

2003 ASSEMBLY BILL 619

October 27, 2003 – Introduced by Representatives LADWIG, KERKMAN, GUNDERSON, J. LEHMAN and TURNER, cosponsored by Senators STEPP, LAZICH and WIRCH. Referred to Committee on Urban and Local Affairs.

1 **AN ACT** *to amend* 115.817 (7) (b) and 115.817 (9) (a); and *to create* 115.817 (9m)
2 of the statutes; **relating to:** dissolution of the Racine County children with
3 disabilities education board.

Analysis by the Legislative Reference Bureau

Current law authorizes a county board to establish a special education program for school districts in the county. If a county board does so, the program is run by the county children with disabilities education board.

Under current law, when a program is dissolved by a county board, the assets and liabilities are distributed to the school districts that participated in the program.

This bill provides that, if the special education program operated by the Racine County Children with Disabilities Education Board (RCCDEB) is dissolved, all assets and liabilities will be distributed as provided under current law, except that Racine County will continue to be responsible for paying the costs associated with the postretirement health benefits of, and the unfunded prior service liability incurred under the Wisconsin Retirement System for, former employees of the RCCDEB. The tax for these costs will continue to be levied against the area of Racine County that participated in the program before its dissolution.

For further information see the *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:

ASSEMBLY BILL 619**SECTION 1**

1 **SECTION 1.** 115.817 (7) (b) of the statutes is amended to read:

2 115.817 (7) (b) A program established under this section may be dissolved by
3 action of the county board, but such dissolution shall not take place until the end of
4 the school term in which the action was taken. When a program is dissolved, assets
5 and liabilities shall be distributed under s. 66.0235 to all units which participated
6 in the program, except as provided in sub. (9m).

7 **SECTION 2.** 115.817 (9) (a) of the statutes is amended to read:

8 115.817 (9) (a) The tax for the operation and maintenance of each part of a
9 special education program and for the transportation of children under sub. (8) shall
10 be levied against the area of the county participating in the part of the program. The
11 tax for the costs associated with the dissolution of the program operated by the
12 Racine County children with disabilities education board that are specified under
13 sub. (9m) shall continue to be levied only against the area of Racine County that
14 participated in the program before its dissolution.

15 **SECTION 3.** 115.817 (9m) of the statutes is created to read:

16 115.817 (9m) RACINE COUNTY. If the program operated by the Racine County
17 children with disabilities education board is dissolved by the Racine County board
18 of supervisors under sub. (7) (b), all assets and liabilities shall be distributed as
19 provided under sub. (7) (b), except that Racine County shall continue to be
20 responsible for paying the costs associated with the postretirement health benefits
21 of former employees of the Racine County children with disabilities education board
22 and the costs incurred under s. 40.05 (2) (b) before dissolution for the unfunded prior
23 service liability for former employees of the Racine County children with disabilities
24 education board.

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(END)