

2007 BILL

TODAY

stays

SA ✓
for ✓

regen.

school district aids

1 AN ACT *to amend* 79.14, 121.58 (2) (a) 4. and 121.905 (1); *to repeal and recreate*
 2 20.005 (3); and *to create* 20.255 (2) (dn) and 115.28 (44) of the statutes;
 3 **relating to:** appropriations for state school aids, ~~the~~ school district revenue
 4 ~~ceiling~~, ^{limits} school safety grants, the pupil transportation reimbursement rate,
 5 county and municipal aid, the school levy property tax credit, and making
 6 appropriations.

(1) (b) and

Analysis by the Legislative Reference Bureau

EDUCATION

This bill repeals and recreates the appropriation schedule in chapter 20 of the statutes as it relates to s. 20.255 (2), stats., thereby setting the appropriation levels for school aids for the 2007-09 fiscal biennium.

The bill also makes the following changes in the laws relating to primary and secondary education:

1. Current law limits the amount that each school district can increase per pupil revenue over the per pupil revenue of the prior school year. The limit does not apply to school districts in which the amount of per pupil revenue is less than a statutory revenue ceiling, currently set at \$8,400. This bill increases the per pupil revenue ceiling to \$8,700 for the 2007-08 school year and to \$9,000 for any subsequent school year.

BILL

2. This bill increases the annual reimbursement rate for school districts that transport pupils more than 12 miles to school from \$180 per pupil so transported to \$220 per pupil so transported.

3. This bill authorizes the state superintendent of public instruction to make grants to reimburse school districts for costs allowable under the federal Safe and Drug-Free Schools and Communities Act but not paid under that act. If funds in any fiscal year are insufficient to pay all claims, the funds are prorated among eligible school districts.

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SHARED REVENUE

The bill repeals and recreates the appropriation schedule in chapter 20 of the statutes as it relates to s. 20.835 (1) (db), stats., thereby setting the appropriation levels for county and municipal aid payments for the 2007-09 fiscal biennium.

SCHOOL LEVY TAX CREDIT

Under current law, the total amount of the school levy property tax credit that is distributed each year to municipalities, and ultimately to taxpayers, is \$593,050,000. Under the bill, the total amount of the school levy property tax credit that is distributed to municipalities in 2009 and in each year thereafter is \$793,050,000.

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:

INS 2-1 →

1 SECTION 1. 20.005 (3) (schedule) of the statutes, as it affects 20.255 (2) of the
2 statutes, is repealed and recreated to read:

change
complement
to action: ch 20
3

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
4	20.255 Public instruction, department of (2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING				
5	(ac) General equalization aids	GPR	A	4,802,065,100	4,878,821,100
6	(ad) Supplemental aid	GPR	A	125,000	125,000
7	(b) Aids for special education and				
8	school age parents programs	GPR	A	350,192,500	368,939,100
9	(bc) Aid for children-at-risk programs	GPR	A	3,500,000	3,500,000

BILL

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(bd) Additional special education aid	GPR	A	3,500,000	3,500,000
2	(bh) Aid to county children with				
3	disabilities education boards	GPR	A	4,214,800	4,214,800
4	(cc) Bilingual-bicultural education aids	GPR	A	9,890,400	9,890,400
5	(ce) English for Southeast Asian				
6	children	GPR	A	100,000	100,000
7	(cf) Alternative education grants	GPR	A	5,000,000	5,000,000
8	(cg) Tuition payments; full-time open				
9	enrollment transfer payments	GPR	A	9,491,000	9,491,000
10	(cm) Reimbursement for school				
11	breakfast programs	GPR	C	1,055,400	1,055,400
12	(cn) Aids for school lunches and				
13	nutritional improvement	GPR	A	4,371,100	4,371,100
14	(cp) Wisconsin school day milk program	GPR	A	710,600	710,600
15	(cr) Aid for pupil transportation	GPR	A	27,292,500	27,292,500
16	(cs) Aid for debt service	GPR	A	150,000	150,000
17	(cu) Achievement guarantee contracts	GPR	A	111,984,100	111,984,100
18	(cw) Aid for transportation; youth options				
19	program	GPR	A	20,000	20,000
20	(cy) Aid for transportation; open				
21	enrollment	GPR	A	500,000	500,000
22	(dm) Grants for alcohol & other drug				
23	abuse prevention & intervention				
24	programs	GPR	A	4,520,000	4,520,000

BILL

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(dn) School safety grants	GPR	A	-0-	10,000,000
2	(do) Grants for preschool to grade 5				
3	programs	GPR	A	7,353,700	7,353,700
4	(eh) Head start supplement	GPR	A	7,212,500	7,212,500
5	(ep) Second Chance partnership	GPR	S	147,500	147,500
6	(fg) Aid for cooperative educational				
7	service agencies	GPR	A	300,000	300,000
8	(fk) Grant program for peer review and				
9	mentoring	GPR	A	500,000	500,000
10	(fm) Charter schools	GPR	S	44,179,000	48,804,000
11	(fu) Milwaukee parental choice program	GPR	S	118,980,000	127,604,000
12	(fw) Grants for advanced placement				
13	courses	GPR	A	100,000	100,000
14	(fy) Grants to support gifted and				
15	talented pupils	GPR	A	182,000	182,000
16	(k) Funds transferred from other state				
17	agencies; local aids	PR-S	C	9,519,100	9,519,100
18	(kd) Aid for alcohol and other drug				
19	abuse programs	PR-S	A	1,518,600	1,518,600
20	(kg) Mentoring grants for initial				
21	educators	GPR	A	1,350,000	1,350,000
22	(m) Federal aids; local aid	PR-F	C	554,443,200	556,751,000
23	(s) School library aids	SEG	C	35,000,000	40,000,000

(2) PROGRAM TOTALS

GENERAL PURPOSE REVENUES

5,518,987,200

5,637,738,800

BILL

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
PROGRAM REVENUE			565,480,900	567,788,700
FEDERAL			(554,443,200)	(556,751,000)
SERVICE			(11,037,700)	(11,037,700)
SEGREGATED FUNDS			35,000,000	40,000,000
OTHER			(35,000,000)	(40,000,000)
TOTAL-ALL SOURCES			6,084,468,100	6,205,527,500

(schedule)

1 **SECTION 2.** 20.005 (3) of the statutes, as it affects 20.835 (1) (db) of the statutes,
2 is repealed and recreated to read:

Change component to action: ch 20

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
20.835 Shared revenue and tax relief				

4 (1) SHARED REVENUE PAYMENTS
5 (db) County and municipal aid account GPR S 854,703,200 854,703,200

6 **SECTION 3.** 20.255 (2) (dn) of the statutes is created to read:
7 20.255 (2) (dn) *School safety grants.* The amounts in the schedule for grants
8 to school districts under s. 115.28 (44).

9 **SECTION 4.** 79.14 of the statutes is amended to read:

10 **79.14 School levy tax credit.** The appropriation under s. 20.835 (3) (b) is
11 \$319,305,000 in 1994, 1995, and 1996; \$469,305,000 beginning in 1997 and ending
12 in 2006; and \$593,050,000 beginning in 2007 and ending in 2008; and \$793,050,000
13 in each year thereafter.

14 **SECTION 5.** 115.28 (44) of the statutes is created to read:

15 115.28 (44) **SCHOOL SAFETY GRANTS.** From the appropriation under s. 20.255 (2)
16 (dn), annually award grants to reimburse school districts for costs allowable under
17 the federal Safe and Drug-Free Schools and Communities Act, 20 USC 7101 to 7165,
18 but not paid under that act. If the appropriation under s. 20.255 (2) (dn) in any fiscal

BILL

SECTION 5

1 year is insufficient to pay all claims under this subsection, the funds shall be
2 prorated among the school districts entitled to the funds.

3 **SECTION 6.** 121.58 (2) (a) 4. of the statutes is amended to read:

4 121.58 (2) (a) 4. For each pupil so transported whose residence is more than
5 12 miles from the school attended, \$150 ~~\$180~~ per school year in the 2005-06 2006-07
6 school year and ~~\$180~~ \$220 per school year thereafter.

7 **SECTION 7.** 121.905 (1) of the statutes is amended to read:

8 121.905 (1) In this section, "revenue ceiling" means \$8,100 \$8,700 in the
9 ~~2005-06~~ 2007-08 school year and ~~\$8,400~~ \$9,000 in any subsequent school year.

10 (END)

69 →

use component
action: ch 20

2-1

(schedule)

→ (P) SEC. #. RC, W. 005 (3) of the statutes,
as it affects W. 255 (1)(b) of the statutes,

(P)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
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W. 255 Public instruction,
department of

(1) EDUCATIONAL LEADERSHIP

do not add periods after these abbreviations

(b) Gen ← pgm ← ops: program
for the deaf and center
for the blind

GPR	A	1,478,400	1,485,900
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LPS: format
this table like
the other tables
in this bill -
it will probably
be easiest to
copy/paste
the table from
section 2 of the
bill and replace the
contents of that table
with the table shown here.

DOA:.....Fath, BB0102 - Declining enrollment revenue limit exceptions
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

4. Currently, if a school district's enrollment is declining, its revenue limit is increased by the amount of additional revenue that would have been calculated had the decline in enrollment been 25 percent of what it was. This bill increases the district's revenue limit by the additional amount that would have been calculated had there been no decline in enrollment.

5. The bill also provides that if a school district's revenue limit, after consideration of the per pupil adjustment and low revenue ceiling but before any other adjustments, is less than the district's base revenue from the previous school year, the district's initial revenue limit would be set at the prior year's base revenue.

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:

2 SECTION 1. 121.91 (2m) (e) (intro.) of the statutes is amended to read:

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1 121.91 (2m) (e) (intro.) Except as provided in subs. (3) and (4), and (8), no
2 school district may increase its revenues for the 1999–2000 school year or for any
3 school year thereafter to an amount that exceeds the amount calculated as follows:

4 **SECTION 2.** 121.91 (4) (f) 1. of the statutes is amended to read:

5 121.91 (4) (f) 1. Except as provided in subd. 1m., for the 1999–2000 2007–08
6 school year or any school year thereafter, if the average of the number of pupils
7 enrolled in the current and the 2 preceding school years is less than the average of
8 the number of pupils enrolled in the 3 previous school years, the limit otherwise
9 applicable under sub. (2m) (e) is increased by the additional amount that would have
10 been calculated had the there been no decline in average enrollment ~~been 25% of~~
11 ~~what it was.~~

12 **SECTION 3.** 121.91 (4) (f) 1m. b. of the statutes is amended to read:

13 121.91 (4) (f) 1m. b. For the school year beginning on the first July 1 following
14 the effective date of the school district reorganization, if the number of pupils
15 enrolled in that school year is less than the number of pupils enrolled in the previous
16 school year, the limit otherwise applicable under sub. (2m) (e) is increased by the
17 additional amount that would have been calculated had the there been no decline in
18 enrollment ~~been 25 percent of what it was.~~

19 **SECTION 4.** 121.91 (4) (f) 1m. c. of the statutes is amended to read:

20 121.91 (4) (f) 1m. c. For the school year beginning on the 2nd July 1 following
21 the effective date of the school district reorganization, if the average of the number
22 of pupils enrolled in that school year and the previous school year is less than the
23 average of the number of pupils enrolled in the 2 previous school years, the limit
24 otherwise applicable under sub. (2m) (e) is increased by the additional amount that

1 would have been calculated had the there been no decline in average enrollment been
2 25-percent of what it was.

3 **SECTION 5.** 121.91 (8) of the statutes is created to read:

4 121.91 (8) If a school district's initial revenue limit for the current school year,
5 as calculated under s. 121.905 or sub. (2m) (e), whichever is appropriate, before
6 making any adjustments under sub. (3) or (4), is less than the amount determined
7 by multiplying the amount under sub. (2m) (e) 1. by the average of the number of
8 pupils enrolled in the 3 preceding school years, the school district's initial revenue
9 limit for the current school year, before making any adjustments under sub. (3) or (4),
10 is the amount determined by multiplying the amount under sub. (2m) (e) 1. by the
11 average of the number of pupils enrolled in the 3 preceding school years.

12 **SECTION 9337. Initial applicability; Public Instruction.**

13 (1) REVENUE LIMIT; DECLINING ENROLLMENT. The treatment of section 121.91 (2m)
14 (e) (intro.), (4) (f) 1. and 1m. b. and c., and (8) of the statutes first applies to the
15 calculation of a school district's revenue limit for the 2007–08 school year.

16 (END)

Any additional revenue received by a school district as a result of this subsection shall not be included in the base for determining the school district's limit under sub. (2m) for the following school year.

9/11/07

TC from Dave Leppow, LRB ✓

add to relating clause :

state finances & approp ...
during the 2007-09 biennium

Wednesday
am

Stays

DN

2007 BILL

SAW
x-reg

regen

1 AN ACT *to amend* 79.14, 121.58 (2) (a) 4., 121.905 (1), 121.91 (2m) (e) (intro.),
 2 121.91 (4) (f) 1., 121.91 (4) (f) 1m. b. and 121.91 (4) (f) 1m. c.; and *to create*
 3 20.255 (2) (dn), 115.28 (44) and 121.91 (8) of the statutes; **relating to:**
 4 *state finances and* appropriations for state school aids, *for the 2007-09 fiscal biennium* school district revenue limits, school safety
 5 grants, the pupil transportation reimbursement rate, county and municipal
 6 aid, the school levy property tax credit, and making appropriations.

Analysis by the Legislative Reference Bureau

EDUCATION

This bill repeals and recreates the appropriation schedule in chapter 20 of the statutes as it relates to s. 20.255 (1) (b) and (2), stats., thereby setting the appropriation levels for school aids for the 2007-09 fiscal biennium.

The bill also makes the following changes in the laws relating to primary and secondary education:

1. Current law limits the amount that each school district can increase per pupil revenue over the per pupil revenue of the prior school year. The limit does not apply to school districts in which the amount of per pupil revenue is less than a statutory revenue ceiling, currently set at \$8,400. This bill increases the per pupil revenue ceiling to \$8,700 for the 2007-08 school year and to \$9,000 for any subsequent school year.

the school breakfast reimbursement rate,

BILL

2. This bill increases the annual reimbursement rate for school districts that transport pupils more than 12 miles to school from \$180 per pupil so transported to \$220 per pupil so transported.

3. This bill authorizes the State Superintendent of Public Instruction to make grants to reimburse school districts for costs allowable under the federal Safe and Drug-Free Schools and Communities Act but not paid under that act. If funds in any fiscal year are insufficient to pay all claims, the funds are prorated among eligible school districts.

4. Currently, if a school district's enrollment is declining, its revenue limit is increased by the amount of additional revenue that would have been calculated had the decline in enrollment been 25 percent of what it was. This bill increases the district's revenue limit by the additional amount that would have been calculated had there been no decline in enrollment.

5. The bill provides that if a school district's revenue limit, after consideration of the per pupil adjustment and low revenue ceiling but before any other adjustments, is less than the district's base revenue from the previous school year, the district's initial revenue limit would be set at the prior year's base revenue.

SHARED REVENUE

The bill repeals and recreates the appropriation schedule in chapter 20 of the statutes as it relates to s. 20.835 (1) (db), stats., thereby setting the appropriation levels for county and municipal aid payments for the 2007-09 fiscal biennium.

SCHOOL LEVY TAX CREDIT

Under current law, the total amount of the school levy property tax credit that is distributed each year to municipalities, and ultimately to taxpayers, is \$593,050,000. Under the bill, the total amount of the school levy property tax credit that is distributed to municipalities in 2009 and in each year thereafter is \$793,050,000.

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. 20.005 (3) (schedule) of the statutes, as it affects 20.255 (1) (b) of
2 the statutes, is repealed and recreated to read:

INS
2A

BILL

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
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1 **20.255 Public instruction, department of**

2 (1) EDUCATIONAL LEADERSHIP

3 (b) Gen pgm ops: program for the deaf

4 and center for the blind GPR A 11,478,400 11,485,900

5 **SECTION 2.** 20.005 (3) (schedule) of the statutes, as it affects 20.255 (2) of the
6 statutes, is repealed and recreated to read:

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
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7 **20.255 Public instruction, department of**

8 (2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING

9 (ac) General equalization aids GPR A 4,802,065,100 4,878,821,100

10 (ad) Supplemental aid GPR A 125,000 125,000

11 (b) Aids for special education and

12 school age parents programs GPR A 350,192,500 368,939,100

13 (bc) Aid for children-at-risk programs GPR A 3,500,000 3,500,000

14 (bd) Additional special education aid GPR A 3,500,000 3,500,000

15 (bh) Aid to county children with

16 disabilities education boards GPR A 4,214,800 4,214,800

17 (cc) Bilingual-bicultural education aids GPR A 9,890,400 9,890,400

18 (ce) English for Southeast Asian

19 children GPR A 100,000 100,000

20 (cf) Alternative education grants GPR A 5,000,000 5,000,000

21 (cg) Tuition payments; full-time open

22 enrollment transfer payments GPR A 9,491,000 9,491,000

BILL

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(cm) Reimbursement for school				
2	breakfast programs	GPR	C	1,055,400 2,513,500	1,055,400 2,890,600
3	(cn) Aids for school lunches and				
4	nutritional improvement	GPR	A	4,371,100	4,371,100
5	(cp) Wisconsin school day milk program	GPR	A	710,600	710,600
6	(cr) Aid for pupil transportation	GPR	A	27,292,500	27,292,500
7	(cs) Aid for debt service	GPR	A	150,000	150,000
8	(cu) Achievement guarantee contracts	GPR	A	111,984,100	111,984,100
9	(cw) Aid for transportation; youth				
10	options program	GPR	A	20,000	20,000
11	(cy) Aid for transportation; open				
12	enrollment	GPR	A	500,000	500,000
13	(dm) Grants for alcohol & other drug				
14	abuse prevention & intervention				
15	programs	GPR	A	4,520,000	4,520,000
16	(dn) School safety grants	GPR	A	-0-	10,000,000
17	(do) Grants for preschool to grade 5				
18	programs	GPR	A	7,353,700	7,353,700
19	(eh) Head start supplement	GPR	A	7,212,500	7,212,500
20	(ep) Second Chance partnership	GPR	S	147,500	147,500
21	(fg) Aid for cooperative educational				
22	service agencies	GPR	A	300,000	300,000
23	(fk) Grant program for peer review and				
24	mentoring	GPR	A	500,000	500,000

BILL

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(fm) Charter schools	GPR	S	44,179,000	48,804,000
2	(fu) Milwaukee parental choice program	GPR	S	118,980,000	127,604,000
3	(fw) Grants for advanced placement				
4	courses	GPR	A	100,000	100,000
5	(fy) Grants to support gifted and				
6	talented pupils	GPR	A	182,000	182,000
7	(k) Funds transferred from other state				
8	agencies; local aids	PR-S	C	9,519,100	9,519,100
9	(kd) Aid for alcohol and other drug				
10	abuse programs	PR-S	A	1,518,600	1,518,600
11	(kg) Mentoring grants for initial				
12	educators	GPR	A	1,350,000	1,350,000
13	(m) Federal aids; local aid	PR-F	C	554,443,200	556,751,000
14	(s) School library aids	SEG	C	35,000,000	40,000,000

	(2) PROGRAM TOTALS	20,445,300	9,514,000
GENERAL PURPOSE REVENUES	5,518,987,200	5,637,738,800	
PROGRAM REVENUE	565,480,900	567,788,700	
FEDERAL SERVICE	(554,443,200)	(556,751,000)	
SEGREGATED FUNDS	35,000,000	40,000,000	
OTHER	(35,000,000)	(40,000,000)	
TOTAL-ALL SOURCES	6,084,468,100	6,205,527,500	

15 **SECTION 3.** 20.005 (3) (schedule) of the statutes, as it affects 20.835 (1) (db) of
 16 the statutes, is repealed and recreated to read:

6,085,926,200

6,207,362,700

5,639,574,000

BILL

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
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1 **20.835 Shared revenue and tax relief**

2 (1) SHARED REVENUE PAYMENTS

3 (db) County and municipal aid account GPR S 854,703,200 854,703,200

4 **SECTION 4.** 20.255 (2) (dn) of the statutes is created to read:5 20.255 (2) (dn) *School safety grants.* The amounts in the schedule for grants
6 to school districts under s. 115.28 (44).7 **SECTION 5.** 79.14 of the statutes is amended to read:8 **79.14 School levy tax credit.** The appropriation under s. 20.835 (3) (b) is
9 \$319,305,000 in 1994, 1995, and 1996; \$469,305,000 beginning in 1997 and ending
10 in 2006; and \$593,050,000 beginning in 2007 and ending in 2008; and \$793,050,000
11 in each year thereafter.12 **SECTION 6.** 115.28 (44) of the statutes is created to read:13 115.28 (44) SCHOOL SAFETY GRANTS. From the appropriation under s. 20.255 (2)
14 (dn), annually award grants to reimburse school districts for costs allowable under
15 the federal Safe and Drug-Free Schools and Communities Act, 20 USC 7101 to 7165,
16 but not paid under that act. If the appropriation under s. 20.255 (2) (dn) in any fiscal
17 year is insufficient to pay all claims under this subsection, the funds shall be
18 prorated among the school districts entitled to the funds.19 **SECTION 7.** 121.58 (2) (a) 4. of the statutes is amended to read:20 121.58 (2) (a) 4. For each pupil so transported whose residence is more than
21 12 miles from the school attended, \$150 \$180 per school year in the 2005-06 2006-07
22 school year and \$180 \$220 per school year thereafter.23 **SECTION 8.** 121.905 (1) of the statutes is amended to read:

6-18 →

BILL

1 121.905 (1) In this section, "revenue ceiling" means ~~\$8,100~~ \$8,700 in the
2 ~~2005-06~~ 2007-08 school year and ~~\$8,400~~ \$9,000 in any subsequent school year.

3 **SECTION 9.** 121.91 (2m) (e) (intro.) of the statutes is amended to read:

4 121.91 (2m) (e) (intro.) Except as provided in subs. (3) and, (4), and (8), no
5 school district may increase its revenues for the 1999-2000 school year or for any
6 school year thereafter to an amount that exceeds the amount calculated as follows:

7 **SECTION 10.** 121.91 (4) (f) 1. of the statutes is amended to read:

8 121.91 (4) (f) 1. Except as provided in subd. 1m., for the ~~1999-2000~~ 2007-08
9 school year or any school year thereafter, if the average of the number of pupils
10 enrolled in the current and the 2 preceding school years is less than the average of
11 the number of pupils enrolled in the 3 previous school years, the limit otherwise
12 applicable under sub. (2m) (e) is increased by the additional amount that would have
13 been calculated had ~~the~~ there been no decline in average enrollment been 25% of
14 what it was.

15 **SECTION 11.** 121.91 (4) (f) 1m. b. of the statutes is amended to read:

16 121.91 (4) (f) 1m. b. For the school year beginning on the first July 1 following
17 the effective date of the school district reorganization, if the number of pupils
18 enrolled in that school year is less than the number of pupils enrolled in the previous
19 school year, the limit otherwise applicable under sub. (2m) (e) is increased by the
20 additional amount that would have been calculated had ~~the~~ there been no decline in
21 enrollment ~~been 25 percent of what it was.~~

22 **SECTION 12.** 121.91 (4) (f) 1m. c. of the statutes is amended to read:

23 121.91 (4) (f) 1m. c. For the school year beginning on the 2nd July 1 following
24 the effective date of the school district reorganization, if the average of the number
25 of pupils enrolled in that school year and the previous school year is less than the

BILL**SECTION 12**

1 average of the number of pupils enrolled in the 2 previous school years, the limit
2 otherwise applicable under sub. (2m) (e) is increased by the additional amount that
3 would have been calculated had ~~the~~ there been no decline in average enrollment ~~been~~
4 ~~25 percent of what it was.~~

5 **SECTION 13.** 121.91 (8) of the statutes is created to read:

6 121.91 (8) If a school district's initial revenue limit for the current school year,
7 as calculated under s. 121.905 or sub. (2m) (e), whichever is appropriate, before
8 making any adjustments under sub. (3) or (4), is less than the amount determined
9 by multiplying the amount under sub. (2m) (e) 1. by the average of the number of
10 pupils enrolled in the 3 preceding school years, the school district's initial revenue
11 limit for the current school year, before making any adjustments under sub. (3) or (4),
12 is the amount determined by multiplying the amount under sub. (2m) (e) 1. by the
13 average of the number of pupils enrolled in the 3 preceding school years. Any
14 additional revenue received by a school district as a result of this subsection shall not
15 be included in the base for determining the school district's limit under sub. (2m) for
16 the following school year.

17 **SECTION 9337. Initial applicability; Public Instruction.**

18 (1) REVENUE LIMIT; DECLINING ENROLLMENT. The treatment of section 121.91 (2m)
19 (e) (intro.), (4) (f) 1. and 1m. b. and c., and (8) of the statutes first applies to the
20 calculation of a school district's revenue limit for the 2007–08 school year.

21 (END)

D-note

2A

DOA:.....Fath, BB0106 - School breakfast reimbursement rate

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT ..., relating to: the budget.

Analysis by the Legislative Reference Bureau
EDUCATION

~~PRIMARY AND SECONDARY EDUCATION~~

6. Under current law, the state reimburses school boards and private schools 10 cents for each breakfast served under the School Breakfast Program. This bill raises the reimbursement rate to 15 cents.

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:

2 SECTION 1. 115.341 (1) of the statutes is amended to read:

3 115.341 (1) From the appropriation under s. 20.255 (2) (cm), the state
4 superintendent shall reimburse each school board ~~10~~ 15 cents for each breakfast
5 served at a school that meets the requirements of 7 CFR 220.8 or 220.8a, whichever

6-18:1

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6-18-2

1 is applicable, and shall reimburse each governing body of a private school 10 15 cents
2 for each breakfast served at the private school that meets the requirements of 7 CFR
3 220.8 or 220.8a, whichever is applicable.

4 **SECTION 9337. Initial applicability; Public Instruction.**

5 (1) SCHOOL BREAKFAST PROGRAMS. The treatment of section 115.341 (1) of the
6 statutes first applies to breakfasts served during the 2007-08 school year.

7 (END)

8-20

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2 for each breakfast served at the private school that meets the requirements of 7 CFR
3 220.8 or 220.8a, whichever is applicable.

4 **SECTION 9337. Initial applicability; Public Instruction.**

5 (#) (H) SCHOOL BREAKFAST PROGRAMS. The treatment of section 115.341 (1) of the
6 statutes first applies to breakfasts served during the 2007-08 school year.

7 (END)

(DN)

(9) At your request I added the phrase

"state finances ~~are~~ for the ²⁰⁰⁷⁻⁰⁹ 2007-09 fiscal

biennium" to the ^{bill's} relating clause. ^A phrase

similar to this

is often ~~associated~~ with ^{typically} used in the

relating clause of the executive budget bill.

Note that I ~~don't think~~ that I use of the phrase ^{in this bill may} not

serve
serve

to avoid

the requirement of s. 16.47(2), stats., which

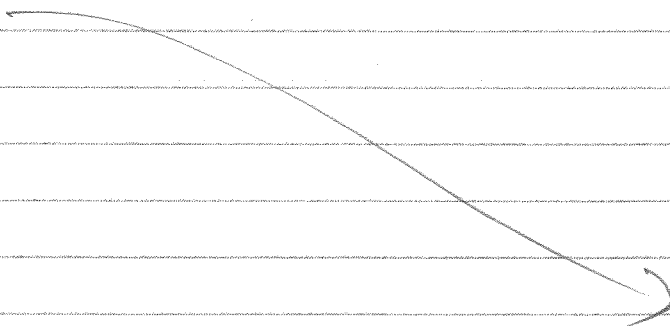
~~precludes~~ precludes

the passage in either house of certain fiscal bills before enactment of the budget bill.

When ^{16.47} s. 16.47, stats., is read in its entirety,

I think it becomes clear that the

"budget bill"



referred to in s. 16.47(2) ^{16.47(2), Stats.} is the "executive budget bill" referred to in s. 16.47(1) ^{16.47(1), Stats.} Moreover, if one could avoid the requirement in s. 16.47(2) ^{16.47(2)} by simply adding the phrase "state finances..." to the relating clause of an appropriation bill, the requirement would be meaningless. ~~That~~ ^{Presumably, that was not} ~~cannot be seen~~ the legislature's intent.

⑨ If you have questions or need more information, please let me know.

PG

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3126/3dn
PG:cjs:jf

September 12, 2007

At your request I added the phrase "state finances... for the 2007-09 fiscal biennium" to the bill's relating clause. A phrase similar to this is typically used in the relating clause of the executive budget bill. Note that use of the phrase in this bill may not serve to avoid the requirement of s. 16.47 (2), stats., which precludes the passage in either house of certain fiscal bills before enactment of the budget bill. When s. 16.47, stats., is read in its entirety, I think it becomes clear that the "budget bill" referred to in s. 16.47 (2), stats., is the "executive budget bill" referred to in s. 16.47 (1), stats. Moreover, if one could avoid the requirement in s. 16.47 (2), stats., by simply adding the phrase "state finances..." to the relating clause of an appropriation bill, the requirement would be meaningless. Presumably, that was not the legislature's intent.

If you have questions or need more information, please let me know.

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