2005 DRAFTING REQUEST

Bill

Received:	10/04/2005
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Received By: pgrant

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau 6-9917

By/Representing: Layla Merrifield

This file may be shown to any legislator: NO

Drafter: pgrant

May Contact:

Addl. Drafters:

Subject:

Education - sch. dist. reorg.

Extra Copies:

Education - school finance

Submit via email: YES

Requester's email:

layla.merrifield@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Creation of new school district; effect on special adjustment aid and revenue limits

Instructions:

See Attached

Sent to Sen. Oben pur PG

Drafting	History:						
Vers.	Drafted	Reviewed	<u>Typed</u>	Proofed	Submitted	<u>Jacketed</u>	Required
/?	pgrant 10/04/2005	kfollett 10/13/2005					S&L
/P1	pgrant 10/18/2005	kfollett 10/25/2005	rschluet 10/13/200	5	lnorthro 10/13/2005		S&L
/1	pgrant 10/27/2005	kfollett 10/27/2005	rschluet 10/26/200	5	lemery 10/26/2005		S&L
/2	pgrant	kfollett	rschluet		sbasford		S&L

LRB-3781 12/07/2005 02:57:22 PM Page 2

Vers.	Drafted	Reviewed	<u>Typed</u>	Proofed	Submitted	<u>Jacketed</u>	Required
	10/27/2005	10/27/2005	10/27/200	5	10/27/2005		
/3	pgrant 11/11/2005	kfollett 11/15/2005	chaugen 10/27/200	5	Inorthro 10/27/2005		S&L
/4	pgrant 11/16/2005	kfollett 11/16/2005	pgreensl 11/15/200	5	sbasford 11/15/2005		S&L
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2005 DRAFTING REQUEST

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Received	l: 10/04/2005				Received By: p	grant			
Wanted:	As time permi	ts			Identical to LR	B:			
For: Leg	islative Fiscal l	Bureau 6-991	7		By/Representing: Layla Merrifield				
This file	may be shown	to any legislato	r: NO		Drafter: pgrant				
May Cor	ntact:				Addl. Drafters:				
Subject:		on - sch. dist. 1 on - school fin	Extra Copies:						
Submit v	via email: YES								
Requeste	er's email:	layla.merri	field@legis	s.state.wi.us					
Carbon	copy (CC:) to:								
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Topic:		1100			<u> </u>				
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LRB-3781 11/16/2005 04:30:00 PM Page 2

Vers.	<u>Drafted</u>	Reviewed	<u>Typed</u>	Proofed	Submitted	<u>Jacketed</u>	Required
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2005 DRAFTING REQUEST

Bill

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Received:	10/04/2005				Received By: pgr	ant		
Wanted: A	As time permi	ts			Identical to LRB:			
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May Con	tact:				Addl. Drafters:			
Subject:	Education Education	on - sch. dist. r on - school fina	Extra Copies:					
Submit v	ia email: YES							
Requeste	r's email:	layla.merri	field@legis.	state.wi.us				
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LRB-3781 11/15/2005 01:08:11 PM Page 2

Vers.	Drafted	Reviewed	<u>Typed</u>	Proofed	Submitted	<u>Jacketed</u>	<u>Required</u>
	10/27/2005	10/27/2005	10/27/200)5	10/27/2005		
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2005 DRAFTING REQUEST

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For: Leg	islative Fiscal l	Bureau 6-9917	1		By/Representing: Layla Merrifield				
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LRB-3781 10/27/2005 03:39:49 PM Page 2

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2005 DRAFTING REQUEST

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This file	may be shown	to any legislato	r: NO		Drafter: pgrant			
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Subject:	Education Education	on - sch. dist. r on - school fina	Extra Copies:					
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Requeste	er's email:	layla.merri	field@legis.s	state.wi.us				
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/1	pgrant 10/27/2005	kfollett 10/27/2005	rschluet 10/26/2003	5	lemery 10/26/2005		S&L	

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LRB-3781 10/27/2005 01:58:18 PM Page 2

<u>Vers.</u> <u>Drafted</u> <u>Reviewed</u> <u>Typed</u> <u>Proofed</u> <u>Submitted</u> <u>Jacketed</u> <u>Required</u>

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Received By: pgrant

2005 DRAFTING REQUEST

Bill

Received: 10/04/2005

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This file	may be shown	to any legislato	r: NO		Drafter: pgrant			
May Con	tact:				Addl. Drafters:			
Subject:		on - sch. dist. r on - school fina			Extra Copies:			
Submit v	ia email: YES							
Requeste	r's email:	layla.merri	field@legis.	.state.wi.us				
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LRB-3781

10/26/2005 11:16:22 AM Page 2

FE Sent For:

<**END>**

2005 DRAFTING REQUEST

Bill

Received: 10/04/2005 Received By: pgrant

Wanted: **As time permits** Identical to LRB:

For: Legislative Fiscal Bureau 6-9917 By/Representing: Layla Merrifield

This file may be shown to any legislator: **NO**Drafter: **pgrant**

May Contact: Addl. Drafters:

in any constant

Subject: Education - sch. dist. reorg. Extra Copies: Education - school finance

Submit via email: YES

Requester's email: layla.merrifield@legis.state.wi.us

Carbon copy (CC:) to:

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No specific pre topic given

Topic:

Pre Topic:

Creation of new school district; effect on special adjustment aid and revenue limits

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>

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2005 DRAFTING REQUEST

Bill

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Receivea:	10/04/2005

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Wanted: As time permits

For: Legislative Fiscal Bureau 6-9917

This file may be shown to any legislator: **NO**

May Contact:

Subject:

Education - sch. dist. reorg.

Education - school finance

Juucano

Submit via email: YES

Requester's email:

layla.merrifield@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Creation of new school district; effect on special adjustment aid and revenue limits

Instructions:

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Received By: pgrant

By/Representing: Layla Merrifield

Identical to LRB:

Drafter: pgrant

Addl. Drafters:

Extra Copies:

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pgrant

FE Sent For:

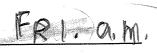
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STATE OF WISCONSIN – LEGISLATIVE REFERENCE BUREAU – LEGAL SECTION (608–266–3561)

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10/4/05
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2) for ver. ets.
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BILL

LRB - 3781, P1

	Use the appropriate components and routines developed for bills.
	An Act [generate catalog] to repeal ; to renumber ; to consolidate and
	${\it renumber}\ldots;$ to ${\it renumber}$ and ${\it amend}\ldots;$ to ${\it consolidate},$ ${\it renumber}$ and
	amend; to amend; to repeal and recreate; and to create of the statutes; relating to: the calculation of special adjustment and sive when limits when territory is detache from me or more schill districts to create a new schill districts [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:
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The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION #.

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V C
SEC. # CR, 121,105 (2)(0)
, , , , , , , , , , , , , , , , , , ,
121,105 (2)(c) Notwithstanding par. (a)
school district
121,105 (2) (c) Notwithstanding par (a) school district in the school year in which a preorganization
takes effect under 5. 117.105 something,
one school district affected by the reorganization
inditing the school difficult exected under
THOUGHT OF THE PARTY OF THE PAR
15-117-105 not my what while white
by a seage hiteton ander T. 117. TOT W 117.4
is eligible for aid under / subsection.
** ** NUTE: Shree this also gody to
reorganizations under s. 111.11? If 50
should the revenue limit calculation also
for
be adjusted for reorganizations under
5-117.11?

Section #. 121.905 (3) (a) 1. of the statutes is amended to read:

121.905 (3) (a) 1. Except as provided under subdy 2, calculate the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding property taxes levied for the purpose of s. 120.13 (19) and excluding funds described under s. 121.91 (4) (c), and the costs of the county children with disabilities education board program, as defined in s. 121.135 (2) (a) 2., for pupils who were school district residents and solely enrolled in a special education program provided by a county children with disabilities education

History: 1995 a. 27; 1997 a. 27, 113, 164, 286; 1999 a. 9, 32; 2001 a. 16; 2003 a. 33; 2005 a. 25.

board in the previous school year.

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ck;
CR; SECTION #. 121.905 (3) (a) 3. (b) from 121.905 (3) (a) 3. For a school district from
from
121,905 (3) (a) 3. For a school district from
which territory was detached to create a new
v for
school district under so 117.105, for the school
year beginning with the effective date of the
reorganization, perform the following
calculationis .
a. Calculate the sum under subd. 1. for that
that the same of t
and the school district from which territory
was detached to create a new school district.
b. Divide the result is subpl. 3. a. by the
number of pipils enrolled in their school destrict
it the previous rehard fear
c. Multiply the result in subject 3. b. by
the number of pepter enabled in that echod reside destrict who dut not verile in the between territory
reside la lita la lata lata lata la lata lata la lata lata la lata l
ditaly was and verse if in the contract tour love

Section #. 121.905 (3) (b) 1. of the statutes is amended to read:

121.905 (3) (b) 1. Except as provided under subd. 2 divide the result in par. (a) 1. by the sum of the average of the number of pupils enrolled in the 3 previous school years and the number of pupils enrolled who were school district residents and solely enrolled in a special education program provided by a county children with disabilities education board program in the previous school year. History: 1995 a. 27; 1997 a. 27, 113, 164, 286; 1999 a. 9, 32; 2001 a. 16; 2003 a. 33; 2005 a. 25.

SER - (R. 121,905 (3) (b) 3.
121.905 (3)(6)3. For a chil district
A LO F To Charles to the state of
from which territory was detached to create a
new school district under s. 117.105, for the
new school district what s. 111.101, The In
at de la la de la company de l
could feel painting with for any actions
the reorganization, divide the vernet in
who in
par. (a) 3. by the number of popils who in
the previous school tear were enrolled in the not reside in school district and who die not reside in the
and not reside in
school defined and who dig not rende in the
detachee territory, for the school year beginning
on the first July 1 following the effective
date of the reorganization, divide the vernet
in par. (a) 3. by the number of pipils in
In pine (h) 3. 24 m months of popular
the everyon rehad searce and for the
the previous rehard years are for the
school destrict beginning on the 2nd July

STATE OF WISCONSIN – **LEGISLATIVE REFERENCE BUREAU** – LEGAL SECTION (608–266–3561)

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J result
reorganization, divide the result in pan. (a) 3. by the grenege of the number
reorganization, dride the reiner in
O v of
or (6)3 by the charge of the number
march 3 1/2 ground
Apples in the 2 previous school years.
V

Section #. 121.91 (2m) (r) 2. (intro.) of the statutes is amended to read:

detached from a

school district to

create a new school

district under s. 117.10

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

History: 1993 a. 16; 1995 a. 27 ss. 4108m to 4114, 9145 (1); 1997 a. 27, 113, 164, 237, 286; 1999 a. 9, 17, 19, 32, 182; 2001 a. 16; 2005 a. 25.

ν ·
SEC. UR. 121.91 (2m)(r)3.
121. 91 (2m) (r) 3: Nutwith standing pars. (c), (d), and
V Z
(e) if territory is detached from a school district
the of the former school district ander 1. 117.105, the of the former school district Les prevenue limit (under this section for the school
the of the times school district
Is vevenue limit under this section for the school
year beginning with the effective date of the
reorganization shall be détermined as follows
except as provided in subs. (3) and (4):
a. Divide the result under s. 121,905 (3)(4).
in
by the total number of pipils who in the previous
school year were enrolled in the school district
and who did not reside in the detached territory.
1 All and the second
6. Add an amount egual to the amount
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plus
this subscition for the previous/year multipliere by the run of 1.0 plus the allowable rate of

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increase under s. 73. U305 expressed as a subd. decimal to the result under subd. 3. a.
Subd.
decimal to the vesult under subd. 3. a.
c. Multiply the result under subd. 3. 6.
Who in
by the number of pepils who in the premius
school year were enrolled in the school district
and who did not reside in the detached
territory.
4. If teritory is letaches from a
schol destat to create a new school
FCNIX DESIDENT TO CHENO 12 MEN 12 MIN
district under 52 HD. 105 the following
adjustments to the calentations under pars.
(c), (d), and (e) apply for

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INITIAL APPLICABILITY

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ар	(#1) (plies to	school	district re	ovjaniza	tions that	act first
• •			/	(End)	/ [rev: 9/8/04 2005in	appl(fm)]

2005 – 2006 LEGISLATURE

LRB-3781/ PG:kjf:

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

5

9

AN ACT to amend 121.905 (3) (a) 1., 121.905 (3) (b) 1. and 121.91 (2m) (r) 2. 1 (intro.); and to create 121.05 (2) (c), 121.905 (3) (a) 3, 121.905 (3) (b) 3. and 2 121.91 (2m) (r) 3. of the statutes; relating to: the calculation of special 3 adjustment aid and revenue limits when territory is detached from one or more 4 school districts to create a new school district.

Analysis by the Legislative Reference Bureau

This is a preliminary draft Amanalysis 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:

SECTION 1. 121.05 (2) (c) of the statutes is created to read:

121 05 (2) (c) Notwithstanding par. (am), in the school year in which a school district reorganization takes effect under s. 117.105, no school district affected by the reorganization is eligible for aid under this subsection.

d 117.1

****NOTE:	Should this also	apply to reorgani	ization under s.	117.11? If so	, should
the rovenue lim	it calculation also	be adjusted for r	eorganizations	under s. 117.1	11?
the revenue min	To cancaration and	-	8	~~~	Management Communication Commu

SECTION 2. 121.905 (3) (a) 1. of the statutes is amended to read:

121.905 (3) (a) 1. Except as provided under subd. subds. 2. and 3., calculate the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding property taxes levied for the purpose of s. 120.13 (19) and excluding funds described under s. 121.91 (4) (c), and the costs of the county children with disabilities education board program, as defined in s. 121.135 (2) (a) 2., for pupils who were school district residents and solely enrolled in a special education program provided by a county children with disabilities education board in the previous school year.

SECTION 3. 121.905 (3) (a) 3. of the statutes is created to read:

121.905 (3) (a) 3. For a school district from which territory was detached to create a new school district under s. 117.105 for the school year beginning with the effective date of the reorganization, perform the following calculations:

- a. Calculate the sum under subd. 1. for that school district.
- b. Divide the result in subd. 3. a. by the number of pupils enrolled in that school district in the previous school year.
- c. Multiply the result in subd. 3. b. by the number of pupils enrolled in that school district who did not reside in the detached territory.

Section 4. 121.905 (3) (b) 1. of the statutes is amended to read:

121.905 (3) (b) 1. Except as provided under subd. subds. 2. and 3., divide the result in par. (a) 1. by the sum of the average of the number of pupils enrolled in the 3 previous school years and the number of pupils enrolled who were school district

residents and solely enrolled in a special education program provided by a county 1 children with disabilities education board program in the previous school year. 2 **SECTION 5.** 121.905 (3) (b) 3. of the statutes is created to read: 3 121.905 (3) (b) 3. For a school district from which territory was detached to create a new school district under s. 117.105/for the school year beginning with the effective date of the reorganization, divide the result in par. (a) 3. by the number of 6 pupils who in the previous school year were enrolled in the school district and who 7 did not reside in the detached territory; for the school year beginning on the first July 8 1 following the effective date of the reorganization, divide the result in par. (a) 3. by 9 the number of pupils in the previous school year; and for the school district/beginning 10 on the 2nd July 1 following the effective date of the reorganization, divide the result 11 in par. (a) 3. by the average of the number of pupils in the 2 previous school years. 12 SECTION 6. 121.91 (2m) (r) 2. (intro.) of the statutes is amended to read: 13 121.91 (2m) (r) 2. (intro.) If a school district is created under s. 117.105, or if 14 territory is detached from a school district to create a new school district under s. 15 117.105, the following adjustments to the calculations under pars. (c), (d) and (e) 16 apply for the 2 school years beginning on the July 1 following the effective date of the 17 reorganization: 18 **SECTION 7.** 121.91 (2m) (r) 3. of the statutes is created to read: 19 121.91 (2m) (r) 3. Notwithstanding pars. (c), (d), and (e), if territory is detached 20 from a school district to create a new school district under s. 117.105 the revenue 21limit of the former school district under this section for the school year beginning 22 with the effective date of the reorganization shall be determined as follows except as 23

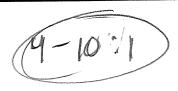
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of the school district from which territory is detached

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	a. Divide the result under s. 121.905 (3) (a) 1. by the total number of pupils who
	in the previous school year were enrolled in the school district and who did not reside
	in the detached territory.
	b. Add an amount equal to the amount of revenue increase per pupil allowed
	under this subsection for the previous school year multiplied by the sum of 1.0 plus
	the allowable rate of increase under s. 73.0305 expressed as a decimal to the result
	under subd. 3. a.
	c. Multiply the result under subd. 3. b. by the number of pupils who in the
	previous school year were enrolled in the school district and who did not reside in the
	detached territory, by the number of pupils enrulled in the school district detached territory. SECTION 8. Initial applicability. Whichever is greater
>	SECTION 8. Initial applicability. whichever is greater
	(1) This act first applies to school district reorganizations that take effect on
	July 1, 2006.

(END)



Section #. 121.91 (2m) (r) of the statutes is created to read:

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

- a. Divide the result under s. 121.905 (3) (a) 2. by the total number of pupils who in the previous school year were enrolled in a school district from which territory was detached to create the new school district and who resided in the detached territory.
- b. Add an amount equal to the amount of revenue increase per pupil allowed under this subsection for the previous school year multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal to the result under subd. 1. a.
- c. Multiply the result under subd. 1. b. by the number of pupils who in the previous school year were enrolled in a school district from which territory was detached to create the new school district and who resided in the detached territory, or by the number of pupils enrolled in the new school diseither to create a new school district trict in the current school year, whichever is greater.

territory is detached from a rehad district under pars. (c), (d) and (e) apply for the 2 school years beginning on the July 1 following the effective I to the school from which territory is detacked date of the reorganization:

a. For the school year beginning on the first July 1 following the effective date of the reorganization the number of pupils in the previous school year shall be used under pars. (c) 1., (d) 1. and (e) 1. instead of the average of the number of pupils in the 3 previous school years, and for the school year beginning on the 2nd July 1 following the effective date of the reorganization the average of the number of pupils in the 2 previous school years shall be used under pars. (c) 1., (d) 1., and (e) 1. instead of the average of the number of pupils in the 3 previous school years.

b. For the school year beginning on the first July 1 following the effective date of the reorganization the average of the number of pupils in the current and the previous school years shall be used

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under pars. (c) 4., (d) 4. and (e) 3. instead of the average of the number of pupils in the current and the 2 preceding school years.

History: 1993 a. 16; 1995 a. 27 ss. 4108m to 4114, 9145 (1); 1997 a. 27, 113, 164, 237, 286; 1999 a. 9, 17, 19, 32, 182; 2001 a. 16; 2005 a. 25.

(4-10:3)

Section #. 121.91 (4) (f) 1. of the statutes is amended to read:

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

History: 1993 a. 16; 1995 a. 27 ss. 4108m to 4114, 9145 (1); 1997 d. 27, 113, 164, 237, 286; 1999 a. 9, 17, 19, 32, 182;

2001 a. 16; 2005 a. 25.

In the school year in which a rehord distinct reorganization takes effect under 1.117.105 or 117.11, this imbdivision does not apply to any rehad district affected by the reorganization.

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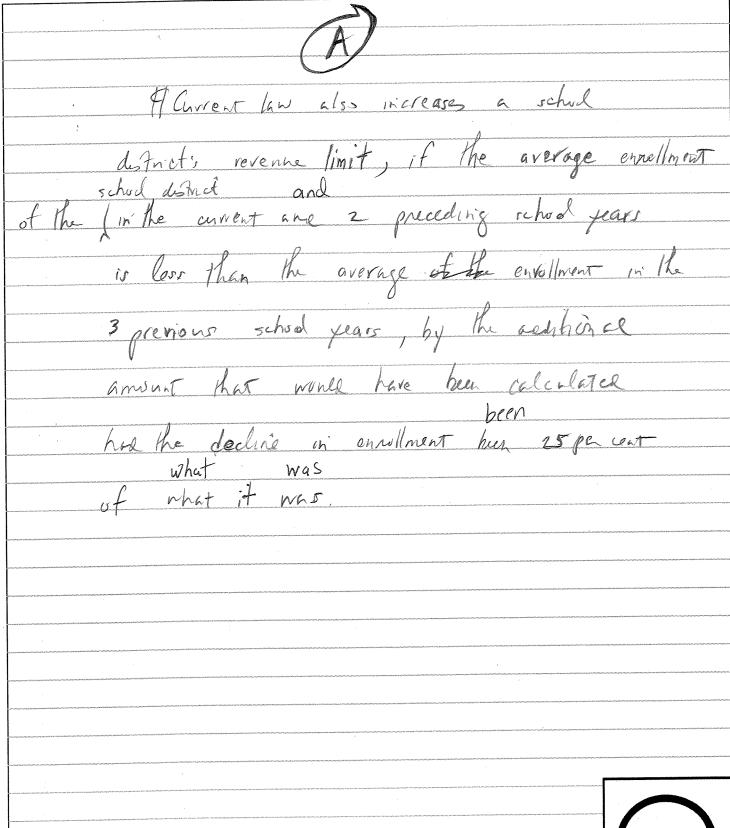


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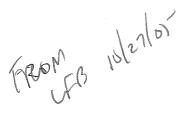
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Legal (608-266-3561)





2005 BILL



AN ACT to amend 121.905 (3) (a) 1., 121.905 (3) (b) 1. and 121.91 (4) (f) 1.; and to create 121.105 (2) (c), 121.905 (3) (a) 3., 121.905 (3) (b) 3., 121.91 (2m) (r) 3. and 121.91 (2m) (r) 4. of the statutes; relating to: the calculation of special adjustment aid and revenue limits when territory is detached from one school district and attached to another or territory is detached from one or more school districts to create a new school district.

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Analysis by the Legislative Reference Bureau

Under current law, a school district is guaranteed to receive in each school year at least 85 percent of the amount of state aid that it received in the previous school year. The additional aid is called special adjustment aid.

Current law also increases a school district's revenue limit, if the average enrollment of the school district in the current and 2 preceding school years is less than the average enrollment in the 3 previous school years, by the additional amount that would have been calculated had the decline in enrollment been 25 percent of what it was.

This bill provides that if territory is detached from one or more school districts either to create a new school district or to attach the territory to another school district, none of the school districts affected by the reorganization are eligible for special adjustment aid or for the revenue limit increase described above in the school year in which the reorganization takes effect.

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The bill also provides a revised method for calculating the revenue limit of a school district affected by a reorganization described above for the three years immediately following the effective date of the reorganization.

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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:

Section 1. 121.105 (2) (c) of the statutes is created to read:

121.105 **(2)** (c) Notwithstanding par. (am), in the school year in which a school district reorganization takes effect under s. 117.105 or 117.11, no school district affected by the reorganization is eligible for aid under this subsection.

SECTION 2. 121.905 (3) (a) 1. of the statutes is amended to read:

121.905 (3) (a) 1. Except as provided under <u>subd. subds.</u> 2. <u>and 3.</u>, calculate the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding property taxes levied for the purpose of s. 120.13 (19) and excluding funds described under s. 121.91 (4) (c), and the costs of the county children with disabilities education board program, as defined in s. 121.135 (2) (a) 2., for pupils who were school district residents and solely enrolled in a special education program provided by a county children with disabilities education board in the previous school year.

SECTION 3. 121.905 (3) (a) 3. of the statutes is created to read:

121.905 (3) (a) 3. For a school district from which territory was detached either to create a new school district under s. 117.105 or to attach to an adjoining school district under s. 117.11, for the school year beginning with the effective date of the reorganization, perform the following calculations:

a. Calculate the sum under subd. 1. for that school district.

BILL (3)

b. Divide the result in subd. 3. a. by the number of pupils enrolled in that school
district in the previous school year.
c. Multiply the result in subd. 3. b. by the number of pupils enrolled in that

school district who did not reside in the detached territory.

SECTION 4. 121.905 (3) (b) 1. of the statutes is amended to read:

121.905 **(3)** (b) 1. Except as provided under subd. subds. 2. and 3., divide the result in par. (a) 1. by the sum of the average of the number of pupils enrolled in the 3 previous school years and the number of pupils enrolled who were school district residents and solely enrolled in a special education program provided by a county children with disabilities education board program in the previous school year.

SECTION 5. 121.905 (3) (b) 3. of the statutes is created to read:

121.905 (3) (b) 3. For a school district from which territory was detached either to create a new school district under s. 117.105 or to attach to an adjoining school district under s. 17.11, for the school year beginning with the effective date of the reorganization, divide the result in par. (a) 3. by the number of pupils who in the previous school year were enrolled in the school district and who did not reside in the detached territory for the school year beginning on the first July 1 following the effective date of the reorganization, divide the result in par. (a) 3. by the number of pupils in the previous school year; and for the school year beginning on the 2nd July 1 following the effective date of the reorganization, divide the result in par. (a) 3. by the average of the number of pupils in the 2 previous school years.

Section 6. 121.91 (2m) (r) 3. of the statutes is created to read:

121.91 **(2m)** (r) 3. Notwithstanding pars. (c) (d), and (e), if territory is detached from a school district either to create a new school district under s. 117.105 or to attach to an adjoining school district under s. 117.11, the revenue limit under this

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section of the school district from which territory is detached for the school year
beginning with the effective date of the reorganization shall be determined as follows
except as provided in subs. (3) and (4):
except as provided in subs. (3) and (4): a. Divide the result under s. 121.905 (3) (a) 1. by the total number of pupils who
in the previous school year were enrolled in the school district and who did not reside
in the detached territory.
b. Add an amount equal to the amount of revenue increase per pupil allowed
under this subsection for the previous school year multiplied by the sum of 1.0 plus
the allowable rate of increase under s. 73.0305 expressed as a decimal to the result
under subd. 3. a.

c. Multiply the result under subd. 3. b. by the number of pupils who in the previous school year were enrolled in the school district and who did not reside in the detached territory, or by the number of pupils enrolled in the school district in the current school year, whichever is greater.

SECTION 7. 121.91 (2m) (r) 4. of the statutes is created to read:

121.91 **(2m)** (r) 4. If territory is detached from a school district either to create a new school district under s. 117.105 or to attach to an adjoining school district under s. 117.11, the following adjustments to the calculations under pars. (c), (d), and (e) apply to the school from which territory is detached for the 2 school years beginning on the July 1 following the effective date of the reorganization:

a. For the school year beginning on the first July 1 following the effective date of the reorganization the number of pupils in the previous school year shall be used under pars. (6)1. (d)1. and (e) 1. instead of the average of the number of pupils in the 3 previous school years, and for the school year beginning on the 2nd July 1 following the effective date of the reorganization the average of the number of pupils

BILL

in the 2 previous school years shall be used under pars. (g) 1, (d) 1., and (e) 1. instead
of the average of the number of pupils in the 3 previous school years.

b. For the school year beginning on the first July 1 following the effective date of the reorganization the average of the number of pupils in the current and the previous school years shall be used under pars. (c) 4. (d) 4. and (e) 3. instead of the average of the number of pupils in the current and the 2 preceding school years.

SECTION 8. 121.91 (4) (f) 1. of the statutes is amended to read:

121.91 **(4) (f)** 1. For the 1999–2000 school year or any school year thereafter, if the average of the number of pupils enrolled in the current and the 2 preceding school years is less than the average of the number of pupils enrolled in the 3 previous school years, the limit otherwise applicable under sub. (2m) (e) is increased by the additional amount that would have been calculated had the decline in average enrollment been 25% of what it was. In the school year in which a school district reorganization takes effect under s. 117.105 or 117.11, this subdivision does not apply to any school district affected by the reorganization.

SECTION 9. Initial applicability.

(1) This act first applies to school district reorganizations that take effect on July 1, 2006.

(END)

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AN ACT to amend 121.905 (3) (a) 1., 121.905 (3) (b) 1. and 121.91 (4) (f) 1.; and

to create 121.105 (2) (c), 121.905 (3) (a) 3., 121.905 (3) (b) 3., 121.91 (2m) (r) 3.

and 121.91 (2m) (r) 4. of the statutes; relating to: the calculation of adjustment aid and/revenue limits when territory is detached from one school

district and attached to another or territory is detached from one or more school

districts to create a new school district.

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Analysis by the Legislative Reference Bureau

Under current law, a school district is guaranteed to receive in each school year at least 85 percent of the amount of state aid that it received in the previous school year. The additional aid is called special adjustment aid.

Current law also increases a school district's revenue limit, if the average enrollment of the school district in the current and 2 preceding school years is less than the average enrollment in the 3 previous school years, by the additional amount that would have been calculated had the decline in enrollment been 25 percent of what it was.

This bill provides that if territory is detached from one or more school districts either to create a new school district or to attach the territory to another school district, none of the school districts affected by the reorganization are eligible for special adjustment aid or for the revenue limit increase described above in the school year in which the reorganization takes effect.

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revises the

The bill also provides a revised method for calculating the revenue limit of a school district affected by a reorganization described above for the three years immediately following the effective date of the reorganization.

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:

SECTION 1. 121.105 (2) (c) of the statutes is created to read:

121.105 (2) (c) Notwithstanding par. (am), in the school year in which a school district reorganization takes effect under s. 117.105 or 117.11, no school district affected by the reorganization is eligible for aid under this subsection.

SECTION 2. 121.905 (3) (a) 1. of the statutes is amended to read:

121.905 (3) (a) 1. Except as provided under subd. subds. 2. and 3., calculate the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding property taxes levied for the purpose of s. 120.13 (19) and excluding funds described under s. 121.91 (4) (c), and the costs of the county children with disabilities education board program, as defined in s. 121.135 (2) (a) 2., for pupils who were school district residents and solely enrolled in a special education program provided by a county children with disabilities education board in the previous school year.

SECTION 3. 121.905 (3) (a) 3. of the statutes is created to read:

121.905 (3) (a) 3. For a school district from which territory was detached either to create a new school district under s. 117.105 or to attach to an adjoining school district under s. 117.11, for the school year beginning with the effective date of the reorganization, perform the following calculations:

a. Calculate the sum under subd. 1. for that school district.

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1	b. Divide the result in subd. 3. a. by the number of pupils enrolled in that school
2	district in the previous school year.
3	c. Multiply the result in subd. 3. b. by the number of pupils enrolled in that
4	school district who did not reside in the detached territory.
5	SECTION 4. 121.905 (3) (b) 1. of the statutes is amended to read:
6	121.905 (3) (b) 1. Except as provided under subd. subds. 2. and 3., divide the
7	result in par. (a) 1. by the sum of the average of the number of pupils enrolled in the
8	3 previous school years and the number of pupils enrolled who were school district
9	residents and solely enrolled in a special education program provided by a county
10	children with disabilities education board program in the previous school year.
11	SECTION 5. 121.905 (3) (b) 3. of the statutes is created to read:
12	121.905 (3) (b) 3. For a school district from which territory was detached either
13	to create a new school district under s. 117.105 or to attach to an adjoining school
14)	district under s. 17.11, for the school year beginning with the effective date of the
15)	reorganization, divide the result in par. (a) to by the number of pupils who in the
16	previous school year were enrolled in the school district and who did not reside in the
1 7)	detached territory; for the school year beginning on the first July 1 following the
18	effective date of the reorganization, divide the result in par. (a) by the number of
19	pupils in the previous school year; and for the school year beginning on the 2nd July
20	1 following the effective date of the reorganization, divide the result in par. (a) by
21)	the average of the number of pupils in the 2 previous school years.
22	SECTION 6. 121.91 (2m) (r) 3. of the statutes is created to read:
23)	121.91 (2m) (r) 3. Notwithstanding particle (e), if territory is detached
24	from a school district either to create a new school district under s. 117.105 or to
25	attach to an adjoining school district under s. 117.11, the revenue limit under this

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1	section of the school district from which territory is detached for the school year
2	beginning with the effective date of the reorganization shall be determined as follows
3	except as provided in subs. (3) and (4):
4	except as provided in subs. (3) and (4): a. Divide the result under s. 121.905 (3) (a) 1. by the total number of pupils the
5	in the previous school year were emolled in the school district and who did not reside
6	in the detached territory
7	b. Add an amount equal to the amount of revenue increase per pupil allowed
8	under this subsection for the previous school year multiplied by the sum of 1.0 plus
9	the allowable rate of increase under s. 73.0305 expressed as a decimal to the result
10	under subd. 3. a.
11	c. Multiply the result under subd. 3. b. by the number of pupils who in the
12	previous school year were enrolled in the school district and who did not reside in the
13	detached territory, or by the number of pupils enrolled in the school district in the
14	current school year, whichever is greater.
15	SECTION 7. 121.91 (2m) (r) 4. of the statutes is created to read:
16	121.91 (2m) (r) 4. If territory is detached from a school district either to create
17	a new school district under s. 117.105 or to attach to an adjoining school district
18	under s. 117.11, the following adjustments to the calculations under pars. (A) and
19	(e) apply to the school from which territory is detached for the 2 school years
20	beginning on the July 1 following the effective date of the reorganization:
21	a. For the school year beginning on the first July 1 following the effective date
22	of the reorganization the number of pupils in the previous school year shall be used
23	under pars (MANA) (e) 1. instead of the average of the number of pupils in
24	the 3 previous school years, and for the school year beginning on the 2nd July 1

following the effective date of the reorganization the average of the number of pupils

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1)	in the 2 previous school years shall be used under par (16) 1./(d) 1./ (and (e) 1. instead
2	of the average of the number of pupils in the 3 previous school years.
3	b. For the school year beginning on the first July 1 following the effective date
4	of the reorganization the average of the number of pupils in the current and the
5	previous school years shall be used under part (1) 4. And (e) 3. instead of the
6	average of the number of pupils in the current and the 2 preceding school years.
7	SECTION 8. 121.91 (4) (f) 1. of the statutes is amended to read:
8	121.91 (4) (f) 1. For the 1999-2000 school year or any school year thereafter,
9	if the average of the number of pupils enrolled in the current and the 2 preceding

school years is less than the average of the number of pupils enrolled in the 3 previous school years, the limit otherwise applicable under sub. (2m) (e) is increased by the additional amount that would have been calculated had the decline in average enrollment been 25% of what it was. In the school year in which a school district

emonment been 20% of what it was.

reorganization takes effect under s. 117.105 or 117.11, this subdivision does not apply

to any school district affected by the reorganization.

SECTION 9. Initial applicability.

(1) This act first applies to school district reorganizations that take effect on July 1, 2006.

(END)