

State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-3864 P1

PG/TKK: L... nwn

RUR/ inserts

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

11/24/09

Today if possible

INSERT RLR-ANALYSIS

SAV

Gen.

Milwaukee Public Schools

1 AN ACT ...; relating to: MPS changes and making an appropriation

Analysis by the Legislative Reference Bureau

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:

INSERT
1-2A
1-2B
1-2C
1-2D

2 SECTION 1. 119.16 (1c) of the statutes is created to read:
3 119.16 (1c) STANDARDS FOR LITERACY AND MATHEMATICS CURRICULA. The board
4 shall evaluate literacy and mathematics curricula employed in schools in the district,
5 and shall establish minimum standards for literacy and mathematics curricula.
6 SECTION 2. 119.16 (3m) of the statutes is created to read:
7 119.16 (3m) MASTER FACILITIES PLAN. (a) No later than December 1, 2010, the
8 board shall evaluate all school buildings in the school district operating under this
9 chapter according to the criteria established under par. (b), and shall develop a

****NOTED Do you want the board to undertake any regular or periodic review of these curricula?

1 master plan governing the use, repair, renovation, and demolition of buildings in the
 2 school district. The master plan shall include procedures for notifying the partnership for
 3 success committee, created under s. 119.11, in the event that the board determines
 4 that one or more school buildings will be closed or demolished and the pupils in those
 5 buildings reassigned to other buildings in the school district.

6 (b) The board shall establish criteria to evaluate the safety, structural integrity,
 7 utility, and costs of maintenance and repair of school buildings in the school district.
 8 Subject to the requirements under sub. (10), the criteria shall include consideration
 9 of the advantages and disadvantages of repairing versus demolishing older buildings
 10 having high maintenance or operating costs.

****NOTE: Do you want the board to work with any city or state agencies with
 expertise in engineering, construction, building maintenance, etc., to develop these
 criteria?

11 **SECTION 3.** 119.16 (9) of the statutes is created to read:

12 119.16 (9) FINANCIAL REPORTING; BUDGETING; ACCOUNTABILITY. (a) The board shall
 13 submit quarterly financial reports to all of the following:

- 14 1. The state superintendent.
- 15 2. The mayor.
- 16 3. The city comptroller.
- 17 4. The personnel and finance committee of the common council of the city.
- 18 5. The joint committee on finance.

****NOTE: It is our understanding that these financial reports would be public
 records subject to review without an explicit direction that they be made available for
 review upon request by any person. Is that incorrect?

19 (b) The board shall annually prepare a budget for each school in the school
 20 district operating under this chapter. The board shall require each school to submit
 21 annual financial reports to the board.

INSERT 2 - 11

****NOTE: The written instructions on page 5, item VI 2. directed me to "centralize individual school budgets." As drafted, the board will now prepare the budgets for all schools in the district. Your instructions also ask that individual school budgets be "submitted to the district?" What does that mean? ✓

1 (c) The board shall maintain a chief accountability office to ensure financial
2 accountability. ✓

3 SECTION 4. 119.16[^] (11) of the statutes is created to read:

4 119.16 (11) BOARD TRAINING. ✓ Each member of the board shall annually receive
5 professional training from a nationally recognized association of school boards. ✓

****NOTE: Do you want to specify how many hours or what type of training? May or must the board members travel or receive training via the web? ✓

6 SECTION 5. 119.16[^] (12) of the statutes is created to read:

7 119.16 (12) PROFESSIONAL DEVELOPMENT AND TRAINING. ✓ (a) The board shall
8 establish a professional development and training program for principals employed
9 by the board and may require a principal employed by the board to attend the
10 program. ✓

11 (b) The board shall require all staff and administrators employed by the board
12 to complete multicultural training. ✓

****NOTE: What do you mean by "staff"? Is this support staff only? Only persons who are licensed? Or all employees of the district? Must the training take place annually? Will the board be required to develop the program? Do you want to specify what "multicultural training" means? ✓

13 SECTION 6. 119.16[^] (13) of the statutes is created to read:

14 119.16 (13) PUBLIC TRANSPORTATION FOR MIDDLE SCHOOL PUPILS. ✓ The board shall
15 permit pupils enrolled in the ^{school} district operating under this chapter in the middle
16 school grades ✓ to be transported to and from school by a mass transit system, as
17 defined in s. 85.20 (1) (e). ✓ *Does MPS currently prohibit middle school pupils from riding a mass transit system?*

18 ****NOTE: Does this provision sufficiently address the problem raised on page 7 item IX 2. of the drafting instructions? ✓

SECTION 7. 119.16[^] (14) of the statutes is created to read:

**** NOTE: Is this a condition of employment subject to a collective bargaining agreement? ✓

✓
"energy efficient and green"

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119.16 (14) ALLOCATION OF BONDING AUTHORITY UNDER AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009. ✓ The board shall send a communication to the common council of the city regarding any unsecured bonding authority allocated to the board under sec. 2, division B, Title I, Subtitle F, Part III of P.L. 111-5, stating the amount of unsecured bonding authority allocated to the board under sec. 2, division B, Title I, Subtitle F, Part III of P.L. 111-5, and directing that the unsecured bonding authority be assigned to the department for reallocation as provided under this subsection. ✓ The ~~board shall require the~~ department ^{shall} reallocate the bonding authority under this subsection to school districts that meet the following criteria and shall collaborate with the ~~department~~ ^{board} regarding the reallocation of that bonding authority:

(a) At least 50 percent of the school district's membership in the previous school year was eligible for a free or reduced-price lunch under 42 USC 1758 (b). ✓ In this paragraph, "membership" has the meaning given in s. 121.004 (5). ✓

(b) 1. The school board has identified school ~~district~~ buildings requiring significant maintenance or improvements. ✓

2. The school board proposes cost-effective and technically feasible energy efficiency or green building improvements to the buildings identified in subd. 1. ✓

SECTION 8. 119.185 of the statutes is created to read:

119.185 School governance councils. (1) In this section, ✓ "parent" has the meaning given in s. 115.76 (12) (a). ✓

****NOTE: Proposed s. 119.185 is modelled on but differs from MPS Administrative Policy 9.11. Please review the section carefully to ensure that it accomplishes your intent. ✓

(2) The board shall ensure that each school in the school district operating under this chapter ✓ establishes a school governance council to provide a forum in

****NOTE: Must the communication required under this section occur by any particular date? That is, does the bonding authority expire?

INERT
4-19A
4-19B

1 which pupils enrolled in the school, the parents of pupils enrolled in the school,
2 teachers and administrators at the school, and members of the community may work
3 together to analyze and make recommendations for the improvement of school
4 policies, curricula, and educational plans at the school and the well-being of pupils
5 enrolled in the school. ✓

6 (3) (a) Members of a school governance council shall be elected in the manner
7 provided under sub. (4) (a). ✓ Except as provided in par. (b), ✓ the number of members
8 of a school governance council shall be determined by multiplying 0.01 by the number
9 of pupils enrolled in the school. ✓ Each council shall consist of the following members:

10 1. Parents of pupils enrolled in the school, except that no parent elected to the
11 council under this subdivision may be a paid employee of the school. ✓ At least 51% ✓ percent
12 of the members of a school governance council shall be elected under this subdivision. ✓

13 2. The principal of the school or his or her designee. ✓

14 3. If the school has pupils enrolled in the middle school, junior high school, or
15 high school grades, one pupil who is enrolled in the school in grade 6 or higher. ✓

16 4. At least one person who is employed at the school as a teacher or support
17 staff. ✓

18 5. At least one person who is a resident of the city and who does not qualify for
19 membership on the council under subs. 1. to 4. ✓

20 (b) 1. Subject to the requirement under par. (a) 1., ✓ if the number of members
21 determined under par. (a) ✓ is an even number, the membership of the council shall be
22 increased by one member in any one category. ✓

****NOTE: Who determines which membership category gets an additional
representative under this subdivision? ✓

23 2. No school governance council may have fewer than nine ✓ members. ✓

1 3. A school governance council may vote to increase the number of members on
2 the council, but the number of members on the council shall always be an odd
3 number.✓

4 (4) A ^{school governance} council may, on its own initiative or upon the written petition of a majority
5 of the teachers of the school for which the council is established, direct the principal
6 of the school to attend a professional development and training program established
7 under s. 119.16 (12).✓

8 (5) The board shall establish policies and procedures governing all of the
9 following:✓

10 (a) The nomination and election of initial members to a ^{school governance} council and for the
11 transfer of the nomination and election process to the council following the first
12 election.✓

13 (b) The manner of filling vacancies in the membership of the council that occur
14 prior to the expiration of a term.✓ The board shall permit the partnership for success
15 committee, created under s. 119.11,✓ to nominate individuals to fill vacancies on the
16 council.✓ An individual nominated by the partnership for success committee may fill
17 a vacancy only upon the approval of a majority of the members serving on the council.✓

18 (b) ^{e (c)} The terms of office of council members.✓

19 (c) ^{e (d)} The selection of officers.✓

20 (d) ^{e (e)} The location and frequency of meetings.✓

21 (e) ^{e (f)} The powers, duties, and responsibilities of councils and the powers and
22 duties of individual council members.✓

23 (f) ^{e (g)} The reimbursement of expenses incurred by council members in connection
24 with their powers and duties.✓

25 SECTION 9. (119.32) (8) of the statutes is created to read:

~~INSERT 6-25A~~
~~INSERT 6-25A~~
~~6-25A~~

Le - 25A (from p. 4)
Le - 25
Le - 25 B

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Ins 8-188
move
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p. 8

119.32 (8) The superintendent of schools may require a principal employed by the board to attend the professional development and training program established under s. 119.16 (12). ✓

SECTION 10. 119.76 of the statutes is created to read:

119.76 Pupil ACT testing. (1) Subject to sub. (2), the board shall provide each pupil enrolled in the 11th grade in the school district operating under this chapter with the opportunity to take the ACT test. ✓

(2) The board shall comply with all standards for administering the ACT test established by the ACT including providing reasonable accommodations for a pupil who is a child with a disability, as defined in s. 115.76 (5), if the pupil complies with the process for requesting accommodations and submits sufficient documentation of his or her disability. ✓

SECTION 11. 119.43 of the statutes is created to read:

119.43 Principal tenure; performance reviews. (1) (a) Except as provided in sub. (2), a principal of a school in a city of the 1st class shall be initially employed under a 3-year contract with the board and on probation. ✓ The superintendent of schools may recommend that the board renew the contract of a principal after the successful completion of a continuous 3-year contract term. ✓ After the successful completion of a (second)^{e 2nd} continuous 3-year contract term with the board, the superintendent of schools may recommend that the board make the employment of the principal permanent. ✓ The board may accept or reject the recommendation of the superintendent of schools. ✓ A principal for whom permanent employment is rejected may appeal the rejection to the board. ✓ department

****NOTE: This paragraph requires the principal to complete a continuous 3-year contract term. ✓ Was that your intent? If so, what happens to a principal who serves for, say, two years under a contract, takes a break, and then comes back? Does that principal

NOTE: This paragraph permits a principal to appeal a rejection of permanent employment to DP I. Okay?

start over at the beginning of the two three-year terms tenure clock under this paragraph, or may the principal resume the tenure clock as if there were no interruption?

****NOTE: How do you want to treat principals who are currently employed by the board but who do not have tenure under their existing contracts? Must they start their tenure clock from the beginning, with two three-year contracts, as provided in this paragraph (a)?

1 (b) No principal who has become permanently employed under this section may
2 be refused employment, dismissed, removed, or discharged, except for inefficiency
3 or immorality, for willful and persistent violation of reasonable regulations of the
4 board, or for other good cause, upon written charges based on fact proffered by the
5 board or other proper officer of the board or school in which the principal is employed.
6 Upon the principal's written request and no fewer than 10 nor more than 30 days
7 after receipt of notice by the principal, the charges shall be heard and determined by
8 the board. Hearings shall be public when requested by the principal and all
9 proceedings at the hearing shall be taken by a court reporter. All parties shall be
10 entitled to be represented by counsel at the hearing. The action of the board is final.

11 (2) A principal whose employment is permanent under an agreement entered
12 into before the effective date of this subsection ... [LRB inserts date], between the
13 board and an organization that is not a labor organization, as defined in s. 111.70 (1)
14 (h), shall retain all of the rights and privileges of permanent employment obtained
15 under that agreement.

INSERT 8-18A

16 Ins 8-18B (3) A principal who is under a 3-year contract with the board is subject to
17 annual performance reviews.

SECTION 12. 119.76 of the statutes is created to read:

18 **119.76 Promise neighborhoods.** (1) The board shall work with the common
19 council of the city community agencies, public agencies, and nonprofit charitable
20 organizations to plan for the establishment of promise neighborhoods in the city in
21

1 which the following services would be integrated and provided to residents of the
2 neighborhoods:✓

****NOTE: Is it your intent that the following services would be provided to residents
of the neighborhood at no charge?✓

- 3 (a) Counselling and training for new parents.✓
- 4 (b) Early childhood education.✓
- 5 (c) High-quality child care.✓
- 6 (d) After-school programming involving children and parents.✓
- 7 (e) Crime-prevention support programs.✓
- 8 (f) Youth job training and internship opportunities.✓
- 9 (g) Local community health centers.✓
- 10 (g) Financial counseling.✓
- 11 (i) Increased broadband internet access for low-income community members
- 12 who lack ^{such} access.✓

*this is
Ins*

13 6-25 SECTION 13. 119.31 of the statutes is created to read:

14 **119.31 Achievement guarantee contracts for 9th grade pupils.** (1) If the
15 board determines that state or federal aid is available, any school in the city that
16 enrolls 9th grade pupils is eligible to participate in the program under this section.✓
17 The board shall give priority for funding to schools with the lowest graduation rates.✓

18 (2) An achievement guarantee contract shall require the board to do all of the
19 following in each participating school:

20 (a) Reduce each 9th grade class size to 15. In this paragraph, "class" refers to
21 a core curriculum course, as determined by the board.✓

22 (b) Keep the school open every day from early in the morning until late in the
23 day, as specified in the contract.✓

*Ins 6-25
continues
↓*

Ins 6-25 cont'd

1 (c) Collaborate with community organizations to make educational and
2 recreational opportunities, as well as a variety of community and social services,
3 available in the school to all residents in the school's attendance area. ✓

4 (d) 1. Provide a rigorous academic curriculum designed to improve pupil
5 academic achievement. ✓

6 2. In consultation with the department and with the participation of the
7 school's teachers and administrators and residents in the school's attendance area,
8 review the school's current 9th grade curriculum to determine how well it promotes
9 9th grade pupil academic achievement. ✓

10 3. If necessary, outline any changes to the curriculum to improve 9th grade
11 pupil academic achievement. ✓

12 (e) 1. Develop a one-year program for all newly hired employees that helps
13 them make the transition from their previous employment or school to their current
14 employment. ✓

15 2. Provide time for employees to collaborate and plan. ✓

16 3. Require that each teacher and administrator submit to the board a
17 professional development plan that focuses on how the individual will help improve
18 9th grade pupil academic achievement. ✓ The plan shall include a method by which
19 the individual will receive evaluations on the success of his or her efforts from a
20 variety of sources. ✓

21 4. Regularly review staff development plans to determine if they are effective
22 in helping to improve 9th grade pupil academic achievement. ✓

23 5. Establish an evaluation process for professional staff members that does all
24 of the following:

25 a. Identifies individual strengths and weaknesses. ✓

Ins 6-25
continues



Ins 6-25 cont'd

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b. Clearly describes areas in need of improvement. ✓

2

c. Includes a ~~support~~ plan that provides opportunities to learn and improve. ✓

3

d. Systematically documents performance in accordance with the ^{support} plan. ✓

4

e. Allows professional staff members to comment on and contribute to revisions

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in the evaluation process. ✓

6

f. Provides for the dismissal of professional staff members whose failure to

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learn and improve has been documented over a 2-year period. ✓

8

(3) Each achievement guarantee contract shall include all of the following:

9

(a) A description of how the school will implement each of the elements under

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sub. (2), including any alternative class configurations for specific educational

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activities that may be used to meet the class size requirement under sub. (2). (a) ✓

12

(b) A description of the method that the board will use to evaluate the academic

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achievement of the 9th grade pupils enrolled in the school. ✓

14

(c) A description of the school's performance objectives for the academic

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achievement of the 9th grade pupils enrolled in the school and the means that will

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be used to evaluate success in attaining the objectives. Performance objectives shall

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include all of the following:

18

1. The attainment of any educational goals adopted by the board. ✓

19

2. Professional development with the objective of improving pupil academic

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achievement. ✓

21

3. Methods by which the school involves pupils, parents or guardians of pupils,

22

and other residents of the school attendance area in decisions affecting the school. ✓

23

(d) A description of any statute or rule that is waived under s. 118.38 if the

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waiver is related to the contract. ✓

6-25 continues



1 (e) A description of the means by which the department will monitor
2 compliance with the terms of the contract. ✓

3 SECTION 14. 119.315 of the statutes is created to read:

4 119.315 Science, technology, engineering, and mathematics pilot
5 programs for pupils in grades ^{e to} **(K through 5)**. If the board determines that state
6 or federal aid is available, any school in the city that enrolls pupils in grades
7 kindergarten to 5 is eligible to apply to the board for funding to participate in a pilot
8 program designed to develop innovative instructional programs in science,
9 technology, engineering, and mathematics; support pupils who are typically
10 under-represented in these subjects; and increase the academic achievement of
11 pupils in those subjects. ✓ *End of Ins 6-25*

12 SECTION 15. 119.317 of the statutes is created to read:

13 **(119.31)** ^{e 119.317} Standards for literacy and mathematics curricula. The board
14 shall evaluate literacy and mathematics curricula employed in schools in the ^{school} district,
15 and shall establish minimum standards for literacy and mathematics curricula.

16 SECTION 16. Nonstatutory provisions.

17 (1) No later than 365 days after the effective date of this ^{g subsection} **section**.... [LRB inserts
18 date], the partnership for success committee, created under section 119.11 of the
19 statutes, ^{as created by this act} shall communicate in writing with the federal office of urban affairs to
20 identify sources of federal funding for establishing a pilot promise neighborhood. ✓

21 (END)

INSERT 12-21 A
INSERT 12-21 B

*Under section
119.077 of the
statutes, as
created by this
act ✓*

2005

New insert schedule

LRB -3864 / P1

File With Statute 20.005 (3) Schedule

PG : nwn :

\$\$\$ SCHEDULE

In the component bar:

For the action phrase, execute: create -> action: -> ch20

For the table layout, execute: create -> <Table> -> \$sched

SECTION #. 20.005 (3) (schedule) of the statutes: at the appropriate place,

insert the following amounts for the purposes indicated:

2009-10

2010-11

INDIVIDUALS

~~2005-06~~

~~2006-07~~

20. 255 Public instruction
..... department of)
.....)

(3) ADULT LIBRARIES, ORGANIZATIONS
..... AND ORGANIZATIONS.....

(cm) Transition campus
partnership
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OPR A -0- -0-

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LRS schedule



SEC.

INSERT 1-2A

CR.

^

W. 255(3)(cm)

W. 255(3)(cm) Transition campus partnership.

The amounts in the schedule for a grant to a local civic organization or nonprofit corporation that has partnered with a transition campus under s. 119.16(16) to provide comprehensive services to pupils attending the transition campus.

End of 1-2A

2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3864/rrins
RLR:.....

INSERT RLR - ANALYSIS

(DPI)

Under current law, the Department of Health Services (DHS) administers the Medical Assistance (MA) program to provide health care services to MA recipients, who are, generally, low-income, elderly, or disabled persons and who meet other specific eligibility requirements. The federal government reimburses DHS a portion of the cost of services provided under MA. If a school district, cooperative educational service agency (CESA), or the Department of Public Instruction, on behalf of the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing, provides and pays for school medical services, and DHS receives federal MA reimbursement for the services, DHS reimburses the school district, CESA, or DPI 60 percent of the federal reimbursement.

This bill provides that if DHS receives more federal reimbursement under MA for school medical services provided in a biennium than it received for services provided in the previous biennium, DHS must distribute all of the difference to school districts and CESAs that provided school medical services that were reimbursed under MA.

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

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INSERT 1-2B

SECTION 1. 49.45 (39) (b) 1. of the statutes is amended to read:

49.45 (39) (b) 1. 'Payment for school medical services.' If a school district or a cooperative educational service agency elects to provide school medical services and meets all requirements under par. (c), the department shall reimburse the school district or the cooperative educational service agency for ~~60%~~ 60 percent of the federal share of allowable charges for the school medical services that it provides, plus any applicable amount under subd. 3., and, as specified in subd. 2., for allowable administrative costs. If the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing elects to provide school medical services and meets all requirements under par. (c), the department shall reimburse the department of public instruction for ~~60%~~ 60 percent of the federal share of allowable charges for the school medical services that the Wisconsin

1 Center for the Blind and Visually Impaired or the Wisconsin Educational Services
2 Program for the Deaf and Hard of Hearing provides and, as specified in subd. 2., for
3 allowable administrative costs. A school district, cooperative educational service
4 agency, the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin
5 Educational Services Program for the Deaf and Hard of Hearing may submit, and
6 the department shall allow, claims for common carrier transportation costs as a
7 school medical service unless the department receives notice from the federal health
8 care financing administration that, under a change in federal policy, the claims are
9 not allowed. If the department receives the notice, a school district, cooperative
10 educational service agency, the Wisconsin Center for the Blind and Visually
11 Impaired, or the Wisconsin Educational Services Program for the Deaf and Hard of
12 Hearing may submit, and the department shall allow, unreimbursed claims for
13 common carrier transportation costs incurred before the date of the change in federal
14 policy. The department shall promulgate rules establishing a methodology for
15 making reimbursements under this paragraph. All other expenses for the school
16 medical services provided by a school district or a cooperative educational service
17 agency shall be paid for by the school district or the cooperative educational service
18 agency with funds received from state or local taxes. The school district, the
19 Wisconsin Center for the Blind and Visually Impaired, the Wisconsin Educational
20 Services Program for the Deaf and Hard of Hearing, or the cooperative educational
21 service agency shall comply with all requirements of the federal department of
22 health and human services for receiving federal financial participation.✓

History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252, 293; 1999 a. 9, 63, 103, 180, 185; 2001 a. 13, 16, 35, 38, 57, 67, 104, 109; 2003 a. 33, 318, 321; 2005 a. 22; 2005 a. 25 ss. 1120 to 1149f, 2503 to 2510; 2005 a. 107, 165, 253, 254, 264, 301, 340, 386, 441; 2007 a. 20 ss. 1513 to 1559h, 9121 (6) (a); 2007 a. 90, 97, 104, 141, 153; 2009 a. 2, 28.

1 [✓] [^]
SECTION 2. 49.45 (39) (b) 3. of the statutes is created to read:

2 49.45 (39) (b) 3. 'Additional payments.' If the federal share of allowable charges ✓
3 for school medical services ✓ provided in a biennium exceeds the federal share of
4 allowable charges for school medical services provided in the previous biennium, the
5 department shall reimburse schools ✓ districts and cooperative educational service
6 agencies all of the difference. ✓ The department shall allocate any reimbursement
7 under this subdivision ✓ among school districts and cooperative educational service
8 agencies in proportion to the total reimbursement that each school district and
9 cooperative educational service agency received under subd. 1 ✓ in the previous
10 biennium. ✓

INERT 12-21B

11 **SECTION 3. Effective date.**

12 (1) MEDICAL ASSISTANCE REIMBURSEMENT FOR SCHOOL MEDICAL SERVICES. The
13 treatment of section 49.45 (39) (b) 1 ✓ and 3 ✓ of the statutes takes effect on July 1, 2011. ✓
14

SEC.

CR: 77.10(5)

77.10 (5) ^(B) If the sales and use tax ^{rate} imposed in the city of Milwaukee is increase for transit purposes ^{for public transit} the fare for a pupil who attends public school in the city ~~any~~ shall be at least one-third less than the ^{adult} regular fare. ~~fare~~

End of 1-2C

INSERT 1-2D JA

SEC. CR; 119.11

ⓑ

119.11 Partnership for success committee. ✓

ⓑ → (1) There is established a partnership

for success committee. The committee shall
 consist of the mayor ~~of the city~~ ^{members of the} the common
 council, the members of the board, and the
 superintendent of schools. The ^{mayor} mayor and the
 president of the board shall serve as cochairpersons
 of the committee. ✓

The committee shall ^{meet} meet
 quarterly and may meet at other times on the
 call of the cochairpersons. ✓

ⓑ

(2) The committee shall foster
 collaboration between the ^{school} district and the city. ✓

The committee shall ^{seek} seek grants for education
 purposes. ✓

ⓑ

(3) The common council and the board

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

shall each pay one-half of the
committee's costs. ✓

End of 1-2D

INSERT 2-11

Beginning in the 2010-11
school year,

SEC. CR. 119.16 (7)

119.16 (7) ^(B) PARENT INVOLVEMENT COMMITTEE ^(C). The

board shall establish a parent involvement
committee to handle parent issues and

complaints and to foster parental involvement in
the schools. ✓

End of 2-11

INSERT 4-19A

SEC. CR. 119.16 (15) ^{VA}

119.16 (15) ^B PARENT SURVEY ^{C3}. Annually, the

board shall conduct a survey of parents

of pupils enrolled in the school district

operating under this chapter

and use the results of the survey to

develop or ^{modify} modify parent involvement and

school improvement plans. The board shall

provide the results of the survey to the

partnership for ^{success} success committee under

s. 119.11 and the parent involvement

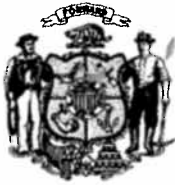
committee under sub. (7).

INERT 4-19B

^{JA}
 SEC. CR. 119.16 (16)
 119.16 (16) ^(B) TRANSITION ^(C) CAMPUSES.

(A) Beginning in the 2011-12 school year, the board shall designate at least 2 schools as transition campuses and provide for the assignment of disruptive pupils to a transition campus. The transition campuses shall provide the pupils with additional services and academic assistance ^{in order} to address their problems and facilitate their return to their previous schools. The board shall seek ^{to establish} partnerships ^{between the transition campuses} and local civic or nonprofit organizations ^{in order} to provide comprehensive services to pupils attending a transition campus for the purpose of improving their ^{stability, education, health, and economic opportunities.}

***NOTE: Do you want to ~~more~~ specify the grades or ages of pupils who may be assigned to a transition campus



LIBERTY

INSERT 6-25A

State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-3110/P1
TKK:kjf:rs

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 AN ACT *to renumber* 119.23 (11); and *to create* 119.23 (11) (b) of the statutes;
2 **relating to:** requiring a survey of parents of pupils enrolled in the Milwaukee
3 Parental Choice Program and a report on the impact of changes made to that
4 program by 2009 Wisconsin Act 28, the 2009-11 biennial budget act.

Analysis by the Legislative Reference Bureau

Under the Milwaukee Parental Choice Program (MPCP), the state pays for certain pupils to attend private schools located in the city of Milwaukee. 2009 Wisconsin Act 28, the 2009-11 biennial budget act, made a number of changes to the MPCP, including requirements related to the qualifications of teachers employed by, the disclosure of information related to, and the accreditation of private schools participating in, the MPCP.

This bill requires the Department of Public Instruction (DPI) to work together with the board of directors of the Milwaukee Public Schools (MPS) to prepare a survey. The survey is to be administered beginning in the 2010-11 school year to the parents of pupils enrolled in either a private school participating in the MPCP or a public school in MPS when the parent withdraws the child from the private school to enroll the child in MPS, or vice versa. The survey must include questions related to the decision to enroll the child in the alternative educational system. DPI must annually submit the results of the survey to the Joint Committee on Finance and to the chairpersons of the appropriate legislative committees of the legislature.

The bill also requires DPI and MPS to work together to prepare, by January 15, 2010, a report describing how MPS will accommodate any additional students who

enroll in MPS from the MPCP as a result of the changes made to the MPCP by 2009 Wisconsin Act 28.

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

1 SECTION 1. 119.23[✓] (11) of the statutes is renumbered 119.23 (11) (a).

2 SECTION 2. 119.23[✓] (11) (b) of the statutes is created to read:

3 119.23 (11) (b) 1. The department and the board shall jointly develop a survey
4 to be administered^{taken by} to a parent who moves his or her child from a private school
5 participating in the program under this section to a public school in the city or from
6 a public school in the city to a private school participating in the program under this
7 section. The survey shall include questions related to the decision of the parent to
8 enroll the child in the private or public school and move the child from one
9 educational setting to the other and shall be administered when the child is enrolled
10 in school.

taken during the enrollment process

11 2. a. Beginning in the 2010–11 school year, the board shall annually administer
12 the survey developed under subd. 1. to the parent of a pupil who was enrolled in the
13 program under this section after the effective date of this subd. 2. a. [LRB inserts
14 date], if the parent withdraws the pupil from the program under this section and
15 enrolls the pupil instead in a public school in the city.

16 b. Beginning in the 2010–11 school year, each private school participating in
17 the program under this section shall annually administer the survey developed
18 under subd. 1. to the parent of a pupil who was enrolled in a public school in the city
19 after the effective date of this subd. 2. b. [LRB inserts date], if the parent
20 withdraws the pupil from a public school in the city and enrolls the pupil instead in
21 the private school.

- ① 3. Annually, by July 1, the ^{board} department shall submit to the ^{department, the} cochairpersons of the
- ② joint committee on finance and ^{to} the appropriate standing committees of the
- 3 legislature under s. 13.172 (3) the results of the surveys administered under subd.
- ④ ^{2. /} [↑] and shall, ^{subject to s. 118.025,} upon request by any person, ^{make} information obtained from the surveys available for review. [⊙]

SECTION 3. Nonstatutory provisions.

(1) No later than January 15, 2010, the department of public instruction shall submit to the cochairpersons of the joint committee on finance and to the appropriate standing committees of the legislature under section 13.172 (3) of the statutes a preliminary draft of the survey required under section 119.23 (11) (b) of the statutes, as created by this act.

(2) (a) The department of public instruction and the board of school directors in charge of the public schools of a 1st class city shall prepare a report describing the manner in which the board will accommodate pupils who were enrolled in the program under section 119.23 of the statutes in the 2008-09 school year and who are enrolled in the program under section 119.23 of the statutes on the effective date of this paragraph and in the 2009-10 school year and who either withdrew or may withdraw from the program under section 119.23 of the statutes and enroll instead in a public school located within a city of the 1st class as a result of changes made to that program by 2009 Wisconsin Act 28. The report shall at a minimum address all of the following:

- 1. The physical capacity of public schools located within the city to accommodate additional pupils.
- 2. Whether and at what point the board would need to hire additional staff to instruct additional pupils.

*** NOTE ⊙ By permitting the surveys to be public records, some personally-identifiable information could become available. Okay? ✓

INSERT ~~WPSA~~ 6-25B

✓ A

SEC. RC, 119.32 (1)

119.32 (1) (a) There is established a

advisory
superintendent search committee consisting of
the mayor or his or her designee; the

president of the common council or his or

her designee; a representative of businesses

located in the city, appointed by the mayor;

and a teacher who is employed by the board,
head

appointed by the head of the labor organization
that represents public school teachers in the city.

All committee members shall be residents of the

city. ✓

(a school district
operating under
this chapter.

(b) The board shall conduct

a search for a superintendent of schools whenever

that office becomes vacant. ✓ The board

shall keep the committee under par. (a) ✓

fully informed about all applicants

for the office. ✓

(c). The committee under par. (a) ✓
shall recommend to the mayor, from
the pool of applicants, its choice for superintendent
of schools. ✓ from the pool of applicants

2. The board shall select 3
to recommend to the mayor. ✓ The mayor
may interview the 3 candidates. ✓

3. The mayor shall choose a
candidate from the 3 recommended by the board
under subd. 2. to recommend to the board. ✓

(d) The board shall by roll
select
call vote a superintendent of schools from
the 3 candidates recommended by the board
under par. (c) 2. and notify the mayor
of its selection. ✓ The mayor may veto
of (it's)

the board's selection. If he or she does so, the board may override the veto by a two-thirds vote of the membership.

(e) If the board fails to override the mayor's veto, the board shall by roll call vote select another candidate

from those recommended under par. (c) 2 and notify the mayor of the selection under par. (d) or begin another search under par. (b).

End of Ins 6-25 B

INSERT 8-18A

✓^

SEC. CR. 119.475

119.475 Veto of operating budget

INS. A1

(2) Notwithstanding ss. 119.46(1) and 119.47(1),

and 119.48, if the aggregate amount of money required by the board under those sections is at least 8 percent higher than the aggregate amount in the

previous year, the mayor may veto the board's budget for school operations in whole or in part.

INS A2

The part approved shall be returned to the common council for implementation and the part vetoed shall be returned to the board with his or her objections in writing. If two-thirds of the board's members agree to adopt the part notwithstanding the mayor's

~~school levy tax credit → distribute as cap. and
 (see Lehman bill - is it right?) → distribute as tax credit in
 more equal fashion~~

objecting the board shall transmit the part
 budget to the common council for implementation

(A1) to Ins 8-18

Immediately

(1) Upon receipt of the school budget under s. 119.16(8)(b) [✓], the common council shall ~~immediately~~ transmit it to the mayor. [✓]

(A2) to Ins 8-18

In ^{returning} ~~approving~~ the budget in ^{part,} the mayor may not create a new word by rejecting individual letters in the words of the budget ^{and} may not create a new sentence by combining parts of 2 or more sentences of the budget. [✓]

(3) The mayor shall transmit

INSERT 12-21 A

(c)
 (A) UNFUNDED LIABILITY. By the 1st day of the 12th month beginning after the effective date of this subsection, the partnership for success committee ~~was~~ as created under section 119.11 of the statutes, ^{as created by this act} working with school administrators, teachers' collective bargaining representatives, and an independent ^{3rd} third party, shall develop a ^{plan} plan for resolving the unfunded liability of the school district operating under chapter 119 of the statutes.