

Kuczenski, Tracy

From: Soldner, Robert DPI <Robert.Soldner@dpi.wi.gov>
Sent: Friday, February 15, 2013 3:39 PM
To: Archibald, Sarah
Cc: Kuczenski, Tracy; Kulow, Chris; 'bender@parentchoice.org'; Pahnke, Brian D. DPI; Kammerud, Jennifer DPI; Collins, Tricia DPI
Subject: RE: Process of resolving drafting questions on the two preliminary choice drafts
Attachments: LRB 1358 DPI Comments.docx

Hello All,

Attached are DPI's comments related to LRB 1358. We will review the documents from SCW and get back to you early next week.

Bob Soldner

From: Archibald, Sarah [mailto:Sarah.Archibald@legis.wisconsin.gov]
Sent: Friday, February 15, 2013 11:03 AM
To: Pahnke, Brian D. DPI; Collins, Tricia DPI; Soldner, Robert DPI; Kammerud, Jennifer DPI
Cc: Kuczenski, Tracy; Kulow, Chris
Subject: FW: Process of resolving drafting questions on the two preliminary choice drafts

Hi all,

Right on time, here are the notes on the second of the two drafts from SCW. DPI, please review and send your notes on this draft by Tuesday.

I am also looking forward to getting DPI notes on the first draft at some point today.

Thanks to all for your hard work on this!
Sarah

From: Jim Bender [mailto:bender@parentchoice.org]
Sent: Friday, February 15, 2013 9:59 AM
To: Archibald, Sarah
Cc: Nycole Stawinoga
Subject: Re: Process of resolving drafting questions on the two preliminary choice drafts

Sarah,

Here are our notes on the draft. There are some baseline errors in the draft that when addressed will likely facilitate many other changes. I have attached a timeline that may be helpful to the drafter.

Thank you,

Jim

From: Sarah Archibald <Sarah.Archibald@legis.wisconsin.gov>
Date: Wed, 13 Feb 2013 15:48:00 -0600
To: "Kuczenski, Tracy" <Tracy.Kuczenski@legis.wisconsin.gov>, <Tricia.Collins@dpi.wi.gov>, "Soldner, Robert A - DPI" <Robert.Soldner@dpi.state.wi.us>, <Brian.Pahnke@dpi.wi.gov>, Jennifer DPI Kammerud

<Jennifer.Kammerud@dpi.wi.gov>, Chris Kulow <chris.kulow@legis.wisconsin.gov>, PB 04 <bender@parentchoice.org>

Subject: RE: Process of resolving drafting questions on the two preliminary choice drafts

Hi all,

Thanks for getting back to me about the timelines and meeting date. I look forward to getting the advance materials, and seeing you all next Wednesday, February 20, at 11am in 300SE.

Have a great evening,
Sarah

From: Kuczenski, Tracy

Sent: Wednesday, February 13, 2013 3:36 PM

To: Archibald, Sarah; Collins, Tricia DPI (Tricia.Collins@dpi.wi.gov); Soldner, Robert A - DPI; Pahnke, Brian D. DPI (Brian.Pahnke@dpi.wi.gov); Kammerud, Jennifer DPI (Jennifer.Kammerud@dpi.wi.gov); Kulow, Chris; 'Jim Bender' (bender@parentchoice.org)

Subject: RE: Process of resolving drafting questions on the two preliminary choice drafts

Sorry I just realized I didn't reply. I will plan to be there, pending any budget (or post-budget) crises.

Tracy K. Kuczenski
Legislative Attorney
Wisconsin Legislative Reference Bureau
tracy.kuczenski@legis.wisconsin.gov
(608) 266-9867

From: Archibald, Sarah

Sent: Tuesday, February 12, 2013 2:39 PM

To: Collins, Tricia DPI (Tricia.Collins@dpi.wi.gov); Soldner, Robert A - DPI; Pahnke, Brian D. DPI (Brian.Pahnke@dpi.wi.gov); Kammerud, Jennifer DPI (Jennifer.Kammerud@dpi.wi.gov); Kulow, Chris; Kuczenski, Tracy; 'Jim Bender' (bender@parentchoice.org)

Subject: Process of resolving drafting questions on the two preliminary choice drafts

Hi all,

I'm sending this email for a couple of reasons: 1) to set a meeting time, and 2) to propose a process by which we can prepare for that meeting.

- 1) Because of drafter availability, we are looking at Wednesday, February 20 for a meeting to resolve all of the drafting questions on the two drafts . Can everyone make 11 am?
- 2) Here is my proposal for preparing for that meeting:
 - a. In terms of the first draft, LRB-1358/P1, DPI will respond in writing to the comments submitted by Jim Bender, which they've received and reviewed and stated that they have some questions about whether all of the language is necessary. DPI will submit this to Chris Kulow, myself, and Jim Bender by this Friday, February 15. We will then talk over the remaining issues at the meeting on the 20th.
 - b. In terms of the second draft, LRB-1408/P1, Jim Bender will submit comments to all of those copied here by Friday, February 15. DPI will respond in writing by Tuesday, February 19, sending the response to Chris, myself and Jim, and then we'll talk over remaining issues at the meeting on the 20th.

Please let me know if the proposed meeting time and process will work for you.

Thanks!
Sarah

General Comments: Suggestions apply to language under both s. 119.23 and s. 118.60.

1. Section 1, page 2, lines 1 through 7. Accreditation organizations use various terms for changes in accreditation status. Is it the intent that only those schools that “failed” or were “unable to maintain” accreditation or “withdrew” should be terminated? What about schools whose accreditation lapsed, was cancelled or membership was terminated? DPI suggests the language on page 1, line 8 of the draft “continuously maintains accreditation” should also be used in this section. For example, “If the state superintendent determines that a participating private school has failed to continuously maintain accreditation from an entity or organization identified under sub. (2)(a) 7, the state superintendent shall issue an order” Also see note 1 below.
2. Section 1, page 2, lines 8 through 14. Similar to point 1, is the intent to only require those schools whose accreditation had lapsed or was revoked to obtain accreditation from another organization before reentering in the program? Or if a school fails to maintain accreditation for whatever reason, must the school obtain accreditation from another organization before reentering the program?
3. Section 2, page 2, lines 23 through 25. Similar to point 1, because accreditation organizations may not all use the term “revoked”, DPI suggests the language be amended to required a school to notify the department if its accreditation status changes.
4. Section 7, page 5. The new language appears similar to current law under s. 119.23(2)(a)7.b. It is unclear why it is added to this section. Section 118.60 does not contain this current law provision (s. 119.23(7)(f)). DPI suggests that it be added to s. 118.60 to keep the programs consistent.
5. Under s. 119.23(2)(a)7.b. “... A private school that fails to obtain accreditation in a school year may apply for and seek to obtain preaccreditation from one of the entities enumerated in this subd. 7. b. in the following school year.....”. The same sentence is also included under 118.60(2)(a)7.b. DPI believes this is unnecessary statutory language and is confusing to the intent of accreditation and preaccreditation. DPI suggests the sentence be removed from both 119.23 and 118.60.

*To discuss
the school
re-apply
to
the
state
superintendent
for
re-approval*

*I think this accord. should have
been see accord*

Comments to SCW notes:

1. DPI has authority under s. 119.23(10)(am) to terminate a school in the subsequent year. Could the language on page 2, section 1, lines 1 through 7 be added to s. 119.23(10)(am)? This would allow the department to start the termination process in the current year with an effective date in the subsequent school year. In addition, it keeps the termination language under s. 119.23(10). Please note this change would permit, but not require, the state superintendent to bar a school for failing to meet this requirement. If the intent is mandatory termination, the language under s. 119.23(10) would need to be modified.
2. Policy decision.
3. If the intent is to terminate the school in the subsequent year, DPI suggests including this language under s. 119.23(10)(am). The DPI already provides schools with an appeal process, and does not believe appeal language should be added to statute for this specific requirement.
4. See note 3 under general comments.
5. Policy decision.
6. Policy decision. Is the Transformation of Learning considering accrediting schools? *No. phase out*
7. DPI believes this is already required under current law. For example, Wis. Adm. Code PI 35.02(10k), and 35.047(12) require a school that has been terminated to meet all new school requirements prior to reentering the program. The DPI believes new language that limits compliance with new school requirements to only those schools terminated due to loss of accreditation may weaken applicability of the new school requirements.
8. Policy decision (related to note 6).

Comments from SCW
Forwarded from Sarah A.
by email 2/15/13

LRB 1358/P1

Page 2, Section 1, line 6 and Page 4, Section 5, line 4. "superintendent shall issue an order immediately terminating the private school's participation in the program" needs to be changed to "superintendent shall issue an order terminating the private school's participation in the program at the end of the current school year"

16. why not
accountability
when? when
1 month? 2?
6? 12?
long, our
not multiple

by its terms
rule
affiliated
accreditation
(5-00)

On page 2, lines 1 -7, and page 3, Lines 16 -19, we need to ensure that if a school withdraws from the accreditation process or has it revoked, but they are accredited by another agency that they are Not removed from the program. Schools can be accredited by more than one organization simultaneously so the resulting action must mean that they are no longer accredited by any qualified organization.

language says "no other"

not 3/1

On page 2 section 2 line 17 and page 4 section 6 line 15 should be clarified that the information is due between December 1 and January 15 in a school year and applies to the current school year and that DPI shall confirm receipt and acceptance within ten days. Failure to submit will result in removal from the program after that current school year and will prohibit them from having any open enrollment periods for students. The 45 day period upon enactment of bill for 2012-13 school year works. There should also be a 30 day appeal period after termination.

? not 2012-13

On page 2 section two no. 2 and page 5 section 6 no. 2 it states "a participating private school shall immediately notify the department if its accreditation by one of the entities or organizations.... is revoked." The accrediting agency should also have to notify the department in addition to the school.

Does require agency to notify in addition

page 3 section 3 line 2 and page 5 section 8 line 14 puts this under bad actor. Remove. We do not want this included in the bad actor provisions.

required to move?

Page 3 section 5 line 12-14 and page 6 section 10 line 5-7 Transformation of Learning Institute is still involved, but they should be given end dates for accreditation like PAVE was given - three years?

meaning a school accredited by JTL would have to give a new accreditation at the end of 3 yrs

If a school is removed for loss of accreditation, they need to enter as a new school and go through new process.

We also need language if an accrediting organization is removed from statute. A school might be in fine standing with an organization that gets removed and then the school is technically left without an approved accreditation. They would need to provide DPI by the following December of a new accreditation organization and follow the same three-year timeline for full accreditation.

December follow up

create a note: not sure how to anticipate the removal of an accrediting entity. If it is removed from the statute, add section like 5-119.23(2)(b) for that removed entity.

February 20, 2013

1213/1358

SCW comments

- * ensure there's a requirement that a school apply for accreditation by 12/31 of the school yr. in which it enters / reenters program
 - both 119.23 and 118.60

para. 119.23(2)(a) 7. b. to change accord. to five

DPI

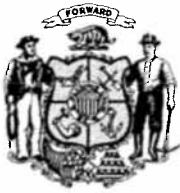
Notice of intent to terminate.

14 days final decision

119.23 (1) (cs) and reference to sub. (10)
 don't want termination to make that school subject to
hard action.

require schools that are accredited by ITC to have 3 yrs
 to obtain accord from some other entity
 ↳ add any other accrediting agency that
 no longer accredits in this state
 add to require by 12/31 no longer
 agency identified under sub (2)(a) 7.

see
 3 years



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1358/PT

TKK:cjs:rs

insert
d-note
stays

THU OR FRI
3/21 3/22

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

3/5/13

~~code~~

SN
T-100

Gen
Cot

1 AN ACT to amend 118.60 (10) (a) 6., 118.60 (10) (c), 119.23 (7) (f) (intro.), 119.23
2 (10) (a) 6. and 119.23 (10) (c); and to create 118.60 (7) (ad), 118.60 (7) (em),
3 119.23 (7) (ad) and 119.23 (7) (em) of the statutes; relating to: requiring private
4 schools, participating in ^{a parental} the choice program to maintain accreditation.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

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

Insert
1-5

5 SECTION 1. 118.60 (7) (ad) of the statutes is created to read:
6 118.60 (7) (ad) (1.) The governing body of a participating private school
7 accredited as required under sub. (2) (a) 7. shall ensure that the private school
8 continuously maintains accreditation from an entity or organization identified
9 under sub. (2) (a) 7. as long as the private school continues to participate in the
10 program under this section.

2. If the state superintendent determines that a participating private school has failed or is unable to maintain accreditation as required under subd. 1., that the governing body of the private school has withdrawn the private school from the accreditation process, or that the private school's accreditation has been revoked by one of the entities or organizations identified in sub. (2) (a) 7., the state superintendent shall issue an order immediately terminating the private school's participation in the program under this section.

3. A private school whose participation is terminated under subd. 2. may not participate in the program under this section until the governing body of the private school demonstrates to the satisfaction of the department that it has obtained accreditation from an accrediting entity or organization identified under sub. (2) (a) 7. other than the entity or organization from which the private school's accreditation had lapsed or, if the private school's accreditation was revoked, other than the entity or organization that revoked the private school's accreditation.

SECTION 2. 118.60 (7) (em) of the statutes is created to read:

118.60 (7) (em) 1. Subject to subd. 2., beginning in the 2013-14 school year, the governing body of each participating private school shall ^{by March 1, annually} ^(S by January 15) ~~annually~~ ^{demonstrate to the satisfaction of} provide the department ^{for the current school year} ~~with evidence demonstrating~~ that the private school remains accredited ~~as required under par. (ad).~~ The governing body shall include as evidence of accreditation a letter prepared by one of the accrediting entities or organizations identified under sub. (2) (a) 7. that confirms that the private school is accredited by that entity or organization as of the date of the letter.

2. A participating private school shall immediately notify the department if its accreditation ^{status with} ~~by~~ one of the entities or organizations identified under sub. (2) (a) 7. ~~is revoked by that entity or organization.~~

Changes



Insert 3-1

fix component

(am) 10

created

1

SECTION 3. 118.60 (10) (a) 6. of the statutes is amended to read:

2

118.60 (10) (a) 6. Failed to comply with the requirements under sub. (7) (b) or,

3

(c), or (em).

(am) 10

requirements

***NOTE: This subd., and the parallel provision at s. 119.23 (10) (a) 6., permits, but does not require, the state superintendent to prohibit the private school from participating in the choice program in the current school year if the school fails to submit evidence of accreditation by March 1 or fails to immediately notify DPI that its accreditation has been revoked.

Do you want to require the state superintendent to remove the private school from the program for failure to comply with these requirements? If so, do you want to prohibit the private school from participating in the current school year (meaning from March 1 onward through the remainder of the school year) or the following school year (compare ss. 118.60 (10) (a) and (am) and 119.23 (10) (a) and (am))?

Insert 3-4

4

SECTION 4. 118.60 (10) (c) of the statutes is amended to read:

5

118.60 (10) (c) Whenever the state superintendent issues an order under sub.

6

(7) (ad) or under par. (a), (am), or (b), he or she shall immediately notify the parent or guardian of each pupil attending the private school under this section.

(ar) ↑

Inserts 7
3-8A
3-8B
3-8C

7

SECTION 5. 119.23 (7) (ad) of the statutes is created to read:

8

9

119.23 (7) (ad) 1. The governing body of a participating private school

10

accredited as required under sub. (2) (a) 7. or (7) (f) shall ensure that the private school continuously maintains accreditation from an entity or organization identified under sub. (2) (a) 7. a., or, for a private school to which sub. (2) (a) 7. c. applies, the Institute for the Transformation of Learning at Marquette University, as long as the private school continues to participate in the program under this section.

***NOTE: This subdivision includes the Institute for the Transformation of Learning at Marquette University. Okay?

16

2. If the state superintendent determines that a participating private school has failed or is unable to maintain accreditation as required under subd. 1., that the governing body of the private school has withdrawn the private school from the accreditation process, or that the private school's accreditation has been revoked by

17

18

19

1 one of the entities or organizations identified in sub. (2) (a) 7. a., or, for a private
2 school to which sub. (2) (a) 7. c. applies, the Institute for the Transformation of
3 Learning at Marquette University, the state superintendent shall issue an order
4 immediately terminating the private school's participation in the program under
5 this section.

****NOTE: This subdivision includes the Institute for the Transformation of Learning at Marquette University. Okay?

6 3. A private school whose participation is terminated under subd. 2. may not
7 participate in the program under this section until the governing body of the private
8 school demonstrates to the satisfaction of the department that it has obtained
9 accreditation from an accrediting entity or organization identified under sub. (2) (a)
10 7. a. other than the entity or organization from which the private school's
11 accreditation had lapsed or, if the private school's accreditation was revoked, other
12 than the entity or organization that revoked the private school's accreditation.

13 **SECTION 6.** 119.23 (7) (em) of the statutes is created to read:

14 119.23 (7) (em) 1. Subject to subd. 2., beginning in the 2013-14 school year, the
15 governing body of each participating private school shall, ²⁰by March 1, annually ^{by January 15}
16 provide the department with evidence demonstrating that the private school
17 remains accredited ^{for the current school year} as required under par. (ad). The governing body shall include as
18 evidence of accreditation a letter prepared by one of the accrediting entities or
19 organizations identified under sub. (2) (a) 7. a., or, for a private school to which sub.
20 (2) (a) 7. c. applies, the Institute for the Transformation of Learning at Marquette
21 University, that confirms that the private school is accredited by that entity or
22 organization as of the date of the letter.

Fix Component

1 2. A participating private school shall immediately notify the department if its
 2 accreditation ^{status with} (by) one of the entities or organizations identified under sub. (2) (a) 7.
 3 a., or, for a private school to which sub. (2) (a) 7. c. applies, the Institute for the
 4 Transformation of Learning at Marquette University, is revoked by that entity or
 5 organization. ← ^{changes}

6 SECTION 7. 119.23 (7) (f) ^(intro.) of the statutes is amended to read: ^{repealed}

7 119.23 (7) (f) (intro.) A private school that is neither accredited nor approved
 8 under sub. (2) (a) 7., and to which either of the following applies, shall apply for
 9 accreditation by December 31 of the school year in which it enters or reenters the
 10 program under this section and shall achieve accreditation by any entity or
 11 organization identified under sub. (2) (a) 7. a. by December 31 of the 3rd school year
 12 following the first school year that begins after July 1, 2013, in which it participates
 13 in the program:

14 SECTION 8. 119.23 (10) (a) 6. of the statutes is amended to read:
 15 119.23 (10) (a) 6. Failed to comply with the requirements under sub. (7) (b) or,
 16 (c), or (em).

Inserts
5-17A
5-17B

17 SECTION 9. 119.23 (10) (c) of the statutes is amended to read:
 18 119.23 (10) (c) Whenever the state superintendent issues an order under sub.
 19 (7) (ad) or under ^(ar) par. (a), (am), or (b), he or she shall immediately notify the parent
 20 or guardian of each pupil attending the private school under this section.

INS
5-20

21 SECTION 10. Nonstatutory provisions.
 22 (1) ^{AR} Notwithstanding sections 118.60 (7) (em) 1. and 119.23 (7) (em) 1. of the
 23 statutes, as created by this act, within 45 days after the effective date of this
 24 subsection, the governing body of each private school participating in the program
 25 under section 118.60 or 119.23 of the statutes in the 2012-13 school year shall submit

1 to the department of public instruction evidence demonstrating the accreditation
 2 status of the private school. If applicable, the governing body of the participating
 3 private school shall include as evidence of accreditation a letter prepared by one of
 4 the accrediting entities or organizations identified under section 118.60 (2) (a) 7. or
 5 119.23 (2) (a) 7. a. of the statutes, or, for a private school to which section 119.23 (2)
 6 (a) 7. c. of the statutes applies, the Institute for the Transformation of learning at
 7 Marquette University, that confirms that the private school is accredited by that
 8 entity or organization as of the date of the letter.

9 (2) If a private school described in subsection (1)^{a.r.} fails to comply with the
 10 notification requirement under subsection (1)^{a.r.} the state superintendent of the
 11 department of public instruction shall issue an order terminating^{barring} the private school's
 12 participation in the programs under sections 118.60 and 119.23 of the statutes
 13 beginning in the 2013-14 school year.

14 (3) A private school whose participation is terminated under subsection (2) may
 15 not participate in the program under section 118.60 or 119.23 of the statutes until
 16 the private school has complied with the requirements under section 118.60 (7) (ad)
 17 3. or 119.23 (7) (ad) 3. of the statutes, as created by this act.

18

(END)

d - note

2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1358/P1ins
TKK:cjs:rs

INSERT 1-5

1 SECTION 1. 118.60 (2) (a) 7. of the statutes is renumbered 118.60 (2) (a) 7. a. and
2 amended to read:

3 118.60 (2) (a) 7. a. For a private school that is a first-time participant in the
4 program under this section, and that is not accredited by Wisconsin North Central
5 Association, Wisconsin Religious and Independent School Accreditation,
6 Independent Schools Association of the Central States, Wisconsin Evangelical
7 Lutheran Synod School Accreditation, National Lutheran School Accreditation, the
8 diocese or archdiocese within which the private school is located, or by any other
9 organization recognized by the National Council for Private Schools Accreditation,
10 the private school obtains preaccreditation by the Institute for the Transformation
11 of Learning at Marquette University, ~~Wisconsin North Central Association,~~
12 ~~Wisconsin Religious and Independent Schools Accreditation, Independent Schools~~
13 ~~Association of the Central States, Wisconsin Evangelical Lutheran Synod School~~
14 ~~Accreditation, National Lutheran School Accreditation, or the diocese or archdiocese~~
15 ~~within which the private school is located~~ by September 1 before the first school term
16 of participation in the program under this section that begins after August 31, 2011;
17 by August 1 before the first school term of participation in the program under this
18 section that begins in the first school year that begins after a school district is
19 identified as an eligible school district under sub. (1m); or by May 1 if the private
20 school begins participation in the program under this section during summer school.
21 In any school year, a private school may apply for and seek to obtain preaccreditation
(22) from only one of the entities enumerated in this subdivision. A private school that

or by
one of the entities
or organizations identified in this subd. 7. a.

subd 0 11 20
e 70

Beginning on the effective date of this subd 70 b0
.... [LRB inserts date] ^

1 fails to obtain ~~accreditation~~ preaccreditation in a school year may apply for and seek
2 to obtain preaccreditation from one of the entities enumerated in this ~~subdivision~~ ⁷ in
3 the following school year. The subd 70 a0

4 b. Each private school shall achieve accreditation participating in the program
5 under this section that is not accredited by ~~Wisconsin North Central Association,~~
6 ~~Wisconsin Religious and Independent Schools Accreditation, Independent Schools~~
7 ~~Association of the Central States, Wisconsin Evangelical Lutheran Synod School~~
8 ~~Accreditation, National Lutheran School Accreditation, the diocese or archdiocese~~
9 ~~within which the private school is located, or any other organization recognized by~~
10 ~~the National Council for Private School Accreditation,~~ shall apply for accreditation
11 by one of those entities or organizations by December 31 of the first school year in
12 which the private school begins participation in, or reenters, the program under this
13 section, and shall achieve accreditation by one of those entities or organizations by
14 December 31 of the 3rd school year following the ~~first~~ school year in which the private
15 school begins participation in, or reenters, the program under this section. If the
16 private school is accredited under this subdivision subd. 7. b., the private school is
17 not required to obtain preaccreditation under subd. 7. a. as a prerequisite to
18 providing instruction under this section in additional grades or in an additional or
19 new school.

~~or, if the private school begins participating in or reenters the program during summer school,~~

History: 2011 a. 32, 47, 215; s. 35.17 correction in (4) (d) (intro.).
History: s section. The department may not by rule establish standards under sub. (7) (am) that exceed the standards established by the American Institute of Certified Public Accountants.

INSERT 3-4

SECTION 2. 118.60 (10) (ar) of the statutes is created to read:

118.60 (10) (ar) 1. If the state superintendent determines that a private school
has failed to continuously maintain accreditation as required under sub. (7) (ad) 1,
that the governing body of the private school has withdrawn the private school from

participating in the program under this section that is not accredited by one of the entities or organizations identified in subd 70 a0

1 the accreditation process, or that the private school's accreditation has been revoked
 2 by one of the entities or organizations identified in sub. (2) (a) 7/ ^{as} the state
 3 superintendent shall issue an order barring the private school's participation in the
 4 program under this section at the end of the current school year.

5 2. A private school whose participation ^{in the program under this section} is barred under subd. 1. may not
 6 participate in the program under this section until the governing body of the private
 7 school demonstrates to the satisfaction of the department that it has obtained
 8 accreditation from an accrediting entity or organization identified under sub. (2) (a)
 9 7. other than the entity or organization with which the private school ^{g failed} was unable to
 10 continuously maintain accreditation or, if the private school's accreditation was
 11 revoked, other than the entity or organization that revoked the private school's
 12 accreditation.

^ INSERT 3-8 A

x 13 SECTION 3. 118.60 (11) (c) of the statutes is created to read:

14 118.60 (11) (c) Within 10 days after receiving the information submitted as
 15 required under sub. (7) (em), notify the participating private school of receipt and
 16 approval of accreditation status.

17 SECTION 4. 119.23 (2) (a) 7. b. of the statutes is amended to read.

18 119.23 (2) (a) 7. b. Subject to subd. 7. c. and d., for a private school that is a
 19 first-time participant in the program under this section on or after July 1, 2009, and
 20 that is not accredited as provided under subd. 7. a., the private school obtains
 21 preaccreditation by the Institute for the Transformation of Learning at Marquette
 22 University, Wisconsin North Central Association, Wisconsin Religious and
 23 Independent Schools Accreditation, Independent Schools Association of the Central
 24 States, Wisconsin Evangelical Lutheran Synod School Accreditation, National

1 Lutheran School Accreditation, or the diocese or archdiocese within which the
2 private school is located by August 1 before the first school term of participation in
3 the program under this section that begins after July 1, 2009, or by May 1 if the
4 private school begins participating in the program during summer school. In any
5 school year, a private school may apply for and seek to obtain preaccreditation from
6 only one of the entities enumerated in this subd. 7. b. A private school that fails to
7 obtain accreditation ~~preaccreditation~~ in a school year may apply for and seek to
8 obtain preaccreditation from one of the entities enumerated in this subd. 7. b. in the
9 following school year. The ~~Each~~^a private school shall achieve accreditation
10 ~~participating in the program under this section that is not accredited~~ by Wisconsin
11 ~~North Central Association, Wisconsin Religious and Independent Schools~~
12 ~~Accreditation, Independent Schools Association of the Central States, Wisconsin~~
13 ~~Evangelical Lutheran Synod School Accreditation, National Lutheran School~~
14 ~~Accreditation, the diocese or archdiocese within which the private school is located,~~
15 ~~or any other organization recognized by the National Council for Private School~~
16 ~~Accreditation,~~ shall apply for accreditation by one of those entities or organizations
17 by December 31 of the first school year in which the private school begins
18 participation in, or reenters, the program under this section, and shall achieve
19 accreditation by one of those entities or organizations by December 31 of the 3rd
20 school year following the first school year that begins after July 1, 2009, in which it
21 participates the private school begins participation in, or reenters,^b the program
22 under this section. If the private school is accredited under this subd. 7. b., the
23 private school is not required to obtain preaccreditation as a prerequisite to

1 ~~providing instruction under this section in additional grades or in an additional or~~
2 ~~new school.~~

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 4002 to 4009, 9145 (1); 1995 a. 216; 1997 a. 27, 113; 1999 a. 9; 2001 a. 16, 105; 2003 a. 33, 155; 2005 a. 25, 125; 2009 a. 28, 96; 2011 a. 32, 47; s. 13.92 (2) (i); s. 35.17 correction in (4) (d) (intro.).

SECTION 5. 119.23 (2) (a) 7. c. of the statutes is amended to read:

INS
3-8
3C

4 119.23 (2) (a) 7. c. On or after July 1, 2009, a private school participating or
5 seeking to participate in the program under this section may not apply for
6 accreditation by the Institute for the Transformation of Learning at Marquette
7 University, except that a private school that has applied for accreditation to the
8 Institute for the Transformation of Learning at Marquette University before July 1,
9 2009, may complete the accreditation process with the Institute for the
10 Transformation of Learning at Marquette University, and may, subject to subd. 7. e.,
11 seek renewal of accreditation from the Institute for the Transformation of Learning
12 at Marquette University.

subd. 7. e.

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 4002 to 4009, 9145 (1); 1995 a. 216; 1997 a. 27, 113; 1999 a. 9; 2001 a. 16, 105; 2003 a. 33, 155; 2005 a. 25, 125; 2009 a. 28, 96; 2011 a. 32, 47; s. 13.92 (2) (i); s. 35.17 correction in (4) (d) (intro.).

SECTION 6. 119.23 (2) (a) 7. e. of the statutes is created to read:

13 119.23 (2) (a) 7. e. For a private school that is accredited by the Institute for
14 the Transformation of Learning at Marquette University and that is participating
15 in the program under this section on the effective date of this subdivision paragraph
16 in the program under this section on the effective date of this subdivision paragraph
17 [LRB inserts date], the private school achieves accreditation by Wisconsin North
18 Central Association, Wisconsin Religious and Independent Schools Accreditation,
19 Independent Schools Association of the Central States, Wisconsin Evangelical
20 Lutheran Synod School Accreditation, National Lutheran School Accreditation, the
21 diocese or archdiocese within which the private school is located, or any other
22 organization recognized by the National Council for Private School Accreditation, by
23 December 31, 2016. If the private school is accredited as provided under this subd.

one of the entities or organizations identified under subd. 7. a. c.

or bmo

[Handwritten scribbles]

(end IAS 3-8C)

1 7. e., the private school is not required to obtain preaccreditation under subd. 7. b.
2 as a prerequisite to providing instruction under this section in additional grades or
3 in an additional or new school.

INSERT 5-17 B

4 SECTION 7. 119.23 (10) (am) 1. of the statutes is amended to read:

5 119.23 (10) (am) 1. The private school has not complied with the ~~requirement~~
6 under sub. (7) (f) (em).

requirements

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 4002 to 4009, 9145 (1); 1995 a. 216; 1997 a. 27, 113; 1999 a. 9; 2001 a. 16, 105; 2003 a. 33, 155; 2005 a. 25, 125; 2009 a. 28, 96; 2011 a. 32, 47; s. 13.92 (2) (i); s. 35.17 correction in (4) (d) (intro).

x ~

7 SECTION 8. 119.23 (10) (ar) of the statutes is created to read:

8 119.23 (10) (ar) 1. If the state superintendent determines that a private school
9 has failed to continuously maintain accreditation as required under sub. (7) (ad) (1),
10 that the governing body of the private school has withdrawn the private school from
11 the accreditation process, or that the private school's accreditation has been revoked
12 by one of the entities or organizations identified in sub. (2) (a) 7. a. ~~or b.~~ or, for a
13 private school to which sub. (2) (a) 7. c. applies, the Institute for the Transformation
14 of Learning at Marquette University, the state superintendent shall issue an order
15 barring the private school's participation in the program under this section at the end
16 of the current school year.

in the program under this section

17 2. A private school whose participation is barred under subd. 1. may not
18 participate in the program under this section until the governing body of the private
19 school demonstrates to the satisfaction of the department that it has obtained
20 accreditation from an accrediting entity or organization identified under sub. (2) (a)

21 7. a. ~~or b.~~ other than the entity or organization with which the private school was
22 ~~unable~~ to continuously maintain accreditation or, if the private school's accreditation

failed

1 was revoked, other than the entity or organization that revoked the private school's
2 accreditation.

(end INS 5-17B)

3 **SECTION 9.** 119.23 (11) (c) of the statutes is created to read:

AX

INS
5-20

4 119.23 (11) (c) Within 10 days after receiving the information submitted as
5 required under sub. (7) (em), notify the participating private school of receipt and
6 approval of accreditation status.

INSERT 3-1

1 **SECTION 1.** 118.60 (9) of the statutes is amended to read:
2 118.60 (9) If any accrediting agency specified under sub. (2) (a) 7. a. determines
3 during the accrediting or preaccrediting process that a private school does not meet
4 all of the requirements under s. 118.165 (1), it shall report that failure to the
5 department.

History: 2011 a. 32, 47, 215; s. 35.17 correction in (4) (d) (intro.).
History: s section. The department may not by rule establish standards under sub. (7) (am) that exceed the standards established by the American Institute of Certified Public Accountants.

~~INSERT TO INSERT 5-3~~

INS 3-8 B

6 **SECTION 2.** 119.23 (2) (a) 7. b. of the statutes is amended to read:
7 119.23 (2) (a) 7. b. ~~Subject to subd. 7. c. and d., for~~ For a private school that is Δ...Δ
8 a first-time participant in the program under this section on or after July 1, 2009,
9 and before the effective date of this subd. 7. b. [LRB inserts date], and that is not
10 accredited as provided under subd. 7. a., the private school obtains preaccreditation
11 by the Institute for the Transformation of Learning at Marquette University,
12 Wisconsin North Central Association, Wisconsin Religious and Independent Schools
13 Accreditation, Independent Schools Association of the Central States, Wisconsin
14 Evangelical Lutheran Synod School Accreditation, National Lutheran School
15 Accreditation, or the diocese or archdiocese within which the private school is located
16 or by one of the entities or organizations identified in subd. 7. a. by August 1 before
17 the first school term of participation in the program under this section that begins
18 after July 1, 2009, or by May 1 if the private school begins participating in the
19 program during summer school. In any school year, a private school to which this
20 subd. 7. b. applies may apply for and seek to obtain preaccreditation from only one
21 of the entities ~~enumerated~~ or organizations identified in this subd. 7. b. A private

1 school to which this subd. 7. b. applies that fails to obtain accreditation
2 preaccreditation in a school year may apply for and seek to obtain preaccreditation
3 from one of the entities enumerated or organizations identified in this subd. 7. b. in
4 the following school year. The ✓

5 bg. Subject to subd. 7. c. and d., a private school to which subd. 7. b. applies shall
6 achieve accreditation by ~~Wisconsin North Central Association, Wisconsin Religious~~
7 ~~and Independent Schools Accreditation, Independent Schools Association of the~~
8 ~~Central States, Wisconsin Evangelical Lutheran Synod School Accreditation,~~
9 ~~National Lutheran School Accreditation, the diocese or archdiocese within which the~~
10 ~~private school is located, or any other organization recognized by the National~~
11 ~~Council for Private School Accreditation, one of the entities or organizations~~
12 identified in subd. 7. a. by December 31 of the 3rd school year following the first ✓
13 school year that begins after July 1, 2009, in which it the private school participates
14 in the program under this section. If the private school is accredited under this subd.
15 7. b. bg., the private school is not required to obtain preaccreditation as a prerequisite ✓
16 to providing instruction under this section in additional grades or in an additional ✓
17 or new school. ✓

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 4002 to 4009, 9145 (1); 1995 a. 216; 1997 a. 27, 113; 1999 a. 9; 2001 a. 16, 105; 2003 a. 33, 155; 2005 a. 25, 125; 2009 a. 28, 96; 2011 a. 32, 47; s. 13.92 (2) (i); s. 35.17 correction in (4) (d) (intro.).

SECTION 3. 119.23 (2) (a) 7. bm. and br. of the statutes are created to read:

18 **119.23 (2) (a) 7. bm.** For a private school that begins participation in, or
19 reenters, the program under this section on or after the effective date of this subd.
20 7. bm. [LRB inserts date], and that is not accredited by one of the entities or
21 organizations identified in subd. 7. a., the private school obtains preaccreditation by ✓
22 the Institute for the Transformation of Learning at Marquette University or by one
23 of the entities or organizations identified in subd. 7. a. by August 1 before the first
24

Fix Component

1 school term in which the private school begins participation in, or reenters, the
2 program under this section, or by May 1 if the private school begins participating in,
3 or reenters, the program during summer school. In any school year, a private school
4 to which this subd. 7. bm. applies may apply for and seek to obtain preaccreditation
5 from only one of the entities or organizations identified in this subd. 7. bm. A private
6 school to which this subd. 7. bm. applies that fails to obtain preaccreditation in a
7 school year may apply for and seek to obtain preaccreditation from one of the entities
8 enumerated in this subd. 7. bm. in the following school year.

9 br. A private school to which subd. 7. bm. applies shall apply for accreditation
10 by one of the entities or organizations identified in subd. 7. a. by December 31 of the ✓
11 school year in which the private school begins participation in, or reenters, the
12 program under this section, and shall achieve accreditation by one of those entities
13 or organizations by December 31 of the 3rd school year following the school year in
14 which the private school begins participation in, or reenters, the program under this
15 section. If the private school is accredited under this subd. 7. br., the private school
16 is not required to obtain preaccreditation as a prerequisite to providing instruction
17 under this section in additional grades or in an additional or new school.

(enc INS 3-8B)

2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1358/P1ins
TKK:cjs:rs

~~INSERT TO INSERT 5-3~~

1 **SECTION 1.** 119.23 (2) (a) 7. bm. of the statutes is created to read:
2 119.23 (2) (a) 7. bm. Beginning on the effective date of this subd. 7. bm. [LRB
3 inserts date], and except as provided in subd. 7. a., each private school participating
4 in the program under this section that is not accredited by Wisconsin North Central
5 Association, Wisconsin Religious and Independent Schools Accreditation,
6 Independent Schools Association of the Central States, Wisconsin Evangelical
7 Lutheran Synod School Accreditation, National Lutheran School Accreditation, the
8 diocese or archdiocese within which the private school is located, or any other
9 organization recognized by the National Council for Private School Accreditation,
10 shall apply for accreditation by one of those entities or organizations by December
11 31 of the school year in which the private school begins participation in, or reenters,
12 the program under this section, and shall achieve accreditation by one of those
13 entities or organizations by December 31 of the 3rd school year following the school
14 year in which the private school begins participation in, or reenters, the program
15 under this section. If the private school is accredited under this subd. 7. bm., the
16 private school is not required to obtain preaccreditation as a prerequisite to
17 providing instruction under this section in additional grades or in an additional or
18 new school.

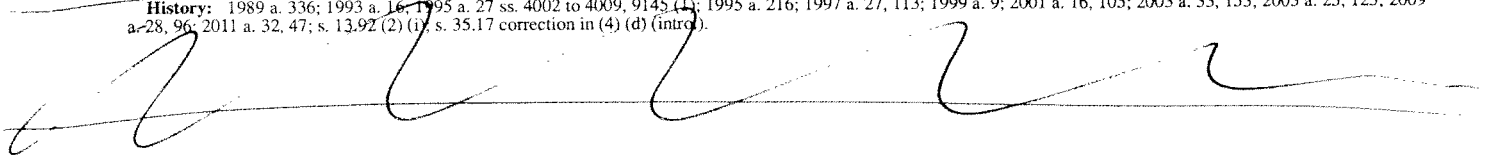
~~INSERT TO INSERT 6-4~~

INS 5-17A

19 **SECTION 2.** 119.23 (9) of the statutes is amended to read:
20 119.23 (9) If any accrediting agency specified under sub. (2) (a) 7. ^{plain} (a), b., or d.
21 determines during the accrediting or preaccrediting process that a private school

- 1 does not meet all of the requirements under s. 118.165 (1), it shall report that failure
- 2 to the department. (END INS 5-17A)

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 4002 to 4009, 9145 (1); 1995 a. 216; 1997 a. 27, 113; 1999 a. 9; 2001 a. 16, 105; 2003 a. 33, 155; 2005 a. 25, 125; 2009 a-28, 96; 2011 a. 32, 47; s. 13.92 (2) (i); s. 35.17 correction in (4) (d) (intro).

A large, stylized handwritten signature in black ink, consisting of several loops and a long horizontal stroke, is written across the page below the history text.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1358/P01dn

TKK:cjs:rs

Stays

2
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Please
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- date -

Senator Olsen:

I have modified this draft to in response to input received from DPI and School Choice Wisconsin at the February 20 meeting. As you review the draft, please note the following changes:

1. I have renumbered and amended s. 118.60 (2) (a) 7. and amended ~~119.23 (2) (a) 7. b.~~ ^{and substantially restructure s.} to require that all participating private schools apply for accreditation by December 31 of the first year in which the school participates in the program, or reenters the program, and obtain accreditation by December 31 of the 3rd school year of participation in the program. I repeal s. 119.23 (7) (f), as the requirement under that paragraph is now incorporated into s. 119.23 (2) (a) 7. ^{by and b/c}

2. I ^{create} have created ss. 118.60 (10) (ar) and 119.23 (10) (ar), which ^g ~~permit~~ ^{requires} DPI to bar a private school that has failed to continuously maintain accreditation as required under ss. 118.60 (7) (ad) and 119.23 (7) (ad) from participating in the program in the next school year and until the school has obtained accreditation.

3. In the previous draft, DPI was permitted to bar a private school that failed to notify DPI of its accreditation status from participating in the program in the current school year. I have removed this provision from ss. 118.60 (10) (a) and 119.23 (10) (a) and instead permit DPI to bar the private school from participating in the program in the next school year under ss. 118.60 (10) (am) and 119.23 (10) (am).

4. This draft requires private schools that are accredited with the Institute for the Transformation of Learning at Marquette University to ~~seek~~ ^{achieve} accreditation from another accrediting entity or organization by December 31, 2016.

In our meeting, representatives of School Choice Wisconsin requested that I create a provision in the statutes that would require a private school accredited by an entity or organization that is "removed from statute" to seek accreditation from another entity or organization within 3 years. I'm not sure how to draft this provision. In part, I am concerned that, without identifying the offending entity or organization in some way, this requirement would fail to provide adequate notice to private schools. The list of accrediting organizations and entities provided in the statutes is intentionally broad and vague (to include umbrella organizations) and includes a catch-all. How does the private school know when an accrediting entity or organization included in a catch-all

and
create
7. b.m.

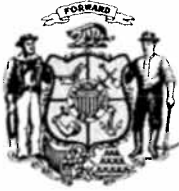
4th

3
2
or under an umbrella organization is no longer acceptable to DPI? And at what point does the ~~three~~-year time period for changing the accrediting entity or organization kick in?

I recommend that, if DPI determines that an accrediting entity or organization is no longer acceptable, the statues be amended to explicitly identify the entity or organization (as PAVE and ITLMU are identified in s. 119.23 (2) (a) 7.). Alternatively, the statues could require DPI to maintain a list of acceptable accrediting entities or organizations and to notify private schools when an accrediting entity or organization no longer comports with DPI's standards. Under this latter alternative, the ~~three~~-year timeline could be triggered when DPI provides the notice to private schools. 3

Let me know if you have any questions or concerns or wish to make any changes to this draft.

Tracy K. Kuczenski
Legislative Attorney
Phone: (608) 266-9867
E-mail: tracy.kuczenski@legis.wisconsin.gov



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1358/P2

TKK:cjs:jm

stays inserts
d-note

stays P2
keep

THUR late AM
or early PM

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

4/10/13 wanted 4/11/13 late a.m./early p.m.

Requirements for new private schools seeking to participate in a parental choice program and

regen

1 AN ACT to repeal 119.23 (7) (f); to renumber and amend 118.60 (2) (a) 7.; to
2 amend 118.60 (9), 118.60 (10) (c), 119.23 (2) (a) 7. b., 119.23 (2) (a) 7. c., 119.23
3 (9), 119.23 (10) (am) 1. and 119.23 (10) (c); and to create 118.60 (7) (ad), 118.60
4 (7) (em), 118.60 (10) (am) 1., 118.60 (10) (ar), 118.60 (11) (c), 119.23 (2) (a) 7. bm.
5 and br., 119.23 (2) (a) 7. e., 119.23 (7) (ad), 119.23 (7) (em), 119.23 (10) (ar) and
6 119.23 (11) (c) of the statutes; relating to: requiring a private school
7 participating in a parental choice program to maintain accreditation.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

FE-S

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

Insert 1-8

8 SECTION 1. 118.60 (2) (a) 7. of the statutes is renumbered 118.60 (2) (a) 7. a. and
9 amended to read:

1 118.60 (2) (a) 7. a. For a private school that is a first-time participant in the
2 program under this section, and that is not accredited by Wisconsin North Central
3 Association, Wisconsin Religious and Independent School Accreditation,
4 Independent Schools Association of the Central States, Wisconsin Evangelical
5 Lutheran Synod School Accreditation, National Lutheran School Accreditation, the
6 diocese or archdiocese within which the private school is located, or by any other
7 organization recognized by the National Council for Private Schools Accreditation,
8 the private school obtains preaccreditation by the Institute for the Transformation
9 of Learning at Marquette University, ~~Wisconsin North Central Association,~~
10 ~~Wisconsin Religious and Independent Schools Accreditation, Independent Schools~~
11 ~~Association of the Central States, Wisconsin Evangelical Lutheran Synod School~~
12 ~~Accreditation, National Lutheran School Accreditation, or the diocese or archdiocese~~
13 ~~within which the private school is located~~ or by one of the entities or organizations
14 identified in this subd. 7. a. by September 1 before the first school term of
15 participation in the program under this section that begins after August 31, 2011;
16 by August 1 before the first school term of participation in the program under this
17 section that begins in the first school year that begins after a school district is
18 identified as an eligible school district under sub. (1m); or by May 1 if the private
19 school begins participation in the program under this section during summer school.
20 In any school year, a private school may apply for and seek to obtain preaccreditation
21 from only one of the entities enumerated in this ~~subdivision~~ subd. 7. a. A private
22 school that fails to obtain ~~accreditation~~ preaccreditation in a school year may apply
23 for and seek to obtain preaccreditation from one of the entities enumerated in this
24 ~~subdivision~~ subd. 7. a. in the following school year. ~~The~~

1 b. Beginning on the effective date of this subd. 7. b. [LRB inserts date], each
 2 private school shall achieve accreditation by Wisconsin North Central Association,
 3 Wisconsin Religious and Independent Schools Accreditation, Independent Schools
 4 Association of the Central States, Wisconsin Evangelical Lutheran Synod School
 5 Accreditation, National Lutheran School Accreditation, the diocese or archdiocese
 6 within which the private school is located, or any other organization recognized by
 7 the National Council for Private School Accreditation, participating in the program
 8 under this section that is not accredited by one of the entities or organizations
 9 identified in ^{§ 50119.023(2)(a)} subd. 7. a. shall apply for accreditation by one of those entities or
 10 organizations by December 31 of the ^{first} school year ^{that begins after the effective date of this subd. 7. b. [LRB inserts date]} in which the private school begins
 11 participation in, or reenters, the program under this section, and shall achieve
 12 accreditation by one of those entities or organizations by December 31 of the 3rd
 13 school year following the first school year in which the private school begins
 14 participation in, or reenters, the program under this section. If the private school is
 15 accredited under this subdivision subd. 7. b., the private school is not required to
 16 obtain preaccreditation under subd. 7. a. as a prerequisite to providing instruction
 17 under this section in additional grades or in an additional or new school.

INS
3-17

SECTION 2. 118.60 (7) (ad) of the statutes is created to read:

18 118.60 (7) (ad) The governing body of a participating private school accredited
 19 as required under sub. (2) (a) 7. shall ensure that the private school continuously
 20 maintains accreditation from an entity or organization identified under ^{§ 50119.023} sub. (2) (a)
 21 7. a. as long as the private school continues to participate in the program under this
 22 section.
 23

Insert 3-24

SECTION 3. 118.60 (7) (em) of the statutes is created to read:

1 118.60 (7) (em) 1. Subject to subd. 2., beginning in the 2013–14 school year, the
 2 governing body of each participating private school shall annually, by January 15,
 3 ^{provide} demonstrate to the satisfaction of the department ^{with evidence demonstrating} that the private school remains
 4 accredited for the current school year as required under par. (ad). The governing
 5 body shall include as evidence of accreditation a letter prepared by one of the
 6 accrediting entities or organizations identified under ^{SO 1190 23} sub. (2) (a) 7. ²⁰ that confirms that
 7 the private school is accredited by that entity or organization as of the date of the
 8 letter.

9 2. A participating private school shall immediately notify the department if its
 10 accreditation status with one of the entities or organizations identified under ^{SO 1190 23} sub.
 11 (2) (a) 7. ^{ag} changes.

SECTION 4. 118.60 (9) of the statutes is amended to read:

13 118.60 (9) If any accrediting agency specified under sub. (2) (a) 7. a. determines
 14 during the accrediting or preaccrediting process that a private school does not meet
 15 all of the requirements under s. 118.165 (1), it shall report that failure to the
 16 department.

SECTION 5. 118.60 (10) (am) 1. of the statutes is created to read:

18 118.60 (10) (am) 1. The private school has not complied with the requirements
 19 under sub. (7) (em).

SECTION 6. 118.60 (10) (ar) of the statutes is created to read:

21 118.60 (10) (ar) 1. If the state superintendent determines that a private school
 22 has failed to continuously maintain accreditation as required under sub. (7) (ad),
 23 that the governing body of the private school has withdrawn the private school from
 24 the accreditation process, or that the private school's accreditation has been revoked
 25 by one of the entities or organizations identified in ^{SO 1190 23} sub. (2) (a) 7. a., the state

1 superintendent shall issue an order barring the private school's participation in the
2 program under this section at the end of the current school year.

3 2. A private school whose participation in the program under this section is
4 barred under subd. 1. may not participate in the program under this section until the
5 governing body of the private school demonstrates to the satisfaction of the
6 department that it has obtained accreditation from an accrediting entity or
7 organization identified under ^{e 50119023} (sub.) (2) (a) 7. ^{a.o} (other than the entity or organization with
8 which the private school failed to continuously maintain accreditation or, if the
9 private school's accreditation was revoked, other than the entity or organization that
10 revoked the private school's accreditation.

11 SECTION 7. 118.60 (10) (c) of the statutes is amended to read:

Insert 5-15

12 118.60 (10) (c) Whenever the state superintendent issues an order under par.
13 (a), (am), (ar), or (b), he or she shall immediately notify the parent or guardian of each
14 pupil attending the private school under this section.

15 SECTION 8. 118.60 (11) (c) of the statutes is created to read:

Insert 5-19

16 118.60 (11) (c) Within 10 days after receiving the information submitted as
17 required under sub. (7) (em), notify the participating private school of receipt and
18 approval of accreditation status.

19 SECTION 9. 119.23 (2) (a) 7. b. of the statutes is amended to read:

20 119.23 (2) (a) 7. b. ~~Subject to subd. 7. c. and d., for~~ For a private school that is
21 a first-time participant in the program under this section on or after July 1, 2009,
22 and before the effective date of this subd. 7. b. [LRB inserts date], and that is not
23 accredited as provided under subd. 7. a., the private school obtains preaccreditation
24 by the Institute for the Transformation of Learning at Marquette University,
25 ~~Wisconsin North Central Association, Wisconsin Religious and Independent Schools~~

1 ~~Accreditation, Independent Schools Association of the Central States, Wisconsin~~
2 ~~Evangelical Lutheran Synod School Accreditation, National Lutheran School~~
3 ~~Accreditation, or the diocese or archdiocese within which the private school is located~~
4 ~~or by one of the entities or organizations identified in subd. 7. a. by August 1 before~~
5 ~~the first school term of participation in the program under this section that begins~~
6 ~~after July 1, 2009, or by May 1 if the private school begins participating in the~~
7 ~~program during summer school. In any school year, a private school to which this~~
8 ~~subd. 7. b. applies may apply for and seek to obtain preaccreditation from only one~~
9 ~~of the entities ~~enumerated~~ or organizations identified in this subd. 7. b. A private~~
10 ~~school to which this subd. 7. b. applies that fails to obtain accreditation~~
11 ~~preaccreditation in a school year may apply for and seek to obtain preaccreditation~~
12 ~~from one of the entities ~~enumerated~~ or organizations identified in this subd. 7. b. in~~
13 ~~the following school year. The~~

14 bg. ~~Subject to subd. 7. c. and d., a private school to which subd. 7. b. applies shall~~
15 ~~achieve accreditation by Wisconsin North Central Association, Wisconsin Religious~~
16 ~~and Independent Schools Accreditation, Independent Schools Association of the~~
17 ~~Central States, Wisconsin Evangelical Lutheran Synod School Accreditation,~~
18 ~~National Lutheran School Accreditation, the diocese or archdiocese within which the~~
19 ~~private school is located, or any other organization recognized by the National~~
20 ~~Council for Private School Accreditation, one of the entities or organizations~~
21 ~~identified in subd. 7. a. by December 31 of the 3rd school year following the first~~
22 ~~school year that begins after July 1, 2009, in which it the private school participates~~
23 ~~in the program under this section. If the private school is accredited under this subd.~~
24 ~~7. b. bg., the private school is not required to obtain preaccreditation as a prerequisite~~

1 to providing instruction under this section in additional grades or in an additional
2 or new school.

3 **SECTION 10.** 119.23 (2) (a) 7. bm. and br. of the statutes are created to read:

4 119.23 (2) (a) 7. bm. For a private school that begins participation in, or
5 reenters, the program under this section on or after the effective date of this subd.
6 7. bm. [LRB inserts date], and that is not accredited by one of the entities or
7 organizations identified in subd. 7. a., the private school obtains preaccreditation by
8 the Institute for the Transformation of Learning at Marquette University or by one
9 of the entities or organizations identified in subd. 7. a. by August 1 before the first
10 school term in which the private school begins participation in, or reenters. the
11 program under this section, or by May 1 if the private school begins participating in,
12 or reenters, the program during summer school. In any school year, a private school
13 to which this subd. 7. bm. applies may apply for and seek to obtain preaccreditation
14 from only one of the entities or organizations identified in this subd. 7. bm. A private
15 school to which this subd. 7. bm. applies that fails to obtain preaccreditation in a
16 school year may apply for and seek to obtain preaccreditation from one of the entities
17 enumerated in this subd. 7. bm. in the following school year.

18 br. A private school to which subd. 7. bm. applies shall apply for accreditation

19 by one of the entities or organizations identified in subd. 7. a. by December 31 of the
20 ^{first} school year ^{that begins after the effective date of this subd. 7. br. ... [LRB inserts date]} in which the private school begins participation in, or reenters, the
21 program under this section, and shall achieve accreditation by one of those entities
22 or organizations by December 31 of the 3rd school year following the school year in
23 which the private school begins participation in, or reenters, the program under this
24 section. If the private school is accredited under this subd. 7. br., the private school

1 is not required to obtain preaccreditation as a prerequisite to providing instruction
2 under this section in additional grades or in an additional or new school.

3 SECTION 11. 119.23 (2) (a) 7. c. of the statutes is amended to read:

4 119.23 (2) (a) 7. c. On or after July 1, 2009, a private school participating or
5 seeking to participate in the program under this section may not apply for
6 accreditation by the Institute for the Transformation of Learning at Marquette
7 University, except that a private school that has applied for accreditation to the
8 Institute for the Transformation of Learning at Marquette University before July 1,
9 2009, may complete the accreditation process with the Institute for the
10 Transformation of Learning at Marquette University, and may, subject to subd. 7. e.,
11 seek renewal of accreditation from the Institute for the Transformation of Learning
12 at Marquette University.

Insert 8 - 13
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13 SECTION 12. 119.23 (2) (a) 7. e. of the statutes is created to read:

14 119.23 (2) (a) 7. e. For a private school that is accredited by the Institute for
15 the Transformation of Learning at Marquette University and that is participating
16 in the program under this section on the effective date of this subd. 7. e. [LRB
17 inserts date], the private school achieves accreditation by one of the entities or
18 organizations identified under subd. 7. a. by December 31, 2016. If the private school
19 is accredited as provided under this subd. 7. e., the private school is not required to
20 obtain preaccreditation under subd. 7. b. or bm. as a prerequisite to providing
21 instruction under this section in additional grades or in an additional or new school.

22 SECTION 13. 119.23 (7) (ad) of the statutes is created to read:

23 119.23 (7) (ad) The governing body of a participating private school accredited
24 as required under sub. (2) (a) 7. shall ensure that the private school continuously
25 maintains accreditation from an entity or organization identified under sub. (2) (a)