



**SENATE AMENDMENT 2,  
TO SENATE SUBSTITUTE AMENDMENT 1,  
TO 2009 SENATE BILL 437**

April 15, 2010 – Offered by Senator KANAVAS.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 1, line 5: after “conditions,” insert “reorganizing the Milwaukee Public  
3 School System into eight school districts and creating a Milwaukee Public Schools  
4 Redistricting and Implementation Commission,”.

5 **2.** Page 6, line 12: after that line insert:

6 “SECTION 2d. Chapter 119 (title) of the statutes is amended to read:

7 **CHAPTER 119**

8 **FIRST CLASS CITY SCHOOL SYSTEM**

9 **SYSTEMS IN LIMITED-POPULATION**

10 **FIRST CLASS CITIES**

11 **SECTION 2h.** 119.01 of the statutes is amended to read:

12 **119.01 Applicability.** This chapter applies only to cities ~~of the 1st class.~~

1           **SECTION 2p.** 119.02 (1) of the statutes is amended to read:

2           119.02 (1) “Board” means the board of school directors in charge of the public  
3 schools of a city of ~~the 1st class~~.

4           **SECTION 2t.** 119.02 (2) of the statutes is amended to read:

5           119.02 (2) “City” means a 1st class city of the 1st class with a population of less  
6 than 500,000.”.

7           **3.** Page 9, line 8: after that line insert:

8           “(2c) CREATION OF MILWAUKEE PUBLIC SCHOOL DISTRICTS. The Milwaukee Public  
9 School System is dissolved. The territory comprising the dissolved school district is  
10 divided into 8 separate school districts, the boundaries of which shall be determined  
11 by the Milwaukee Public Schools Redistricting and Implementation Commission.

12           (3c) MILWAUKEE PUBLIC SCHOOLS REDISTRICTING AND IMPLEMENTATION  
13 COMMISSION. There is created a Milwaukee Public Schools Redistricting and  
14 Implementation Commission consisting of the state superintendent of public  
15 instruction and 2 individuals appointed by the governor. Commissioners shall  
16 receive no compensation or reimbursement for their services or expenses. The  
17 commission shall do all of the following:

18           (a) Determine the boundaries of the 8 Milwaukee public school districts to be  
19 created under subsection (2c). To the extent practicable, the population in each  
20 district shall be roughly equal. The commission shall consider the location and  
21 capacity of school buildings when drawing the boundaries under this paragraph.

22           (b) Submit to the legislature by July 1, 2011, recommendations on legislation  
23 needed as a result of the creation of the Milwaukee public school districts under this  
24 act, on any other legislation required to implement this act, and on related matters

1 deemed by the commission to be desirable or necessary to organize and operate the  
2 school districts created under this act, including the appropriate allocation of assets  
3 and liabilities under section 66.0235 (2c) of the statutes to each of the 8 school  
4 districts created by this act. The recommended legislation shall do all of the  
5 following:

6 1. Transfer each school building and grounds and each school site from the city  
7 of Milwaukee to the Milwaukee public school district created under this act within  
8 which that school building and grounds or school site is located.

9 2. Address the taxing and borrowing authority of each Milwaukee public school  
10 district created under this act.

11 3. Ensure that persons employed by the Milwaukee Public School System on  
12 June 30, 2013, are employed by one of the Milwaukee public school districts created  
13 under this act on and after July 1, 2013.

14 4. Revise the statutes to define and clarify the rights of employees under  
15 subdivision 3. under retirement, social security, group insurance and other fringe  
16 benefit programs and under collective bargaining agreements. The salary and fringe  
17 benefit rights and privileges of such employees existing under collective bargaining  
18 agreements in effect on June 30, 2013, shall be preserved until superseded by  
19 provisions of a succeeding collective bargaining agreement, and the tenure rights  
20 and privileges existing under sections 118.23 and 119.42 of the statutes shall be  
21 preserved.

22 5. Provide for the continuation of the program under section 119.23 of the  
23 statutes as follows:

24 a. Require each of the 8 Milwaukee public school districts created under this  
25 act to implement a program under which certain eligible pupils in grades

1 kindergarten to 12 who reside within the boundaries of one of the 8 school districts  
2 may attend, at no charge, any private school located within the boundaries of that  
3 school district.

4 b. Ensure that pupils enrolled in a private school under section 119.23 of the  
5 statutes in the 2012–13 school year and who would be eligible to enroll in a private  
6 school under section 119.23 of the statutes in the 2013–14 school year will remain  
7 eligible to be enrolled in a private school under a program to be established as  
8 provided under subdivision 5. a. in the 2013–14 school year.

9 (4c) RESPONSIBILITIES OF THE DEPARTMENT OF PUBLIC INSTRUCTION. The  
10 department of public instruction shall do of the following:

11 (a) Provide staff services to the commission created under subsection (3c).

12 (b) Provide assistance to each of the 8 Milwaukee public school districts created  
13 under this act, including planning for the operation of the school district.

14 (5c) MEMBERS OF MILWAUKEE PUBLIC SCHOOL BOARDS.

15 (a) Each of the Milwaukee public school districts to be created under subsection  
16 (2c) shall be governed by a school board consisting of 7 members elected at large as  
17 provided in section 120.42 of the statutes. The initial members of each Milwaukee  
18 public school board shall be elected at the 2013 spring election and shall take office  
19 on July 1, 2013.

20 (b) The initial terms of 4 of the initial members of each Milwaukee public school  
21 board shall be 2 years. The initial terms of 3 of the initial members of each  
22 Milwaukee public school board shall be 3 years. For the initial election, in filing  
23 nomination papers and a declaration of candidacy, each candidate shall specify  
24 whether he or she seeks office for a 2–year or a 3–year term. Successors to the initial  
25 board members shall serve for 3–year terms.

