



State of Wisconsin
2011 – 2012 LEGISLATURE



LRBa1756/1
TKK:jld/wlj/med:rs

**SENATE AMENDMENT 4,
TO 2011 SENATE BILL 234**

October 25, 2011 – Offered by Senators TAYLOR, LASSA, MILLER, T. CULLEN, KING, C. LARSON, ERPENBACH and S. COGGS.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 1: after “schools,” insert “requiring teachers and administrators
3 employed by and owners of participating private schools to be subject to the
4 background investigation requirements and employment restrictions imposed upon
5 teachers in public schools,”.

6 **2.** Page 11, line 2: after that line insert:

7 “**SECTION 10m.** 118.60 (7) (h) of the statutes is created to read:

8 118.60 (7) (h) 1. Annually, by August 1, the state superintendent shall, with the
9 assistance of the department of justice, ensure that each teacher and administrator
10 employed by a participating private school is subject to the same background
11 investigation and, if a reasonable basis for further investigation exists,
12 fingerprinting, as is conducted with respect to an applicant for issuance or renewal
13 of a license or permit as specified in s. 118.19 (10) (b) 1. and (c). A participating

1 private school may not employ a person as a teacher or administrator or contract with
2 the person to serve as a teacher or administrator if the person would not be eligible
3 to be employed, licensed, or permitted for any of the reasons specified under s. 115.31
4 or 115.315.

5 2. Annually, by August 1, the state superintendent shall, with the assistance
6 of the department of justice, ensure that each owner of a participating private school
7 is subject to the same background investigation and, if a reasonable basis for further
8 investigation exists, fingerprinting, as is conducted for each teacher and
9 administrator employed by the participating private school under subd. 1.

10 3. The state superintendent shall charge the participating private school a fee
11 sufficient to reimburse the department for the costs of the investigations required
12 under this paragraph.”.

13 **3.** Page 11, line 9: after that line insert:

14 “**SECTION 11e.** 118.60 (10) (a) 9. of the statutes is created to read:

15 118.60 (10) (a) 9. Failed to pay the fee charged to the private school under sub.
16 (7) (h) 3.

17 **SECTION 11m.** 118.60 (10) (bm) of the statutes is created to read:

18 118.60 (10) (bm) The state superintendent may issue an order immediately
19 terminating a private school’s participation in the program under this section if he
20 or she determines that the owner of the private school would not be eligible or
21 permitted to be employed, licensed, or permitted for any of the reasons specified
22 under s. 115.31 or 115.315.

23 **SECTION 11s.** 118.60 (10) (c) of the statutes, as created by 2011 Wisconsin Act
24 32, is amended to read:

1 118.60 **(10)** (c) Whenever the state superintendent issues an order under par.
2 (a), (am), or (b), or (bm), he or she shall immediately notify the parent or guardian
3 of each pupil attending the private school under this section.”.

4 **4.** Page 18, line 21: after that line insert:

5 “**SECTION 24m.** 119.23 (7) (h) of the statutes is created to read:

6 119.23 **(7)** (h) 1. Annually, by August 1, the state superintendent shall, with the
7 assistance of the department of justice, ensure that each teacher and administrator
8 employed by a participating private school is subject to the same background
9 investigation and, if a reasonable basis for further investigation exists,
10 fingerprinting, as is conducted with respect to an applicant for issuance or renewal
11 of a license or permit as specified in s. 118.19 (10) (b) 1. and (c). A participating
12 private school may not employ a person as a teacher or administrator or contract with
13 the person to serve as a teacher or administrator if the person would not be eligible
14 to be employed, licensed, or permitted for any of the reasons specified under s. 115.31
15 or 115.315.

16 2. Annually, by August 1, the state superintendent shall, with the assistance
17 of the department of justice, ensure that each owner of a participating private school
18 is subject to the same background investigation and, if a reasonable basis for further
19 investigation exists, fingerprinting, as is conducted for each teacher and
20 administrator employed by the participating private school under subd. 1.

21 3. The state superintendent shall charge the participating private school a fee
22 sufficient to reimburse the department for the costs of the investigations required
23 under this paragraph.”.

24 **5.** Page 19, line 9: after that line insert:

