

2009 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB437)

Received: **04/15/2010**

Received By: **tkuczens**

Wanted: **As time permits**

Companion to LRB:

For: **Ted Kanavas (608) 266-9174**

By/Representing: **Shawn Lundie**

May Contact:

Drafter: **tkuczens**

Subject: **Education - MPS**

Addl. Drafters:

Extra Copies: **pg**

Submit via email: **YES**

Requester's email: **Sen.Kanavas@legis.wisconsin.gov**

Carbon copy (CC:) to: **tracy.kuczenski@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Add SB177 requiring dissolution and division of MPS into 8 school districts

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>
/?	tkuczens 04/15/2010	jdye 04/15/2010		_____			
/1			jfrantze 04/15/2010	_____	lparisi 04/15/2010	lparisi 04/15/2010	

FE Sent For:

<END>

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/?	tkuczens	1 4/5 jld	2/15	ph 4/15			

FE Sent For:

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STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

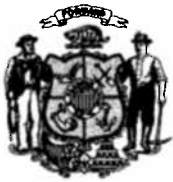
Legal (608-266-3561)

LRB

4/15/2010

Shawn Lurie (Sen. Kanavas)

Draft SB 177 as an amendment to
SSA1 to SB 437



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBa22272

TKK:.....

RMMR

insert

JK

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

SENATE AMENDMENT,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2009 SENATE BILL 437

4/15/2010

read

✓

Insert 1-3

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

2 1. Page 1, line 5: after "conditions," insert

NO #

Insert 1-4 ✓

3 2. Page 6, line 12: after that line insert:

4 3. Page 9, line 8: after that line insert:

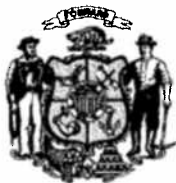
5 4. Page 9, line 11: after that line insert:

6 (END)

Insert 1-6 ✓

Insert 1-5

✓



LRB-0640/1
TKK:bjk:jf

2009 SENATE BILL 177

April 24, 2009 - Introduced by Senators KANAVAS, GROTHMAN, DARLING and A. LASEE, cosponsored by Representatives VUKMIR, VOS, NASS, GUNDERSON, ZIPPERER, BIES and LOTHIAN. Referred to Committee on Education.

INSERT 1-3

Begin Insert 1-3

NO # (✓) ← keep quotation mark

1 AN ACT *to amend* chapter 119 (title), 119.01, 119.02 (1) and 119.02 (2) of the
2 statutes; **relating to:** reorganizing the Milwaukee Public School System into
3 eight school districts and creating a Milwaukee Public Schools Redistricting
4 and Implementation Commission (end ins)

End Insert 1-3

Analysis by the Legislative Reference Bureau

Effective July 1, 2013, this bill dissolves the Milwaukee Public Schools (MPS) and creates in its place eight Milwaukee public school districts. Each new school district must operate grades kindergarten to 12. Each new school board must consist of seven members elected at large for three-year terms. The initial election of school board members occurs at the 2013 spring election.

The bill creates a Milwaukee Public Schools Redistricting and Implementation Commission (commission) consisting of the state superintendent of public instruction and two individuals appointed by the governor.

The commission must determine the boundaries of the new school districts and, by July 1, 2011, submit to the legislature recommended changes to the statutes necessary to organize and operate the eight new school districts. The recommended legislation must do all of the following:

1. Transfer school buildings from the city of Milwaukee to one of the Milwaukee public school districts.
2. Address the taxing and borrowing authority of each Milwaukee public school district.

SENATE BILL 177

3. Ensure that employees of MPS prior to its dissolution are employed by one of the Milwaukee public school districts after the dissolution of MPS.

4. Address the rights of MPS employees under retirement, social security, group insurance and fringe benefit programs, and collective bargaining agreements upon the dissolution of MPS.

5. Provide for the continuation of the Milwaukee Parental Choice Program, under which an eligible pupil who resides in the city of Milwaukee may attend a private school at state expense under certain conditions, in each of the eight new Milwaukee public school districts.

The bill directs the Department of Public Instruction to provide staff support to the commission and to assist each school district created under the bill.

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:

Begin
Insert
1-4

1
2

SECTION 1. Chapter 119 (title) of the statutes is amended to read:

CHAPTER 119

FIRST CLASS CITY SCHOOL SYSTEM

SYSTEMS IN LIMITED-POPULATION

FIRST CLASS CITIES

6

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

7

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

8

SECTION 3. 119.02 (1) of the statutes is amended to read:

9

119.02 (1) "Board" means the board of school directors in charge of the public

10

schools of a city of the 1st class.

11

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

12

119.02 (2) "City" means a 1st class city of the 1st class with a population of less

13

than 500,000. (end ins)

14

SECTION 5. Nonstatutory provisions.

End
Insert
1-4

e

2d ← (B) x INSERT 1-4

2h ← (B)

2p ← (B)

2t ← (B)

vo ✓

e

INSERT
1-5

SENATE BILL 177

Begin
Insert
1-5

1

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

5

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

11

(a) Determine the boundaries of the 8 Milwaukee public school districts to be created under subsection (1). ✓ To the extent practicable, the population in each district shall be roughly equal. The commission shall consider the location and capacity of school buildings when drawing the boundaries under this ✓ paragraph.

12

15

(b) Submit to the legislature by July 1, 2011, ✓ recommendations on legislation needed as a result of the creation of the Milwaukee public school districts under this act, on any other legislation required to implement this act, and on related matters deemed by the commission to be desirable or necessary to organize and operate the school districts created under this act, including the appropriate allocation of assets and liabilities under section 66.0235 (2c) ✓ of the statutes to each of the 8 school districts created by this act. The recommended legislation shall do all of the following:

23

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



INSERT
1-5 cont

SENATE BILL 177

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

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

6 4. Revise the statutes to define and clarify the rights of employees under
7 subdivision 3. under retirement, social security, group insurance and other fringe
8 benefit programs and under collective bargaining agreements. The salary and fringe
9 benefit rights and privileges of such employees existing under collective bargaining
10 agreements in effect on June 30, 2013, shall be preserved until superseded by
11 provisions of a succeeding collective bargaining agreement, and the tenure rights
12 and privileges existing under sections 118.23 ✓ and 119.42 ✓ of the statutes shall be
13 preserved.

14 5. Provide for the continuation of the program under section 119.23 ✓ of the
15 statutes as follows:

16 a. Require each of the 8 Milwaukee public school districts created under this
17 act to implement a program under which certain eligible pupils in grades
18 kindergarten to 12 who reside within the boundaries of one of the 8 school districts
19 may attend, at no charge, any private school located within the boundaries of that
20 school district.

21 b. Ensure that pupils enrolled in a private school under section 119.23 of the
22 statutes in the 2012-13 school year and who would be eligible to enroll in a private
23 school under section 119.23 of the statutes in the 2013-14 school year will remain
24 eligible to be enrolled in a private school under a program to be established as
25 provided under subdivision 5. a. in the 2013-14 school year.

Insert 1-5

plain



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1 (3) RESPONSIBILITIES OF THE DEPARTMENT OF PUBLIC INSTRUCTION. The
2 department of public instruction shall do of the following:

3 (a) Provide staff services to the commission created under subsection (2).

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

6 (4) MEMBERS OF MILWAUKEE PUBLIC SCHOOL BOARDS.

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

12 (b) The initial terms of 4 of the initial members of each Milwaukee public school
13 board shall be 2 years. The initial terms of 3 of the initial members of each
14 Milwaukee public school board shall be 3 years. For the initial election, in filing
15 nomination papers and a declaration of candidacy, each candidate shall specify
16 whether he or she seeks office for a 2-year or a 3-year term. Successors to the initial
17 board members shall serve for 3-year terms.

18 (5) UNIFIED SCHOOL DISTRICT LAWS APPLY. Each of the Milwaukee public school
19 districts created under this act shall be a unified school district under subchapter II
20 of chapter 120 of the statutes, and each school district shall operate grades
21 kindergarten to 12. (end ins)

22 SECTION 6. Effective dates. This act takes effect on the day after publication,
23 except as follows:

End Insert 1-5
Begin Insert 1-6



SENATE BILL 177

End
Insert
1-6
1
2
3

(1) The treatment of sections 119.01 and 119.02 (1) and (2) and chapter 119 (title) of the statutes and SECTION (5) (1) and (5) of this act take effect on July 1, 2013.

(END)

number

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V O