s. 20.255 (2) (r), 2003 stats., and s. 20.255 (2) (ac)
3 and ~~(r)~~ in the previous school year.

4 **SECTION 2008.** 118.153 (4) (c) 3. of the statutes is amended to read:

5 118.153 (4) (c) 3. The pupil, if a high school senior, received a high school
6 diploma ~~or passed the high school graduation examination administered under s.~~
7 ~~118.30 (1m) (d).~~

8 **SECTION 2009m.** 118.255 (4) of the statutes is amended to read:

9 118.255 (4) If the state superintendent is satisfied that the health treatment
10 services program has been maintained during the preceding school year in
11 accordance with law, the state superintendent shall certify to the department of
12 administration in favor of each school board, cooperative educational service agency
13 and county children with disabilities education board maintaining such health
14 treatment services, an amount equal to the amount expended for items listed in s.
15 115.88 (1m) by the school board, cooperative educational service agency and county
16 children with disabilities education board during the preceding year for these health
17 treatment services as costs eligible for reimbursement from the ~~appropriation~~
18 appropriations under s. 20.255 (2) (b) and (bb).

19 **SECTION 2010.** 118.30 (1) (a) of the statutes is renumbered 118.30 (1).

20 **SECTION 2011.** 118.30 (1) (b) of the statutes is repealed.

21 **SECTION 2012.** 118.30 (1g) (b) of the statutes is repealed.

22 **SECTION 2013.** 118.30 (1m) (d) of the statutes is repealed.

23 **SECTION 2014.** 118.30 (1r) (a) 1. of the statutes is amended to read:

1 118.30 (1r) (a) 1. Except as provided in sub. (6), administer the 4th grade
2 examination adopted or approved by the state superintendent under sub. (1) (a) to
3 all pupils enrolled in the charter school in the 4th grade.

4 **SECTION 2015.** 118.30 (1r) (am) 1. of the statutes is amended to read:

5 118.30 (1r) (am) 1. Except as provided in sub. (6), administer the 8th grade
6 examination adopted or approved by the state superintendent under sub. (1) (a) to
7 all pupils enrolled in the charter school in the 8th grade.

8 **SECTION 2016.** 118.30 (1r) (d) of the statutes is repealed.

9 **SECTION 2017.** 118.30 (2) (e) of the statutes is repealed.

10 **SECTION 2018.** 118.33 (1) (f) 1. of the statutes is amended to read:

11 118.33 (1) (f) 1. By September 1, 2004, each school board operating high school
12 grades shall develop a written policy specifying criteria for granting a high school
13 diploma that are in addition to the requirements under par. (a). The criteria shall
14 include ~~the pupil's score on the examination administered under s. 118.30 (1m) (d),~~
15 the pupil's academic performance, and the recommendations of teachers. Except as
16 provided in subd. 2., the criteria apply to pupils enrolled in charter schools located
17 in the school district.

18 **SECTION 2019.** 118.33 (1) (f) 2. of the statutes is amended to read:

19 118.33 (1) (f) 2. By September 1, 2004, each operator of a charter school under
20 s. 118.40 (2r) that operates high school grades shall develop a policy specifying
21 criteria for granting a high school diploma. The criteria shall include ~~the pupil's~~
22 ~~score on the examination administered under s. 118.30 (1r) (d),~~ the pupil's academic
23 performance, and the recommendations of teachers.

24 **SECTION 2020.** 118.34 (4) of the statutes is repealed.

25 **SECTION 2020g.** 118.40 (2r) (c) 1. of the statutes is amended to read:

1 118.40 (2r) (c) 1. Only Except as provided in subd. 2., only pupils who reside
2 in the school district in which a charter school established under this subsection is
3 located may attend the charter school.

4 **SECTION 2020k.** 118.40 (2r) (c) 2. of the statutes is repealed and recreated to
5 read:

6 118.40 (2r) (c) 2. A pupil who resides outside the school district operating under
7 ch. 119 may attend a charter school established under this subsection in the school
8 district operating under ch. 119.

9 **SECTION 2020m.** 118.40 (2r) (cm) of the statutes is amended to read:

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

14 **SECTION 2021.** 118.40 (2r) (e) 1. of the statutes is amended to read:

15 118.40 (2r) (e) 1. From the appropriation under s. 20.255 (2) (fm), the
16 department shall pay to the operator of the charter school an amount equal to the
17 sum of the amount paid per pupil under this subdivision in the previous school year
18 and the amount of revenue increase in the per pupil allowed under subch. VII of ch.
19 121 amount paid to private schools under s. 119.23 (4) (b) 2. in the current school year
20 as compared to the previous school year, multiplied by the number of pupils
21 attending the charter school. The amount paid per pupil may not be less than the
22 amount paid per pupil under this subdivision in the previous school year. The
23 department shall pay 25% of the total amount in September, 25% in December, 25%
24 in February, and 25% in June. The department shall send the check to the operator
25 of the charter school.

1 **SECTION 2021f.** 118.40 (2r) (e) 2. of the statutes is amended to read:

2 118.40 (2r) (e) 2. If the chancellor of the University of Wisconsin–Parkside
3 establishes or contracts for the establishment of a charter school under this
4 subsection, in March the department shall pay to the unified school district in which
5 the charter school is located, from the appropriation under s. 20.255 (2) (fm), an
6 amount equal to the amount of school aid per pupil to which the unified school district
7 is eligible in the current school year multiplied by the number of pupils, not to exceed
8 400, attending the charter school who were previously enrolled in the unified school
9 district.

10 **SECTION 2021m.** 118.43 (3) (intro.) of the statutes is amended to read:

11 118.43 (3) CONTRACT REQUIREMENTS. (intro.) Except as provided in pars. (am)
12 and (ar) and sub. (4m), an achievement guarantee contract shall require the school
13 board to do all of the following in each participating school:

14 **SECTION 2021n.** 118.43 (4m) of the statutes is created to read:

15 118.43 (4m) EXCEPTIONS. A school district participating in the program under
16 this section on the effective date of this subsection [revisor inserts date], may
17 choose not to comply with the requirement to reduce class size to 15 in grades 2 or
18 3 in any school.

19 **SECTION 2021no.** 118.43 (6) (b) (intro.) of the statutes is amended to read:

20 118.43 (6) (b) (intro.) From the appropriations under s. 20.255 (2) (cu) and (cv),
21 subject to par. (c), the department shall pay to each school district that has entered
22 into a contract with the department under this section, except for a school district
23 under sub. (4m), an amount determined as follows:

24 **SECTION 2021nr.** 118.43 (6) (b) 8. of the statutes is amended to read:

1 118.43 (6) (b) 8. In the 2003–04 and 2004–05 school years, \$2,000 multiplied
2 by the number of low–income pupils enrolled in grades eligible for funding in each
3 school in the school district covered by contracts under sub. (3) (ar) and by renewals
4 of contracts under sub. (2) (g) and \$2,000 multiplied by the number of low–income
5 pupils enrolled in those grades under sub. (4m) in which the class size has been
6 reduced to 15.

7 **SECTION 2022d.** 119.23 (2) (a) (intro.) of the statutes is amended to read:

8 119.23 (2) (a) (intro.) Subject to par. (b) (e), any pupil in grades kindergarten
9 to 12 who resides within the city may attend, at no charge, any private school located
10 in the city Milwaukee County if all of the following apply:

11 **SECTION 2022h.** 119.23 (2) (a) 2. of the statutes is repealed.

12 **SECTION 2022p.** 119.23 (2) (b) of the statutes is repealed.

13 **SECTION 2022t.** 119.23 (2) (e) of the statutes is created to read:

14 119.23 (2) (e) A pupil who attends a private school under this section is eligible
15 to attend a private school under this section in succeeding school years even if the
16 pupil no longer meets the criterion under par. (a) 1.

17 **SECTION 2023.** 119.23 (4) (b) 2. of the statutes is amended to read:

18 119.23 (4) (b) 2. The ~~sum of the amount paid per pupil under this subsection~~
19 ~~paragraph in the previous school year and the amount of revenue increase per pupil~~
20 ~~allowed under subch. VII of ch. 121 in the current school year~~ multiplied by the sum
21 of 1.0 plus the percentage change from the previous school year to the current school
22 year in the total amount appropriated under s. 20.255 (2) (ac) and (r) expressed as
23 a decimal, but not less than zero.

24 **SECTION 2024.** 119.72 of the statutes is repealed.

25 **SECTION 2025.** 119.73 of the statutes is amended to read:

1 **119.73 Kindergarten and early childhood programs.** The board shall
2 evaluate the effectiveness of the expanded 5-year-old kindergarten programs under
3 s. 119.71 and the early childhood education programs under s. 119.72 in meeting the
4 needs of disadvantaged children. Annually by January 1, the board shall submit a
5 report summarizing its findings to the state superintendent and to the chief clerk of
6 each house of the legislature for distribution to the appropriate standing committees
7 under s. 13.172 (3).

8 **SECTION 2026.** 119.80 of the statutes is repealed.

9 **SECTION 2027.** 119.82 (1) (a) of the statutes is renumbered 119.82 (1m).

10 **SECTION 2028.** 119.82 (1) (b) of the statutes is renumbered 119.82 (2m) and
11 amended to read:

12 119.82 (2m) Programs under ~~par. (a) sub. (1m)~~ shall be designed to meet the
13 high school graduation requirements under s. 118.33.

14 **SECTION 2029.** 119.82 (2) of the statutes is repealed.

15 **SECTION 2030.** 119.82 (3) of the statutes is repealed.

16 **SECTION 2031.** 119.82 (5) of the statutes is repealed.

17 **SECTION 2032d.** 120.18 (1) (i) of the statutes is amended to read:

18 120.18 (1) (i) A description of the educational technology used by the school
19 district, including the uses made of the technology, the cost of the technology, and the
20 number of persons using or served by the technology. In this paragraph, “educational
21 technology” has the meaning given in s. ~~44-70~~ 16.99 (3).

22 **SECTION 2032e.** 121.004 (7) (c) 1. c. of the statutes is created to read:

23 121.004 (7) (c) 1. c. A pupil enrolled in a 4-year-old kindergarten program who
24 is not a child with a disability shall be counted as 0.25 pupil.

25 **SECTION 2032g.** 121.004 (7) (cm) of the statutes is amended to read:

1 121.004 (7) (cm) A pupil enrolled in a 4-year-old kindergarten program that
2 provides the required number of hours of direct pupil instruction under s. 121.02 (1)
3 (f) 2. shall be counted as 0.6 pupil if the pupil is a child with a disability and the
4 program annually provides at least 87.5 additional hours of outreach activities.

5 **SECTION 2032m.** 121.004 (7) (f) of the statutes is renumbered 121.004 (7) (f)
6 (intro.) and amended to read:

7 121.004 (7) (f) (intro.) A pupil who transfers from one school district to another
8 under s. 121.85 (3) (a) shall:

9 1. In the 2003–04 school year, be counted by the school district in which the
10 pupil resides as 0.75 pupil or, if appropriate, as a number equal to the result obtained
11 by multiplying 0.75 by the appropriate fraction under par. (c), (cm) or (d).

12 **SECTION 2032n.** 121.004 (7) (f) 2. of the statutes is created to read:

13 121.004 (7) (f) 2. In the 2004–05 school year, be counted by the school district
14 in which the pupil resides as 0.65 pupil, or, if appropriate, as a number equal to the
15 result obtained by multiplying 0.65 by the appropriate fraction under par. (c), (cm),
16 or (d).

17 **SECTION 2032o.** 121.004 (7) (f) 3. of the statutes is created to read:

18 121.004 (7) (f) 3. In the 2005–06 school year and each subsequent school year,
19 be counted by the school district in which the pupil resides as 0.50 pupil, or, if
20 appropriate, as a number equal to the result obtained by multiplying 0.50 by the
21 appropriate fraction under par. (c), (cm), or (d).

22 **SECTION 2033.** 121.007 of the statutes is amended to read:

23 **121.007 Use of state aid; exemption from execution.** All moneys paid to
24 a school district under s. 20.255 (2) (ac), (bc), (cg), ~~and (cr)~~, and (r) shall be used by
25 the school district solely for the purposes for which paid. Such moneys are exempt

1 from execution, attachment, garnishment, or other process in favor of creditors,
2 except as to claims for salaries or wages of teachers and other school employees and
3 as to claims for school materials, supplies, fuel, and current repairs.

4 **SECTION 2033m.** 121.007 of the statutes, as affected by 2003 Wisconsin Act
5 (this act), is amended to read:

6 **121.007 Use of state aid; exemption from execution.** All moneys paid to
7 a school district under s. 20.255 (2) (ac), (bc), (cg), and (cr), ~~and (r)~~ shall be used by
8 the school district solely for the purposes for which paid. Such moneys are exempt
9 from execution, attachment, garnishment, or other process in favor of creditors,
10 except as to claims for salaries or wages of teachers and other school employees and
11 as to claims for school materials, supplies, fuel, and current repairs.

12 **SECTION 2034.** 121.07 (7) (b) of the statutes is amended to read:

13 121.07 (7) (b) The “secondary guaranteed valuation per member” is an amount,
14 rounded to the next lower dollar, that, after subtraction of payments under ss. 121.09
15 and 121.85 (6) (b) 2. and 3. and (c), fully distributes an amount equal to the amount
16 remaining in the ~~appropriation~~ appropriations under s. 20.255 (2) (ac) ~~plus~~
17 ~~\$75,000,000 in the 1997–98 school year and \$100,000,000 in the 1998–99 school year~~
18 ~~for payments under ss. 121.08, 121.105, 121.85 (6) (a) and (g) and 121.86~~ and (r).

19 **SECTION 2034m.** 121.07 (7) (b) of the statutes, as affected by 2003 Wisconsin
20 Act (this act), is amended to read:

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

25 **SECTION 2036.** 121.08 (4) (a) (intro.) of the statutes is amended to read:

1 121.08 (4) (a) (intro.) The amount of state aid that a school district is eligible
2 to be paid from the ~~appropriation~~ appropriations under s. 20.255 (2) (ac) and (r) shall
3 be reduced by the amount determined as follows:

4 **SECTION 2036m.** 121.08 (4) (a) (intro.) of the statutes, as affected by 2003
5 Wisconsin Act (this act), is amended to read:

6 121.08 (4) (a) (intro.) The amount of state aid that a school district is eligible
7 to be paid from the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) ~~and (r)~~ shall
8 be reduced by the amount determined as follows:

9 **SECTION 2037.** 121.08 (4) (a) 2. of the statutes is amended to read:

10 121.08 (4) (a) 2. Divide the sum under subd. 1. by the total amount of state aid
11 that all school districts are eligible to be paid from the ~~appropriation~~ appropriations
12 under s. 20.255 (2) (ac) and (r), calculated as if the reduction under par. (b) had not
13 occurred.

14 **SECTION 2037m.** 121.08 (4) (a) 2. of the statutes, as affected by 2003 Wisconsin
15 Act (this act), is amended to read:

16 121.08 (4) (a) 2. Divide the sum under subd. 1. by the total amount of state aid
17 that all school districts are eligible to be paid from the ~~appropriations~~ appropriation
18 under s. 20.255 (2) (ac) ~~and (r)~~, calculated as if the reduction under par. (b) had not
19 occurred.

20 **SECTION 2038.** 121.08 (4) (a) 3. of the statutes is amended to read:

21 121.08 (4) (a) 3. Multiply the amount of state aid that the school district is
22 eligible to be paid from the ~~appropriation~~ appropriations under s. 20.255 (2) (ac) and
23 (r), calculated as if the reduction under par. (b) had not occurred, by the quotient
24 under subd. 2.

1 **SECTION 2038m.** 121.08 (4) (a) 3. of the statutes, as affected by 2003 Wisconsin
2 Act (this act), is amended to read:

3 121.08 (4) (a) 3. Multiply the amount of state aid that the school district is
4 eligible to be paid from the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) and
5 (~~r~~), calculated as if the reduction under par. (b) had not occurred, by the quotient
6 under subd. 2.

7 **SECTION 2039.** 121.08 (4) (b) of the statutes is amended to read:

8 121.08 (4) (b) The amount of state aid that the school district operating under
9 ch. 119 is eligible to be paid from the ~~appropriation~~ appropriations under s. 20.255
10 (2) (ac) and (r) shall also be reduced by 45% of the amounts paid under s. 119.23 (4)
11 and (4m) in the current school year.

12 **SECTION 2039m.** 121.08 (4) (b) of the statutes, as affected by 2003 Wisconsin
13 Act (this act), is amended to read:

14 121.08 (4) (b) The amount of state aid that the school district operating under
15 ch. 119 is eligible to be paid from the ~~appropriations~~ appropriation under s. 20.255
16 (2) (ac) ~~and (r)~~ shall also be reduced by 45% of the amounts paid under s. 119.23 (4)
17 and (4m) in the current school year.

18 **SECTION 2041m.** 121.09 (2m) of the statutes is created to read:

19 121.09 (2m) If after June 30, 1995, and before the effective date of this
20 subsection [revisor inserts date], the state board of assessors, the office of the
21 commissioner of tax appeals, or a court makes a final redetermination on the
22 assessment of telephone company property subject to taxation under s. 70.112 (4)
23 and subch. IV of ch. 76 that is lower than the previous assessment, the school board
24 of the school district in which the property is located may, within 4 years after the
25 effective date of this subsection [revisor inserts date], file the redetermination

1 with the state superintendent, requesting an adjustment in state aid to the school
2 district. If the state superintendent determines that the redetermination is final and
3 that it has been filed within the 4-year period, the state shall pay to the school
4 district in the subsequent fiscal year, from the appropriation under s. 20.255 (2) (ac),
5 an amount equal to the difference between the state aid computed under s. 121.08
6 for the school year commencing after the year subject to the valuation recertification,
7 using the school district's equalized valuation as originally certified, and the state
8 aid computed under s. 121.08 for that school year using the school district's equalized
9 valuation as recertified under s. 70.57 (2).

10 **SECTION 2041r.** 121.09 (2r) of the statutes is created to read:

11 121.09 (2r) If after the effective date of this subsection [revisor inserts date],
12 the state board of assessors, the office of the commissioner of tax appeals, or a court
13 makes a final redetermination on the assessment of telephone company property
14 subject to taxation under s. 70.112 (4) and subch. IV of ch. 76 that is lower than the
15 previous assessment, the school board of the school district in which the property is
16 located may, within 4 years after the redetermination, file the redetermination with
17 the state superintendent, requesting an adjustment in state aid to the school district.
18 If the state superintendent determines that the redetermination is final and that it
19 has been filed within the 4-year period, the state shall pay to the school district in
20 the subsequent fiscal year, from the appropriation under s. 20.255 (2) (ac), an amount
21 equal to the difference between the state aid computed under s. 121.08 for the school
22 year commencing after the year subject to the valuation recertification, using the
23 school district's equalized valuation as originally certified, and the state aid
24 computed under s. 121.08 for that school year using the school district's equalized
25 valuation as recertified under s. 70.57 (2).

1 SECTION 2042. 121.15 (3m) of the statutes is repealed.

2 SECTION 2042c. 121.41 (1) of the statutes is repealed.

3 SECTION 2042f. 121.41 (2) (title) of the statutes is repealed.

4 SECTION 2042h. 121.41 (2) of the statutes is renumbered 121.41.

5 SECTION 2042k. 121.54 (2) (c) of the statutes is amended to read:

6 121.54 (2) (c) An annual or special meeting of a common or union high school
7 district, ~~or~~ the school board of a unified school district, or the board of school directors
8 in charge of the school district operating under ch. 119, may elect to provide
9 transportation for pupils who are not required to be transported under this section,
10 including pupils attending public school under s. 118.145 (4). Transportation may
11 be provided for all or some of the pupils who reside in the school district to and from
12 the public school they are entitled to attend; the charter school that they attend; or
13 the private school, within or outside the school district, within whose attendance
14 area they reside. If transportation is provided for less than all such pupils there shall
15 be reasonable uniformity in the minimum distance that pupils attending public,
16 charter, and private schools will be transported. Except for elementary school
17 districts electing to furnish transportation under par. (b) 2., this paragraph does not
18 permit a school district operating only elementary grades to provide transportation
19 for pupils attending private schools.

20 SECTION 2042m. 121.85 (6) (b) 2. of the statutes is amended to read:

21 121.85 (6) (b) 2. In each the 2003–04 school year, the school district of
22 attendance of pupils transferring from one school district to another under sub. (3)
23 (a) shall receive an amount equal to that produced by multiplying the number of
24 pupils transferred into the school district under sub. (3) (a) in the previous school
25 year by the amount produced by dividing the school district's net school cost by the

1 sum of the membership, plus the number of pupils transferred into the school district
2 of attendance in the previous school year under sub. (3) (a). This subdivision applies
3 to aid paid in the 1995–96 school year only if the number of pupils transferring from
4 one school district to another under sub. (3) (a) in the 1994–95 school year constitutes
5 less than 5% of the total membership of the school district of attendance.

6 **SECTION 2042r.** 121.85 (6) (b) 2m. of the statutes is created to read:

7 121.85 (6) (b) 2m. Following the 2003–04 school year, the school district of
8 attendance of pupils transferring from one school district to another under sub. (3)
9 (a) shall receive the lesser of the average net cost per pupil under subd. 2., as
10 determined by the department, or:

11 a. In the 2004–05 school year, \$11,000 per pupil transferred.

12 b. In the 2005–06 school year, \$10,000 per pupil transferred.

13 c. In the 2006–07 school year, \$9,000 per pupil transferred.

14 d. In the 2007–08 school year and each subsequent school year, \$8,000 per pupil
15 transferred.

16 **SECTION 2042v.** 121.90 (1) (f) of the statutes is created to read:

17 121.90 (1) (f) In determining a school district's revenue limit for the 2003–04
18 school year or for any school year thereafter, the department shall calculate the
19 number of pupils enrolled in each school year prior to the 2003–04 school year by
20 counting pupils enrolled in a 4-year-old kindergarten program as provided in s.
21 121.004 (7) (c) and (cm).

22 **SECTION 2043b.** 121.905 (1) of the statutes is amended to read:

23 121.905 (1) In this section, "revenue ceiling" means ~~\$6,700 in the 2001–02~~
24 ~~school year and in any subsequent school year means \$6,900, except that "revenue~~
25 ceiling" means \$7,400 in the 2003–04 school year and \$7,800 in any subsequent

1 school year if a school board adopts a resolution to that effect by a two-thirds vote
2 of the members elect.

3 **SECTION 2043d.** 121.91 (2m) (e) (intro.) of the statutes is amended to read:

4 121.91 (2m) (e) (intro.) Except as provided in subs. (3) and (4), no school district
5 may increase its revenues for the 1999–2000, 2000–01, 2001–02, or 2002–03 school
6 year ~~or for any school year thereafter~~ to an amount that exceeds the amount
7 calculated as follows:

8 **SECTION 2043h.** 121.91 (2m) (f) of the statutes is created to read:

9 121.91 (2m) (f) Except as provided in subs. (3) and (4), no school district may
10 increase its revenues for the 2003–04 school year to an amount that exceeds the
11 amount calculated as follows:

12 1. Divide the sum of the amount of state aid received in the previous school year
13 and property taxes levied for the previous school year, excluding property taxes
14 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)
15 (c), by the average of the number of pupils enrolled in the 3 previous school years.

16 2. Add \$120 to the result under subd. 1.

17 3. Multiply the result under subd. 2. by the average of the number of pupils
18 enrolled in the current and the 2 preceding school years.

19 **SECTION 2043s.** 121.91 (2m) (g) of the statutes is created to read:

20 121.91 (2m) (g) Except as provided in subs. (3) and (4), no school district may
21 increase its revenues for the 2004–05 school year or for any school year thereafter
22 to an amount that exceeds the amount calculated as follows:

23 1. Divide the sum of the amount of state aid received in the previous school year
24 and property taxes levied for the previous school year, excluding property taxes

1 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)
2 (c), by the average of the number of pupils enrolled in the 3 previous school years.

3 2. Add \$100 to the result under subd. 1.

4 3. Multiply the result under subd. 2. by the average of the number of pupils
5 enrolled in the current and the 2 preceding school years.

6 **SECTION 2043u.** 121.91 (2m) (r) 1. (intro.) of the statutes is amended to read:

7 121.91 (2m) (r) 1. (intro.) Notwithstanding pars. (c), ~~(d)~~ and ~~(e)~~ to (g), if a school
8 district is created under s. 117.105, its revenue limit under this section for the school
9 year beginning with the effective date of the reorganization shall be determined as
10 follows except as provided under subs. (3) and (4):

11 **SECTION 2043w.** 121.91 (2m) (r) 2. (intro.) of the statutes is amended to read:

12 121.91 (2m) (r) 2. (intro.) If a school district is created under s. 117.105, the
13 following adjustments to the calculations under pars. (c), ~~(d)~~ and ~~(e)~~ to (g) apply for
14 the 2 school years beginning on the July 1 following the effective date of the
15 reorganization:

16 **SECTION 2043y.** 121.91 (4) (f) of the statutes is amended to read:

17 121.91 (4) (f) 1. For the 1999–2000 school year or any school year thereafter,
18 if the average of the number of pupils enrolled in the current and the 2 preceding
19 school years is less than the average of the number of pupils enrolled in the 3 previous
20 school years, the limit otherwise applicable under sub. (2m) ~~(e)~~ (f) or (g) is increased
21 by the additional amount that would have been calculated had the decline in average
22 enrollment been 25% of what it was.

23 2. Any additional revenue received by a school district as a result of subd. 1.
24 shall not be included in the base for determining the school district's limit under sub.
25 (2m) ~~(e)~~ (f) or (g) for the following school year.