

2003 DRAFTING REQUEST

Bill

Received: 02/04/2003

Received By: pgrant

Wanted: As time permits

Identical to LRB:

For: Debra Towns (608) 266-9650

By/Representing: Joyce Kiel

This file may be shown to any legislator: NO

Drafter: pgrant

May Contact:

Addl. Drafters:

Subject: **Education - school boards**
Higher Education - miscellaneous
Higher Education - tech. college

Extra Copies: **MJL**

Submit via email: YES

Requester's email: **Rep.Towns@legis.state.wi.us**

Carbon copy (CC:) to: **joyce.kiel@legis.state.wi.us**

Pre Topic:

No specific pre topic given

Topic:

Youth options program

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pgrant 02/18/2003	kgilfoy 02/24/2003		_____			S&L
/P1			jfrantze 02/25/2003	_____	sbasford 02/25/2003		S&L

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	pgrant 02/26/2003	kgilfoy 02/26/2003	chaskett 02/27/2003	_____	sbasford 02/27/2003	sbasford 02/28/2003 sbasford 02/28/2003	S&L
/2	pgrant 02/28/2003	kgilfoy 02/28/2003	chaugen 02/28/2003	_____	lemery 02/28/2003	lemery 02/28/2003	

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*At
m. tw.*

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/P1		12-2/28 hmg	jfrantze 02/25/2003	_____	sbasford 02/25/2003		S&L
			↓	↓			

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/1	pgrant 02/26/2003	kgilfoy 02/26/2003	chaskett 02/27/2003	_____	sbasford 02/27/2003	sbasford 02/28/2003	sbasford 02/28/2003

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2-28
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~~*02/28*~~

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/?	pgrant 02/18/2003	kgilfoy 02/24/2003	1-2/27 cph	35/04 2/27			S&L
/P1		1-2/26 Kmg	jfrantze 02/25/2003		sbasford 02/25/2003		

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Table with 8 columns: Vers., Drafted, Reviewed, Typed, Proofed, Submitted, Jacketed, Required. Contains handwritten entries for dates and names like '1-24 King', '2/23', and '2/25'.

FE Sent For:

<END>

Grant, Peter

From: Kiel, Joyce
Sent: Tuesday, February 04, 2003 2:21 PM
To: Grant, Peter
Cc: Rep.Towns
Subject: Drafting Request for Rep. Towns

Peter:

Would you please prepare a bill draft for Rep. Towns relating to the youth options program. These are significant changes, so I'm guessing repeal and recreation of s. 118.55, Stats., would work the best. The draft should do the following:

- ✓ 1. Allow each school board (including MPS) to decide whether it wants to offer a youth options program.
- ✓ 2. If the school board decides to do so, require the school board to adopt a written policy about the program that includes which pupils are eligible to participate, what types of courses a pupil may take, which courses qualify for high school credit, which institutions of higher education, or tech colleges they can take the courses at, any limits on the number of courses, any grade or completion of course requirements, application deadlines, transportation arrangements, and requirements that the pupil or pupil's parent authorize disclosure of grades and attendance record to the school. Do not include a provision that the school board's decision on eligibility, high school credit, etc., is appealable to DPI.
- ✓ 3. If the school board offers a youth options program, require that information about the policy be distributed as in s. 118.55 (8), except that it should be distributed to pupils enrolled in the grades eligible to participate under school policy plus pupils who will first be eligible to participate in the following school year.
- ✓ 4. If the school board offers a youth options program, require the school board to pay if the course is taken for and qualifies for high school credit. Payment must be for tuition, fees, books, and other necessary materials directly related to such a course. (If the school district pays, the expense will go into aidable costs.) Retain a provision like in s. 118.55 (7r) (d) 1., requiring sending 2 installment payments to the tech colleges, but don't include a provision like s. 118.55 (5) relating to payments to IHEs since the IHEs won't be signing up with DPI to participate in the program. The result is that the IHEs and school boards will have to work out when the payment must be sent.
- ✓ 5. Delete the transportation provision under s. 118.55 (7g) and the associated appropriation under s. 20.255 (2) (cw).
- ✓ 6. Require a school board offering a program to send info to DPI annually on the number and types of courses taken under the program, the number of pupils participating, and the cost. It would probably work well to include this in the s.120.18 annual report. Then require DPI to submit an annual report on this to the appropriate committees of the Legislature under s. 13.172 (3), Stats., by
- * January 1. Delete the references in s. 38.04 to s.118.55 since the tech college board would not longer be responsible for reporting on the youth options pupils in the tech college system.
- ✓ 7. Delete the requirements in s. 118.55 (7r) (b) (cross referenced in s. 38.22 (1) (intro.)) that tech colleges admit a pupil under most circumstances. For tech colleges and IHEs--the goal of the legislation is to permit them to admit a pupil if there is space available, but not require them to admit a pupil. If recreated s. 118.55 is silent on this, I think that would be the result. This means that

provisions about having private IHEs and tribal colleges notify the State Superintendent about their intent to participate (in s. 118.55 (b)) could be deleted. However, continue to include the anti-discrimination provision in s. 118.55 (4) (am).

8. Provide that these changes first apply at the beginning of the school year next following the effective date of the act.

9. As a technical point, it looks like the reference to s. 118.55 (7r) would be changed to s. 118.55 in s. 38.28 (1m) (a) 1.

Peter, you may see other statutes that may also need to be modified to make them consistent with Rep. Towns' proposal. Please include them in your draft.

Let me know if you have any questions. Also, Rep. Towns has given permission for you to send a copy of the draft to me at the same time you send it to her.

As always, thanks for your help.

Joyce L. Kiel, Senior Staff Attorney
Wisconsin Legislative Council Staff
Suite 401, One East Main Street
Madison, WI 53703
608-266-3137
608-266-3830 (fax)
Joyce.Kiel@legis.state.wi.us

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2003

Date (time) needed

Feb

LRB - 1928, P1

BILL

Tuesday Feb 25

PG: kmq:

Use the appropriate components and routines developed for bills.

AN ACT . . . [generate catalog] *to repeal . . . ; to renumber . . . ; to consolidate and renumber . . . ; to renumber and amend . . . ; to consolidate, renumber and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . .* of the

statutes; relating to: *school district youth options programs, which allow pupils to attend an institution of higher education under certain circumstances.*

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: create → anal: → title: → head

For the subheading, execute: create → anal: → title: → sub

For the sub-subheading, execute: create → anal: → title: → sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: create → anal: → text

This is a preliminary draft. An analysis will be provided with a later version.

FE-5L

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

SECTION #.

SEC. RP. 20.255 (2)(CW) ✓

Section #. 38.04 (11) (a) 2. of the statutes is amended to read:

38.04 (11) (a) 2. In consultation with the state superintendent of public instruction, the board shall establish, by rule, a uniform format for district boards to use in reporting the number of pupils attending district schools under ~~ss.~~ ^{s.} 118.15 (1) (b), (cm) and (d) and ~~118.55 (7r)~~ and in reporting pupil participation in technical preparation programs under s. 118.34, including the number of courses taken for advanced standing in the district's associate degree program and for technical college credit.

History: 1971 c. 154, 211; 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 221; 1981 c. 20; 1981 c. 93 ss. 19m, 30m, 30o; 1981 c. 269, 314; 1983 a. 27, 379; 1985 a. 12, 29; 1985 a. 332 s. 251 (1); 1987 a. 27; 1989 a. 31, 107, 125, 169, 299, 335, 336; 1991 a. 39, 227, 250; 1993 a. 16, 223, 377, 399, 455, 491; 1995 a. 27 ss. 1800n to 1803, 9126 (19) and 9145 (1); 1995 a. 342; 1997 a. 27; 1999 a. 9, 124; 2001 a. 16, 109.

Section #. 38.04 (21) (a) of the statutes is amended to read:

38.04 (21) (a) The number of pupils who attended district schools under ~~ss. 118.15~~^{s.} (1) (b), (cm) and (d) ~~and 118.55 (7)~~ in the previous school year.

History: 1971 c. 154, 211; 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 221; 1981 c. 20; 1981 c. 93 ss. 19m, 30m, 30o; 1981 c. 269, 314; 1983 a. 27, 379; 1985 a. 12, 29; 1985 a. 332 s. 251 (1); 1987 a. 27; 1989 a. 31, 107, 125, 169, 299, 335, 336; 1991 a. 39, 227, 250; 1993 a. 16, 223, 377, 399, 455, 491; 1995 a. 27 ss. 1800n to 1803, 9126 (19) and 9145 (1); 1995 a. 342; 1997 a. 27; 1999 a. 9, 124; 2001 a. 16, 109.

✓
SEC. REP. 38.04 (21) (c)

Section #. 38.22 (1) (intro.) of the statutes is amended to read:

38.22 (1) (intro.) Except as provided in subs. (1m) and (1s) ~~and s. 118.55 (7r)~~, every person who is at least the age specified in s. 118.15 (1) (b) is eligible to attend a technical college if the person is:

History: 1971 c. 154; 1977 c. 29 ss. 494, 494m, 501m; 1977 c. 273; 1985 a. 29; 1985 a. 332 s. 251 (1); 1987 a. 122; 1989 a. 24, 31, 336; 1991 a. 39, 184; 1997 a. 27.

Section #. 38.28 (1m) (a) 1. of the statutes is amended to read:

38.28 (1m) (a) 1. "District aidable cost" means the annual cost of operating a technical college district, including debt service charges for district bonds and promissory notes for building programs or capital equipment, but excluding all expenditures relating to auxiliary enterprises and community service programs, all expenditures funded by or reimbursed with federal revenues, all receipts under sub. (6) and ss. 38.12 (9), 38.14 (3) and (9), 118.15 (2) (a), 118.55 ~~(7)~~, and 146.55 (5), all receipts from grants awarded under ss. 38.04 (8), (19), (20), and (31), 38.14 (11), 38.26, 38.27, 38.31, 38.33, and 38.38, all fees collected under s. 38.24, and driver education and chauffeur training aids.

History: 1971 c. 154, 211; 1973 c. 90; 1975 c. 39, 224; 1977 c. 29, 418; 1979 c. 34, 221; 1981 c. 20, 269; 1983 a. 27; 1985 a. 29; 1985 a. 332 s. 251 (3); 1987 a. 27, 399; 1989 a. 31, 102, 336; 1991 a. 39, 322; 1993 a. 16, 377, 399, 437; 1995 a. 27 ss. 1812, 9145 (1); 1995 a. 225; 1997 a. 27, 237; 1999 a. 9, 185; 2001 a. 16, 109.

Section #. 118.33 (3m) of the statutes is amended to read:

118.33 (3m) A course taken at a technical college by a child attending the school part-time or in lieu of high school under s. 118.15 (1) (b), or attending the school under s. 118.15 (1) (cm), does not fulfill any of the high school graduation requirements under sub. (1) (a) unless the state superintendent has approved the course for that purpose. If a pupil satisfies all of the high school graduation requirements under sub. (1), the school board shall grant a high school diploma to the pupil regardless of whether the pupil satisfied all or a portion of the requirements while attending an institution of higher education under s. 118.55 or a technical college.

History: 1983 a. 411; 1985 a. 29; 1991 a. 39, 269; 1993 a. 223, 339, 340, 399, 491; 1995 a. 27 s. 9145 (1); 1997 a. 27, 113, 164; 1999 a. 9, 84, 185; 2001 a. 38, 109.

Section #. 118.55 of the statutes

RC;

plain text

a technical college,

118.55 Youth options program. (1) DEFINITION. In this section, "institution of higher education" means an institution within the University of Wisconsin System, a tribally controlled college or a private, nonprofit institution of higher education located in this state.

(2) ENROLLMENT IN INSTITUTION OF HIGHER EDUCATION; APPLICATION. (a) 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.

(b) Paragraph (a) applies to a private institution of higher education and to a tribally controlled college only if the private institution of higher education or tribally controlled college has notified the state superintendent of its intent to participate in the program under this section by September 1 of the previous school year.

(3) NOTIFICATION OF SCHOOL BOARD; DETERMINATION OF HIGH SCHOOL CREDIT. (a) A pupil who intends to enroll in an institution of higher education under this section shall notify the school board of the school district in which he or she is enrolled of that intention no later than March 1 if the pupil intends to enroll in the fall semester, and no later than October 1 if the pupil intends to enroll in the spring semester. The notice shall include the titles of the courses in which the pupil intends to enroll and the number of credits of each course, and shall specify whether the pupil will be taking the courses for high school or postsecondary credit.

§ (2) Policy. ^(B) ^(CS)

~~18.55 Youth options program~~ A school board may adopt a written policy allowing ~~which allows~~ ^{which allows} ~~may allow a youth options program~~ ^{pupils}

enrolled in the school district to ~~take~~ take one or more ~~an~~ an

courses at institution of higher education. ~~If it~~ ~~adopts such a policy~~ The policy shall ~~shall~~ adopt a written policy ~~all~~ specify ~~on~~

all of the following:

(a) The pupils who are eligible to

participate → (c) The ^{number and} types ~~of an~~ of courses ^{that} a pupil

may take and ~~any~~ grade or course completion requirements.

(d) The courses that qualify for high school credit.

^{subject to sub. (4)(b),} (b) [✓] The institutions of higher education ~~or technical colleges~~ that a pupil may attend.

(e) Application procedures.

(f) Transportation arrangements.

(g) Whether the pupil or the pupil's parent
or guardian is required to authorize ^{that} ~~his or~~
the pupil's ~~base~~ grades and attendance record ~~to~~ be
disclosed to the public school in which the
pupil is enrolled.

(B) (C) Annually by October, the
① (3) PROGRAM INFORMATION school board ~~that~~ shall ~~it~~ distribute
the policy under sub. (2) to all pupils enrolled
~~in grades~~ who are eligible to participate in the
to to participate
program and all pupils who will be eligible in the
following school year. (S)

(b) If the pupil specifies in the notice under par. (a) that he or she intends to take a course at an institution of higher education for high school credit, the school board shall determine whether the course is comparable to a course offered in the school district, and whether the course satisfies any of the high school graduation requirements under s. 118.33 and the number of high school credits to award the pupil for the course, if any. In cooperation with institutions of higher education, the state superintendent shall develop guidelines to assist school districts in making the determinations. The school board shall notify the pupil of its determinations, in writing, before the beginning of the semester in which the pupil will be enrolled. If the pupil disagrees with the school board's decision regarding comparability of courses, satisfaction of high school graduation requirements or the number of high school credits to be awarded, the pupil may appeal the school board's decision to the state superintendent within 30 days after the decision. The state superintendent's decision shall be final and is not subject to review under subch. III of ch. 227.

(4) ~~ADMISSION TO INSTITUTION OF HIGHER EDUCATION AND NOTIFICATION~~ (a) An institution of higher education may admit a pupil under this section only if it has space available.

(b) A pupil may attend an institution of higher education under this section only if the institution of higher education complies with s. 118.13 (1).

(b) If an institution of higher education admits a pupil, it shall notify the school board of the school district in which the pupil is enrolled, in writing, within 30 days after the beginning of classes at the institution of higher education. The notification shall include the course or courses in which the pupil is enrolled.

(c) If a pupil is not admitted to attend the course that he or she specified in the notice under sub.

(3) (a) but is admitted to attend a different course, the pupil shall immediately notify the school board of the school district in which he or she is enrolled and the school board shall inform the pupil of its determinations under sub. (3) (b) regarding the course to which the pupil was admitted as soon as practicable.

(d) A pupil taking one or more courses for high school credit at an institution of higher education under this section may not take more than the equivalent of 15 credit hours in any academic semester.

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

(c) If a child attends a technical college under this subsection, the technical college shall ensure that the child's educational program meets the high school graduation requirements under s. 118.33. At least 30 days before the beginning of the technical college semester in which the pupil will be enrolled, the school board of the school district in which the pupil resides shall notify the pupil, in writing, if a course in which the pupil will be enrolled does not meet the high school graduation requirements and whether the course is comparable to a course offered in the school district. If the pupil disagrees with the school board's decision regarding comparability of courses or satisfaction of high school graduation requirements, the pupil may appeal the school board's decision to the state superintendent within 30 days after the decision. The state superintendent's decision is final and is not subject to review under subch. III of ch. 227. The pupil is eligible to receive both high school and technical college credit for courses successfully completed at the technical college.

(from 118.55(7)(d) 1.)

(5) ^(B) ^{(C) PAYMENT.} For each pupil attending a technical college ^{an institution of higher education} under this subsection, the school board shall pay to the ^{institution} ~~technical college district board~~, in 2 installments payable upon initial enrollment and at the end of the semester, for ^{each} ~~those~~ courses taken for high school credit, an amount equal to the cost of tuition, course fees, ^{and other necessary materials directly related to the course.} and books ^{for the pupil at the technical college.} ~~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, 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.

(dm) If a pupil who is attending a technical college under this subsection is a child with a disability, as defined in s. 115.76 (5), the payment under par. (d) shall be adjusted to reflect the cost of any special services required for the pupil.

(B) (C5) (6) ANNUAL REPORT. (a) A school board that adopts a policy under sub. (2) shall include in its

annual report under s. 120.18 information on the

number and types of courses taken by those pupils of higher education under this section

the number of pupils enrolled who participated in the program under this section in the previous school year and the cost to the school district.

(b) Annually by January, the department shall submit to the appropriate standing

committees of the legislature ^{type} under s. 13.172 (3)

a report summarizing the reports under par. (a) describing the scope and nature of

programs under this section

Section #. 121.05 (1) (a) 5. of the statutes is amended to read:

121.05 (1) (a) 5. Pupils attending a technical college under s. 118.15 (1) (b) and pupils attending an institution of higher education ~~or a technical college~~ under s. 118.55.

History: 1971 c. 125; 1973 c. 89; 1975 c. 224; 1977 c. 29, 418; 1979 c. 34, 221, 244; 1981 c. 20, 251; 1983 a. 27, 192, 509; 1985 a. 29, 218; 1985 a. 225 s. 100; 1987 a. 27, 399; 1989 a. 336; 1991 a. 39; 1993 a. 16, 395; 1995 a. 27 ss. 4040x, 4042, 9145 (1); 1995 a. 225; 1997 a. 27, 113, 164; 1999 a. 9, 83, 117; 2001 a. 57, 109; s. 13.93 (2) (c).

INITIAL APPLICABILITY

- In the component bar:
 For the action phrase, execute: create → action: → *NS: → inappl
 For the budget action phrase, execute: create → action: → *NS: → 93XX
 For the text, execute: create → text: → *NS: → inappl
- Nonstatutory subunits are numbered automatically. Fill in the Section # or subsection # only if a "frozen" number is needed. Below, for the budget, fill in the 9300 department code.

SECTION # **[93** **]**. **Initial applicability;**

(#1) ()

The treatment of sections ..

of the statutes

first applies to

- In the component bar:
 For the action phrase, execute: create → action: → *NS: → inappl
 For the text, execute: create → text: → *NS: → inapplA
- Nonstatutory subunits are numbered automatically. Fill in the Section # or subsection # only if a "frozen" number is needed.

SECTION # . **Initial applicability;** ()

(#1)

This act first applies to public schools to attendance at an institution of higher education in the 2004-05 school year. Under section 118.55 of the statutes

(End)

5657

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

Gen. Cat.

1 AN ACT *to repeal* 20.255 (2) (cw) and 38.04 (21) (c); *to amend* 38.04 (11) (a) 2.,
 2 38.04 (21) (a), 38.22 (1) (intro.), 38.28 (1m) (a) 1., 118.33 (3m) and 121.05 (1) (a)
 3 5.; and *to repeal and recreate* 118.55 of the statutes; **relating to:** school
 4 district youth options programs, which allow pupils to attend an institution of
 5 higher education under certain circumstances.

Analysis by the Legislative Reference Bureau

analysis attached

~~This is a preliminary draft. An analysis will be provided in a later version.~~
 For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

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

6 SECTION 1. 20.255 (2) (cw) of the statutes is repealed.
 7 SECTION 2. 38.04 (11) (a) 2. of the statutes is amended to read:
 8 38.04 (11) (a) 2. In consultation with the state superintendent of public
 9 instruction, the board shall establish, by rule, a uniform format for district boards

1 to use in reporting the number of pupils attending district schools under ~~ss. s.~~ s. 118.15
2 (1) (b), (cm) and (d) ~~and 118.55 (7r)~~ and in reporting pupil participation in technical
3 preparation programs under s. 118.34, including the number of courses taken for
4 advanced standing in the district's associate degree program and for technical college
5 credit.

6 **SECTION 3.** 38.04 (21) (a) of the statutes is amended to read:

7 38.04 (21) (a) The number of pupils who attended district schools under ~~ss. s.~~ s.
8 118.15 (1) (b), (cm) and (d) ~~and 118.55 (7r)~~ in the previous school year.

9 **SECTION 4.** 38.04 (21) (c) of the statutes is repealed.

10 **SECTION 5.** 38.22 (1) (intro.) of the statutes is amended to read:

11 38.22 (1) (intro.) Except as provided in subs. (1m) and (1s) ~~and s. 118.55 (7r)~~,
12 every person who is at least the age specified in s. 118.15 (1) (b) is eligible to attend
13 a technical college if the person is:

14 **SECTION 6.** 38.28 (1m) (a) 1. of the statutes is amended to read:

15 38.28 (1m) (a) 1. "District aidable cost" means the annual cost of operating a
16 technical college district, including debt service charges for district bonds and
17 promissory notes for building programs or capital equipment, but excluding all
18 expenditures relating to auxiliary enterprises and community service programs, all
19 expenditures funded by or reimbursed with federal revenues, all receipts under sub.
20 (6) and ss. 38.12 (9), 38.14 (3) and (9), 118.15 (2) (a), 118.55 (7r), and 146.55 (5), all
21 receipts from grants awarded under ss. 38.04 (8), (19), (20), and (31), 38.14 (11),
22 38.26, 38.27, 38.31, 38.33, and 38.38, all fees collected under s. 38.24, and driver
23 education and chauffeur training aids.

24 **SECTION 7.** 118.33 (3m) of the statutes is amended to read:

1 118.33 (3m) A course taken at a technical college by a child attending the school
 2 part-time or in lieu of high school under s. 118.15 (1) (b), or attending the school
 3 under s. 118.15 (1) (cm), does not fulfill any of the high school graduation
 4 requirements under sub. (1) (a) unless the state superintendent has approved the
 5 course for that purpose. If a pupil satisfies all of the high school graduation
 6 requirements under sub. (1), the school board shall grant a high school diploma to
 7 the pupil regardless of whether the pupil satisfied all or a portion of the requirements
 8 while attending an institution of higher education under s. 118.55 or a technical
 9 college.

10 SECTION 8. 118.55 of the statutes is repealed and recreated to read:

11 **118.55 Youth options programs. (1) DEFINITION.** In this section, "institution
 12 of higher education" means an institution within the University of Wisconsin
 13 System, a technical college, a tribally controlled college, or a private, nonprofit
 14 institution of higher education located in this state.

15 (2) POLICY. A school board may ^{establish a youth options program, which allows} ~~adopt a written policy~~ allowing pupils enrolled
 16 in the school district to take one or more courses at an institution of higher education.
 17 ^{If a school board establishes such a program, it shall adopt a written policy that} ~~The policy shall specify~~ all of the following: ^{for the program} ~~specifies~~

- 18 (a) The pupils who are eligible to participate.
- 19 (b) Subject to sub. (4) (b), the institutions of higher education that a pupil may
 20 attend.
- 21 (c) The number and types of courses that a pupil may take and ^{what} grade or course
 22 completion requirements.
- 23 (d) The courses that qualify for high school credit.
- 24 (e) Application procedures.
- 25 (f) Transportation arrangements.

(g) Whether the pupil or the pupil's parent or guardian is required to authorize that the pupil's grades and attendance record be disclosed the public school in which the pupil is enrolled.

(3) PROGRAM INFORMATION. ^{If a school board establishes a program under this section,} Annually by October 1, ^{it} ~~the school board~~ shall distribute the policy ^{adopted} under sub. (2) to all pupils who are eligible to participate in the program and to all pupils who will be eligible to participate in the following school year.

(4) ADMISSION TO INSTITUTION OF HIGHER EDUCATION. ^{If a school board establishes a program under this section, all of the following apply:} (a) An institution of higher education may admit a pupil under ^{the program} ~~this section~~ only if it has space available.

(b) A pupil may attend an institution of higher education under ^{the program} ~~this section~~ only if the institution of higher education complies with s. 118.13 (1).

(5) PAYMENT. ^{If a pupil establishes a program under this section,} For each pupil attending an institution of higher education under ^{the program} ~~this section~~, the school board shall pay to the institution, ~~in 2 installments payable upon initial enrollment and at the end of the semester,~~ for each course taken for high school credit, an amount equal to the cost of tuition, course fees, books, and other necessary materials directly related to the course.

(6) ANNUAL REPORT. (a) A school board that ^{adopts a policy} ~~adopts a policy~~ ^{establishes} ~~adopts a policy~~ ^{program} under ~~sub. (2)~~ ^{this section} shall include in its annual report under s. 120.18 information on the number of pupils who participated in the program ~~under this section~~ in the previous school year, the number and types of courses taken by those pupils, and the cost to the school district.

(b) Annually by January 1, the department shall submit to the appropriate standing committees of the legislature under s. 13.172 (3) a report summarizing the reports under par. (a).

SECTION 9. 121.05 (1) (a) 5. of the statutes is amended to read:

shall pay the technical college in 2 installments, upon initial enrollment and at the end of the semester.

1 121.05 (1) (a) 5. Pupils attending a technical college under s. 118.15 (1) (b) and
2 pupils attending an institution of higher education ~~or a technical college~~ under s.
3 118.55.

4 **SECTION 10. Initial applicability.**

5 (1) ~~This~~ act first applies to attendance at an institution of higher education
6 under section 118.55 of the statutes in the 2004-05 school year.

7 **(END)**

If this subsection takes effect before July 1, 2003,
this act first applies to attendance at an institution
of higher education under section 118.55 of the statutes
in the 2004 spring semester. If this subsection takes
effect on or after July 1, 2003, this

analysis

2003 BILL

including a technical change

1 AN ACT to repeal 20.255 (2) (cw), 38.04 (21) (c) and 118.55; and to amend 38.04
 2 (11) (a) 2., 38.04 (21) (a), 38.22 (1) (intro.), 38.28 (1m) (a) 1., 118.33 (3m), 119.04
 3 (1), 120.12 (17) and 121.05 (1) (a) 5. of the statutes; relating to: [REDACTED]
 4 [REDACTED]

a public or private
Analysis by the Legislative Reference Bureau

Under current law, a pupil enrolled in a public school in the 11th or 12th grade may attend ~~an~~ institution of higher education for one or more courses under the Youth Options Program. The school board of the district in which the pupil is enrolled is responsible for paying the cost of tuition, fees, and books for the pupil under certain circumstances.

insert

[REDACTED]

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

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

5 SECTION 1. 20.255 (2) (cw) of the statutes is repealed.

6 SECTION 2. 38.04 (11) (a) 2. of the statutes is amended to read:

Insert

122 67650
¶ This bill eliminates the Youth Options
Program. Instead, it authorizes a school
district to establish its own ✓ youth options
✓ program. If a school board establishes ~~and~~
such a program, it must adopt a written
policy specifying who may participate, the
institutions of higher education ^{that a pupil}
may attend, the kinds of courses ^{that a pupil} may
take, application procedures, and transportation
arrangements. For each pupil attending an
institution of higher education under a school
district's program, the school district must pay
the institution, for each course taken for high
school credit,
the cost of tuition, course fees, books, and
other necessary materials related to the course.

(FEX)

Basford, Sarah

Towns

From: Langan, Casey
Sent: Thursday, February 27, 2003 5:13 PM
To: LRB.Legal
Subject: Draft review: LRB 03-1928/1 Topic: Youth options program

It has been requested by <Langan, Casey> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 03-1928/1 Topic: Youth options program



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-1928/1²
PG:kmg:cph

2003 BILL

Today

1 AN ACT *to repeal* 20.255 (2) (cw) and 38.04 (21) (c); *to amend* 38.04 (11) (a) 2.,
2 38.04 (21) (a), 38.22 (1) (intro.), 38.28 (1m) (a) 1., 118.33 (3m) and 121.05 (1) (a)
3 5.; and *to repeal and recreate* 118.55 of the statutes; relating to: school
4 district youth options programs, which allow pupils to attend an institution of
5 higher education under certain circumstances.

mandatory nature of the

Analysis by the Legislative Reference Bureau

Under current law, a pupil enrolled in a public school in the 11th or 12th grade may attend a public or private institution of higher education, including a technical college, for one or more courses under the Youth Options Program. The school board of the district in which the pupil is enrolled is responsible for paying the cost of tuition, fees, and books for the pupil under certain circumstances.

This bill eliminates the Youth Options Program. Instead, it authorizes a school district to establish its own youth options program. If a school board establishes such a program, it must adopt a written policy specifying who may participate, the institutions of higher education that a pupil may attend, the kinds of courses that a pupil may take, application procedures, and transportation arrangements. For each pupil attending an institution of higher education under a school district's program, the school district must pay the institution, for each course taken for high school credit, the cost of tuition, course fees, books, and other necessary materials related to the course.

BILL

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

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

1 **SECTION 1.** 20.255 (2) (cw) of the statutes is repealed.

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3 38.04 (11) (a) 2. In consultation with the state superintendent of public
4 instruction, the board shall establish, by rule, a uniform format for district boards
5 to use in reporting the number of pupils attending district schools under ~~ss. s.~~ 118.15
6 (1) (b), (cm) and (d) and ~~118.55 (7r)~~ and in reporting pupil participation in technical
7 preparation programs under s. 118.34, including the number of courses taken for
8 advanced standing in the district's associate degree program and for technical college
9 credit.

10 **SECTION 3.** 38.04 (21) (a) of the statutes is amended to read:

11 38.04 (21) (a) The number of pupils who attended district schools under ~~ss. s.~~
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15 38.22 (1) (intro.) Except as provided in subs. (1m) and (1s) and ~~s. 118.55 (7r)~~,
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19 38.28 (1m) (a) 1. "District aidable cost" means the annual cost of operating a
20 technical college district, including debt service charges for district bonds and
21 promissory notes for building programs or capital equipment, but excluding all

BILL

1 expenditures relating to auxiliary enterprises and community service programs, all
2 expenditures funded by or reimbursed with federal revenues, all receipts under sub.
3 (6) and ss. 38.12 (9), 38.14 (3) and (9), 118.15 (2) (a), 118.55 (~~7~~), and 146.55 (5), all
4 receipts from grants awarded under ss. 38.04 (8), (19), (20), and (31), 38.14 (11),
5 38.26, 38.27, 38.31, 38.33, and 38.38, all fees collected under s. 38.24, and driver
6 education and chauffeur training aids.

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10 under s. 118.15 (1) (cm), does not fulfill any of the high school graduation
11 requirements under sub. (1) (a) unless the state superintendent has approved the
12 course for that purpose. If a pupil satisfies all of the high school graduation
13 requirements under sub. (1), the school board shall grant a high school diploma to
14 the pupil regardless of whether the pupil satisfied all or a portion of the requirements
15 while attending an institution of higher education under s. 118.55 ~~or a technical~~
16 college.

17 **SECTION 8.** 118.55 of the statutes is repealed and recreated to read:

18 **118.55 Youth options programs. (1) DEFINITION.** In this section, "institution
19 of higher education" means an institution within the University of Wisconsin
20 System, a technical college, a tribally controlled college, or a private, nonprofit
21 institution of higher education located in this state.

22 **(2) POLICY.** A school board may establish a youth options program, which allows
23 pupils enrolled in the school district to take one or more courses at an institution of
24 higher education. If a school board establishes such a program, it shall adopt a
25 written policy that specifies all of the following for the program:

BILL

- 1 (a) The pupils who are eligible to participate.
- 2 (b) Subject to sub. (4) (b), the institutions of higher education that a pupil may
3 attend.
- 4 (c) The number and types of courses that a pupil may take and any grade or
5 course completion requirements.
- 6 (d) The courses that qualify for high school credit.
- 7 (e) Application procedures.
- 8 (f) Transportation arrangements.
- 9 (g) Whether the pupil or the pupil's parent or guardian is required to authorize
10 that the pupil's grades and attendance record be disclosed the public school in which
11 the pupil is enrolled.

12 (3) PROGRAM INFORMATION. If a school board establishes a program under this
13 section, annually by October 1 it shall distribute the policy adopted under sub. (2)
14 to all pupils who are eligible to participate in the program and to all pupils who will
15 be eligible to participate in the following school year.

16 (4) ADMISSION TO INSTITUTION OF HIGHER EDUCATION. If a school board establishes
17 a program under this section, all of the following apply:

18 (a) An institution of higher education may admit a pupil under the program
19 only if it has space available.

20 (b) A pupil may attend an institution of higher education under the program
21 only if the institution of higher education complies with s. 118.13 (1).

22 (5) PAYMENT. If a school board establishes a program under this section, for each
23 pupil attending an institution of higher education under the program the school
24 board shall pay to the institution, for each course taken for high school credit, an
25 amount equal to the cost of tuition, course fees, books, and other necessary materials

BILL

1 directly related to the course. If the pupil is attending a technical college under the
2 program, the school board shall pay the technical college in 2 installments, upon
3 initial enrollment and at the end of the semester.

4 **(6) ANNUAL REPORT.** (a) A school board that establishes a program under this
5 section shall include in its annual report under s. 120.18 information on the number
6 of pupils who participated in the program in the previous school year, the number
7 and types of courses taken by those pupils, and the cost to the school district.

8 (b) Annually by January 1, the department shall submit to the appropriate
9 standing committees of the legislature under s. 13.172 (3) a report summarizing the
10 reports under par. (a).

11 **SECTION 9.** 121.05 (1) (a) 5. of the statutes is amended to read:

12 121.05 (1) (a) 5. Pupils attending a technical college under s. 118.15 (1) (b) and
13 pupils attending an institution of higher education ~~or a technical college~~ under s.
14 118.55.

15 **SECTION 10. Initial applicability.**

16 (1) If this subsection takes effect before July 1, 2003, this act first applies to
17 attendance at an institution of higher education under section 118.55 of the statutes
18 in the 2004 spring semester. If this subsection takes effect on or after July 1, 2003,
19 this act first applies to attendance at an institution of higher education under section
20 118.55 of the statutes in the 2004–05 school year.

21 (END)