



2003 SENATE BILL 253

September 17, 2003 - Introduced by Senators DARLING, STEPP, REYNOLDS, KANAVAS and LAZICH, cosponsored by Representatives JENSEN, ZIEGELBAUER, VRAKAS, NASS, LADWIG, MCCORMICK, TOWNS, STONE, GIELOW, VAN ROY and WEBER. Referred to Committee on Higher Education and Tourism.

1 **AN ACT** *to repeal* 118.40 (2r) (b) 1. b. and c.; *to amend* 118.40 (2r) (b) 2.; and *to*
2 *create* 118.40 (2r) (b) 1. e. and f. of the statutes; **relating to:** independent
3 charter schools established by University of Wisconsin institutions and college
4 campuses.

Analysis by the Legislative Reference Bureau

Under current law, school boards may enter into contracts with individuals, groups, businesses, or governmental bodies to establish charter schools, which operate with fewer constraints than traditional public schools. Current law also permits the University of Wisconsin-Milwaukee, the University of Wisconsin-Parkside, the Milwaukee Area Technical College, and the city of Milwaukee to operate charter schools (independent charter schools) directly or to contract for the operation of charter schools. Only pupils who reside in the school district in which an independent charter school is located may attend the charter school.

This bill allows any 4-year institution or 2-year college campus within the University of Wisconsin System to operate or to contract for the operation of a charter school with the approval of the Board of Regents.

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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.** 118.40 (2r) (b) 1. b. and c. of the statutes are repealed.

2 **SECTION 2.** 118.40 (2r) (b) 1. e. and f. of the statutes are created to read:

3 118.40 (2r) (b) 1. e. The chancellor of an institution within the University of
4 Wisconsin System.

5 f. The dean of a college campus within the University of Wisconsin System.

6 **SECTION 3.** 118.40 (2r) (b) 2. of the statutes is amended to read:

7 118.40 (2r) (b) 2. A charter shall include all of the provisions specified under
8 sub. (1m) (b) 3. to 14. A contract shall include all of the provisions specified under
9 sub. (1m) (b) 1. to 14. and shall specify the effect of the establishment of the charter
10 school on the liability of the contracting entity under this paragraph. The contract
11 may include other provisions agreed to by the parties. ~~The~~ Neither the chancellor
12 of ~~the~~ University of Wisconsin-Milwaukee ~~or~~ of ~~the~~ University of
13 Wisconsin-Parkside ~~may not~~ an institution, nor the dean of a college campus, within
14 the University of Wisconsin System may establish or enter into a contract for the
15 establishment of a charter school under this paragraph without the approval of the
16 board of regents of the University of Wisconsin System.

17 **SECTION 4. Nonstatutory provisions.**

18 (1) No charter school established by an institution or college campus within the
19 University of Wisconsin System, other than the University of Wisconsin-Milwaukee
20 or the University of Wisconsin-Parkside, may begin operating before July 1, 2005.

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(END)