

2003 Assembly Bill 183

Date of enactment: February 27, 2004

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# 2003 WISCONSIN ACT 131

AN ACT *to repeal* 118.55 (4) (d); *to renumber and amend* 118.55 (7r) (b); *to consolidate, renumber and amend* 118.55 (7r) (d) 1. and 2.; *to amend* 118.55 (2) (a), 118.55 (5) (intro.), 118.55 (6) (a) and 118.55 (7t) (b); *to repeal and recreate* 118.55 (7t) (a); and *to create* 118.55 (7r) (a) 5., 118.55 (7r) (b) 1. and 118.55 (7t) (c) of the statutes; relating to: school district youth options programs.

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

**SECTION 1.** 118.55 (2) (a) of the statutes is amended to read:

118.55 (2) (a) ~~Any Subject to par. (b) and sub. (7t) (c),~~ any public school pupil enrolled in the 11th or 12th grade who is not attending a technical college under sub. (7r) or s. 118.15 (1) (b) may enroll in an institution of higher education for the purpose of taking one or more non-sectarian courses at the institution of higher education, ~~subject to par. (b).~~ The pupil shall submit an application to the institution of higher education in the previous school semester. The pupil shall indicate on the application whether he or she will be taking the course or courses for high school credit or postsecondary credit. The pupil shall also specify on the application that if he or she is admitted the institution of higher education may disclose the pupil's grades, the courses that he or she is taking and his or her attendance record to the public school in which the pupil is enrolled.

**SECTION 2.** 118.55 (4) (d) of the statutes is repealed.

**SECTION 3.** 118.55 (5) (intro.) of the statutes is amended to read:

118.55 (5) PAYMENT. (intro.) ~~Within Subject to sub. (7t), within~~ 30 days after the end of the semester, the

school board of the school district in which a pupil attending an institution of higher education under this section is enrolled shall pay the institution of higher education, on behalf of the pupil, the following amount for any course that is taken for high school credit and that is not comparable to a course offered in the school district:

**SECTION 4.** 118.55 (6) (a) of the statutes is amended to read:

118.55 (6) (a) ~~A Subject to sub. (7t), a~~ pupil taking a course at an institution of higher education for high school credit under this section is not responsible for any portion of the tuition and fees for the course if the school board, or the state superintendent on appeal under sub. (3) (b), has determined that the course is not comparable to a course offered in the school district.

**SECTION 5.** 118.55 (7r) (a) 5. of the statutes is created to read:

118.55 (7r) (a) 5. The pupil is not ineligible under sub. (7t) (c) to participate in the program under this section.

**SECTION 6.** 118.55 (7r) (b) of the statutes is renumbered 118.55 (7r) (b) (intro.) and amended to read:

118.55 (7r) (b) (intro.) The technical college district board shall admit the pupil to the technical college if he or she meets the requirements and prerequisites of the

\* Section 991.11, WISCONSIN STATUTES 2001-02 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

course or courses for which he or she applied, except that the as follows:

2. The district board may reject an application from a pupil who has a record of disciplinary problems, as determined by the district board.

**SECTION 7.** 118.55 (7r) (b) 1. of the statutes is created to read:

118.55 (7r) (b) 1. The district board may admit a pupil to a course under this subsection only if there is space available in the course after admitting to the course all individuals applying for admission to the course who are not attending the technical college under this subsection.

**SECTION 8.** 118.55 (7r) (d) 1. and 2. of the statutes are consolidated, renumbered 118.55 (7r) (d) and amended to read:

118.55 (7r) (d) ~~For Subject to sub. (7t), for each pupil attending a technical college under this subsection, the school board shall pay to the technical college district board, in 2 installments payable upon initial enrollment and at the end of the semester, for those courses taken for high school credit, an amount equal to the cost of tuition, course fees, and books for the pupil at the technical college. 2. Notwithstanding subd. 1., if the pupil is attending the technical college for less than 10 credits during any semester, except that the school board is not responsible for payment for any courses that are comparable to courses offered in the school district. If the pupil is attending the technical college for 10 or more credits during any semester, the school board is responsible for payment for courses that are comparable to courses offered in the school district for one-half of the credits taken but no more than 6 credits.~~

**SECTION 9.** 118.55 (7t) (a) of the statutes is repealed and recreated to read:

118.55 (7t) (a) A school board may establish a written policy limiting the number of credits for which the school board will pay under subs. (5) and (7r) (d) to the equivalent of 18 postsecondary semester credits per pupil.

**SECTION 10.** 118.55 (7t) (b) of the statutes is amended to read:

118.55 (7t) (b) If a school board is required to pay tuition and fees on behalf of a pupil under sub. (5) (a) or (c) 1. or (7r) (d), the tuition and fees charged may not exceed the amount that would be charged a pupil who is a resident of this state.

**SECTION 11.** 118.55 (7t) (c) of the statutes is created to read:

118.55 (7t) (c) If a pupil receives a failing grade in a course, or fails to complete a course, at an institution of higher education or technical college for which the school board has made payment, the pupil's parent or guardian, or the pupil if he or she is an adult, shall reimburse the school board the amount paid on the pupil's behalf upon the school board's request. If a school board that requests reimbursement of a payment made under this section is not reimbursed as requested, the pupil on whose behalf the payment was made is ineligible for any further participation in the program under this section. For the purposes of this paragraph, a grade that constitutes a failing grade for a course offered in the school district constitutes a failing grade for a course taken at an institution of higher education or technical college under this section.

**SECTION 12. Initial applicability.**

(1) This act first applies to attendance at an institution of higher education or a technical college under section 118.55 of the statutes in the 2004-05 school year.