

**2009 DRAFTING REQUEST**

**Bill**

Received: **12/29/2009**

Received By: **pgrant**

Wanted: **As time permits**

Identical to LRB:

For: **Sandy Pasch (608) 266-7671**

By/Representing: **Fred Ludwig**

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

Drafter: **pgrant**

May Contact:

Addl. Drafters:

Subject: **Education - school boards**

Extra Copies: **TKK**

Submit via email: **YES**

Requester's email: **Rep.Pasch@legis.wisconsin.gov**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Open Enrollment Program

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**Instructions:**

2009 SB 250

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**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>
/?	pgrant 12/29/2009	kfollett 01/04/2010		_____			
/1			mduchek 01/04/2010	_____	sbasford 01/04/2010	lparisi 02/22/2010	

FE Sent For:

<END>

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/?	pgrant	1/15f 1/4	1/14	== ==			

FE Sent For:

<END>

**Grant, Peter**

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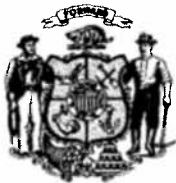
**From:** Ludwig, Frederic  
**Sent:** Tuesday, December 29, 2009 9:41 AM  
**To:** Grant, Peter  
**Cc:** Wadd, Jay  
**Subject:** re: Assembly companion to LRB 1882  
**Attachments:** 09-18821.pdf

Hi Peter,

Rep. Pasch would like to request an Assembly companion to LRB 1882 (now SB 250 per introduction by Sen. Darling) relating to criteria for accepting pupils under the full-time open enrollment program. Please let me know if you have any questions or need any further information.

Thanks,  
Fred

--  
Fred Ludwig  
**Office of Representative Sandy Pasch**  
608.266.7671 (Office)  
888.534.0022 (Toll-free)  
608.282.3622 (Fax)



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-1882/2  
PG:kjf&bjk:md

LRB - 4057 / 1  
PK: EF &  
bjk

**2009 SENATE BILL 250**

August 5, 2009 Introduced by Senators DARLING and KEDZIE, cosponsored by Representatives PASCH, NASS and TOWNSEND. Referred to Committee on Education.

Regen

- 1 AN ACT *to renumber and amend* 118.51 (5) (a) 1.; *to amend* 118.51 (3) (a) 2.;
- 2 and *to create* 118.51 (5) (a) 1. c. of the statutes; **relating to:** accepting pupils
- 3 under the full-time Open Enrollment Program.

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***Analysis by the Legislative Reference Bureau***

Under the current full-time Open Enrollment Program, a pupil may apply to attend a public school in a school district other than the pupil's resident school district if certain conditions are met. If a nonresident school district receives more applications than there are spaces available, the school district must determine which pupils to accept on a random basis after giving preference to pupils and to siblings of pupils who are already attending the nonresident school district.

This bill also requires a nonresident school district that is a union high school district (a district operating only grades 9 to 12) to give preference to pupils who are attending an underlying elementary school district (a district operating only grades kindergarten to 8) of the nonresident school district under the Open Enrollment Program.

Current law establishes criteria that a school district must use to determine whether to accept or reject a nonresident pupil. For example, a school board may consider the availability of space in the school or program to which the nonresident pupil has applied. The school board may include in its count of occupied spaces pupils attending the school district for whom tuition is paid, and pupils and their siblings who have applied to attend the school district and are already attending public school in the nonresident school district.

**SENATE BILL 250**

This bill allows a school board of a union high school district to include in its count of occupied spaces pupils who are currently attending an underlying elementary school district of the nonresident school district under the Open Enrollment Program.

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

1           SECTION 1. 118.51 (3) (a) 2. of the statutes is amended to read:

2           118.51 (3) (a) 2. A nonresident school board may not act on any application  
3 received under subd. 1. until after the 3rd Friday following the first Monday in  
4 February. If a nonresident school board receives more applications for a particular  
5 grade or program than there are spaces available in the grade or program, the  
6 nonresident school board shall determine which pupils to accept, including pupils  
7 accepted from a waiting list under sub. (5) (d), on a random basis, after giving  
8 preference to pupils and to siblings of pupils who are already attending ~~public school~~  
9 in the nonresident school district and, if the nonresident school district is a union  
10 high school district, to pupils who are attending an underlying elementary school  
11 district of the nonresident school district under this section. If a nonresident school  
12 board determines that space is not otherwise available for open enrollment pupils in  
13 the grade or program to which an individual has applied, the school board may  
14 nevertheless accept ~~an applicant~~ a pupil or the sibling of a pupil who is already  
15 attending ~~school in the nonresident school district or a sibling of the applicant and~~  
16 if the nonresident school district is a union high school district, a pupil who is  
17 attending an underlying elementary school district of the nonresident school district  
18 under this section.

19           SECTION 2. 118.51 (5) (a) 1. of the statutes is renumbered 118.51 (5) (a) 1. (intro.)  
20 and amended to read:



**Parisi, Lori**

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**From:** Ludwig, Frederic  
**Sent:** Monday, February 22, 2010 9:43 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 09-4057/1 Topic: Open Enrollment Program

Please Jacket LRB 09-4057/1 for the ASSEMBLY.