



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBb0882/1
FFK&TKK:all

**ASSEMBLY AMENDMENT 7,
TO SENATE BILL 21**

July 8, 2015 - Offered by Representatives POPE, GENRICH, SINICKI and CONSIDINE.

1 At the locations indicated, amend the bill, as shown by senate substitute
2 amendment 1, as follows:

3 **1.** At the appropriate places, insert all of the following:

4 “**SECTION 1.** 118.60 (2) (a) 10. of the statutes is created to read:

5 118.60 (2) (a) 10. The private school is located in this state.

6 **SECTION 2.** 118.60 (2) (d) of the statutes is created to read:

7 118.60 (2) (d) No more than 49 percent of a private school’s enrollment may
8 consist of pupils attending the private school under this section.

9 **SECTION 3.** 118.60 (4) (bg) 6. of the statutes is created to read:

10 118.60 (4) (bg) 6. This paragraph applies only to pupils who participated in the
11 program under this section before the 2015-16 school year.

12 **SECTION 4.** 118.60 (4) (bk) of the statutes is created to read:

1 118.60 (4) (bk) 1. In this paragraph, “incoming choice pupil” has the meaning
2 given in sub. (4d) (a).

3 2. For an incoming choice pupil, upon receipt from the pupil’s parent or
4 guardian of proof of the pupil’s enrollment in the private school during a school term,
5 the state superintendent shall pay to the private school in which the pupil is enrolled
6 on behalf of the pupil’s parent or guardian, from the appropriation under s. 20.255
7 (2) (fr), an amount determined under s. 118.51 (16) (a) 3. b. for that school year.

8 **SECTION 5.** 118.60 (4m) (a) 1. of the statutes is amended to read:

9 118.60 (4m) (a) 1. Determine the maximum amount that could have been paid,
10 at the end of the immediately preceding school term, per pupil under sub. (4) (bg) for
11 the grade in which the pupil is attending summer school under this section or, if the
12 pupil is an incoming choice pupil, the amount under sub. (4) (bk).

13 **SECTION 6.** 118.60 (4r) (a) of the statutes is amended to read:

14 118.60 (4r) (a) Multiply the amount determined under sub. (4) (bg) or (bk), if
15 the pupil is an incoming choice pupil, by 0.616.”.

16 **SECTION 7.** 118.60 (7) (b) 3m. of the statutes is amended to read:

17 118.60 (7) (b) 3m. Annually, schedule ~~2 meetings~~ at least one meeting each
18 month at which members of the governing body of the private school will be present
19 and at which pupils, and the parents or guardians of pupils, applying to attend the
20 private school or attending the private school may meet and communicate with the
21 members of the governing body. The meetings shall be open to the public. The
22 private school shall, within 30 days after the start of the school term, notify the
23 department in writing of the scheduled meeting dates and shall, at least 30 days
24 before the scheduled meeting date, notify in writing each pupil, or the parent or
25 guardian of each minor pupil, applying to attend the private school or attending the

1 private school of the meeting date, time, and place. The private school shall provide
2 notice of the meetings in the manner provided in s. 19.84.

3 **SECTION 8.** 118.60 (10) (a) 7. of the statutes is amended to read:

4 118.60 (10) (a) 7. Violated sub. (7) (b) 3m., 4., 5., or 6.

5 **SECTION 9.** 118.60 (10m) of the statutes is created to read:

6 118.60 (10m) The department of justice or the district attorney may institute,
7 manage, control, and direct, in the proper county, any prosecution for violation of
8 criminal laws affecting a parental choice program under this section, including laws
9 relating to parental choice programs under ch. 946 and laws affecting the health,
10 safety, and welfare of pupils attending private schools under parental choice
11 programs. For this purpose the department of justice shall have and exercise all
12 powers conferred upon district attorneys in such cases. The department of justice
13 or district attorney shall notify the department of public instruction of any such
14 prosecution of a person holding a license granted by the department of public
15 instruction.

16 **SECTION 10.** 119.23 (2) (a) 10. of the statutes is created to read:

17 119.23 (2) (a) 10. The private school is located in this state.

18 **SECTION 11.** 119.23 (2) (d) of the statutes is created to read:

19 119.23 (2) (d) No more than 49 percent of a private school's enrollment may
20 consist of pupils attending the private school under this section.

21 **SECTION 12.** 119.23 (7) (b) 3m. of the statutes is amended to read:

22 119.23 (7) (b) 3m. Annually, schedule ~~two meetings~~ at least one meeting each
23 month at which members of the governing body of the private school will be present
24 and at which pupils, and the parents or guardians of pupils, applying to attend the
25 private school or attending the private school may meet and communicate with the

1 members of the governing body. The meetings shall be open to the public. The
2 private school shall, within 30 days after the start of the school term, notify the
3 department in writing of the scheduled meeting dates and shall, at least 30 days
4 before the scheduled meeting date, notify in writing each pupil, or the parent or
5 guardian of each minor pupil, applying to attend the private school or attending the
6 private school of the meeting date, time, and place. The private school shall provide
7 notice of the meetings in the manner provided in s. 19.84.

8 **SECTION 13.** 119.23 (10) (a) 7. of the statutes is amended to read:

9 119.23 (10) (a) 7. Violated sub. (7) (b) 3m., 4., 5., or 6.

10 **SECTION 14.** 119.23 (10m) of the statutes is created to read:

11 119.23 (10m) The department of justice or the district attorney may institute,
12 manage, control, and direct, in the proper county, any prosecution for violation of
13 criminal laws affecting a parental choice program under this section, including laws
14 relating to parental choice programs under ch. 946 and laws affecting the health,
15 safety, and welfare of pupils attending private schools under parental choice
16 programs. For this purpose the department of justice shall have and exercise all
17 powers conferred upon district attorneys in such cases. The department of justice
18 or district attorney shall notify the department of public instruction of any such
19 prosecution of a person holding a license granted by the department of public
20 instruction.

21 **SECTION 15.** 946.94 of the statutes is created to read:

22 **946.94 Parental choice program fraud. (1)** In this section, “parental choice
23 program” means a parental choice program under s. 118.60 or 119.23.

1 (2) Whoever intentionally makes or causes to be made any false statement or
2 representation of material fact in any application to participate in a parental choice
3 program is guilty of a Class A misdemeanor.

4 (3) No person may do any of the following:

5 (a) Having knowledge of an event affecting the person's eligibility to participate
6 in a parental choice program, conceal or fail to disclose that event with an intent to
7 fraudulently participate in a parental choice program.

8 (b) Receive a payment under a parental choice program and use the funding
9 for purposes that are not authorized under the parental choice program.

10 (c) Whoever violates par. (a) or (b) is subject to the following penalties:

11 1. If the value of the payment that is obtained as the result of the violation is
12 more than \$5,000 but does not exceed \$10,000, a Class H felony.

13 2. If the value of the payment that is obtained as the result of the violation is
14 more than \$10,000, a Class G felony.

15 (4) Whoever makes any statement in a written application to participate in a
16 parental choice program is considered to have made an admission as to the existence,
17 correctness, or validity of any fact stated. Such a statement is prima facie evidence
18 against the person who made it in any complaint, information, or indictment, or in
19 any action brought for enforcement of any provision of this section.

20 **SECTION 9334. Initial applicability; Public Instruction.**

21 (1j) PARENTAL CHOICE PROGRAM FRAUD. The treatment of section 946.94 of the
22 statutes first applies to acts and omissions that occur on the effective date of this
23 subsection.”.

24 **2.** Page 1047, line 20: delete “(bg)” and substitute “(bk)”.

1 **3.** Page 1047, line 21: delete “(bg)” and substitute “(bk)”.

2 **4.** Page 1118, line 5: delete “(bg)” and substitute “(bk)”.

3 **5.** At the appropriate places, insert all of the following:

4 “**SECTION 1.** 118.60 (7) (h) of the statutes is created to read:

5 118.60 (7) (h) 1. Each private school participating in the program under this
6 section shall annually conduct state and federal background checks of all teachers
7 and administrators employed by the private school on the effective date of this
8 subdivision [LRB inserts date].

9 2. Beginning on the effective date of this subdivision [LRB inserts date],
10 each private school participating in the program under this section shall annually
11 conduct state and federal background checks of each individual who applies to teach
12 in or serve as an administrator of the private school prior to extending an offer of
13 employment to that individual.

14 3. A participating private school may not employ a person as a teacher or
15 administrator or contract with the person to serve as a teacher or administrator if
16 the person would not be eligible to be employed, licensed, or permitted for any of the
17 reasons specified under s. 115.31 (2g) or (6m) or 115.315.

18 **SECTION 2.** 118.60 (10) (bg) of the statutes is created to read:

19 118.60 (10) (bg) The state superintendent may issue an order immediately
20 terminating a private school’s participation in the program under this section if he
21 or she determines that the owner of the private school would not be eligible or
22 permitted to be employed, licensed, or permitted for any of the reasons specified
23 under s. 115.31 (2g) or (6m) or 115.315.

24 **SECTION 3.** 118.60 (10) (br) of the statutes is created to read:

1 118.60 **(10)** (br) The state superintendent may issue an order immediately
2 terminating a private school's participation in the program under this section if he
3 or she determines that the private school has failed to comply with the requirements
4 under sub. (7) (h) 1. or 2. or if the private school employs an individual in
5 contravention of the prohibitions under sub. (7) (h) 3.

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

7 118.60 **(10)** (c) Whenever the state superintendent issues an order under par.
8 (a), (am), (ar), ~~or (b)~~, (bg), or (br), he or she shall immediately notify the parent or
9 guardian of each pupil attending the private school under this section.

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

11 119.23 **(7)** (h) 1. Each private school participating in the program under this
12 section shall annually conduct state and federal background checks of all teachers
13 and administrators employed by the private school on the effective date of this
14 subdivision [LRB inserts date].

15 2. Beginning on the effective date of this subdivision [LRB inserts date],
16 each private school participating in the program under this section shall annually
17 conduct state and federal background checks of each individual who applies to teach
18 in or serve as an administrator of the private school prior to extending an offer of
19 employment to that individual.

20 3. A participating private school may not employ a person as a teacher or
21 administrator or contract with the person to serve as a teacher or administrator if
22 the person would not be eligible to be employed, licensed, or permitted for any of the
23 reasons specified under s. 115.31 (2g) or (6m) or 115.315.

24 **SECTION 6.** 119.23 (10) (bg) of the statutes is created to read:

1 119.23 (10) (bg) The state superintendent may issue an order immediately
2 terminating a private school's participation in the program under this section if he
3 or she determines that the owner of the private school would not be eligible or
4 permitted to be employed, licensed, or permitted for any of the reasons specified
5 under s. 115.31 (2g) or (6m) or 115.315.

6 **SECTION 7.** 119.23 (10) (br) of the statutes is created to read:

7 119.23 (10) (br) The state superintendent may issue an order immediately
8 terminating a private school's participation in the program under this section if he
9 or she determines that the private school has failed to comply with the requirements
10 under sub. (7) (h) 1. or 2. or if the private school employs an individual in
11 contravention of the prohibitions under sub. (7) (h) 3.

12 **SECTION 8.** 119.23 (10) (c) of the statutes is amended to read:

13 119.23 (10) (c) Whenever the state superintendent issues an order under par.
14 (a), (am), (ar), ~~or~~ (b), (bg), or (br), he or she shall immediately notify the parent or
15 guardian of each pupil attending the private school under this section.”.

16 **6.** Page 16, line 17: delete the material beginning with that line and ending
17 with page 17, line 24.

18 **7.** Page 18, line 22: delete “town, or, subject to par. (os), of a school district.”
19 and substitute “town or school district”.

20 **8.** Page 18, line 24: delete the material beginning with that line and ending
21 with page 19, line 12.

22 **9.** Page 68, line 17: delete lines 17 to 19.

23 **10.** Page 116, line 4: delete that line.

24 **11.** Page 118, line 17: delete that line.

- 1 **12.** Page 120, line 15: delete lines 15 to 16.
- 2 **13.** Page 120, line 20: delete lines 20 and 21.
- 3 **14.** Page 295, line 18: delete lines 18 to 21.
- 4 **15.** Page 295, line 22: delete lines 22 to 25.
- 5 **16.** Page 296, line 6: delete lines 6 to 8.
- 6 **17.** Page 296, line 24: delete the material beginning with that line and ending
7 with page 297, line 5.
- 8 **18.** Page 297, line 6: delete lines 6 to 9.
- 9 **19.** Page 404, line 14: delete lines 14 to 17.
- 10 **20.** Page 411, line 23: delete lines 23 to 25.
- 11 **21.** Page 423, line 23: delete lines 23 to 25.
- 12 **22.** Page 425, line 24: delete the material beginning with that line and ending
13 with page 427, line 2.
- 14 **23.** Page 437, line 11: delete the material beginning with that line and ending
15 with page 438, line 13.
- 16 **24.** Page 584, line 18: delete lines 18 to 23.
- 17 **25.** Page 596, line 20: delete lines 20 to 24.
- 18 **26.** Page 601, line 8: delete lines 8 to 24.
- 19 **27.** Page 602, line 17: delete lines 17 to 25.
- 20 **28.** Page 618, line 11: delete the material beginning with that line and ending
21 with page 619, line 3.
- 22 **29.** Page 938, line 1: delete lines 1 to 5.

1 **30.** Page 938, line 6: delete lines 6 to 18.

2 **31.** Page 938, line 18: after that line insert:

3 “**SECTION 3182sm.** 115.28 (7) (b) of the statutes is amended to read:

4 115.28 (7) (b) Subject to the same rules and laws concerning qualifications of
5 applicants and granting and revocation of licenses ~~or certificates~~ under par. (a), the
6 state superintendent shall grant ~~certificates and~~ licenses to teachers in private
7 schools and tribal schools, except that teaching experience requirements for such
8 ~~certificates and~~ licenses may be fulfilled by teaching experience in public, private,
9 or tribal schools. An applicant is not eligible for a license ~~or certificate~~ unless the
10 state superintendent finds that the private school or tribal school in which the
11 applicant taught offered an adequate educational program during the period of the
12 applicant’s teaching therein. ~~Private~~ Except as provided in ss. 118.60 (2) (a) 6m. and
13 119.23 (2) (a) 6m., private schools are not obligated to employ only licensed or
14 certified teachers.”

15 **32.** Page 938, line 19: delete the material beginning with that line and ending
16 with page 939, line 7.

17 **33.** Page 939, line 8: delete the material beginning with that line and ending
18 with page 940, line 13.

19 **34.** Page 942, line 16: delete the material beginning with that line and ending
20 with page 943, line 2.

21 **35.** Page 944, line 16: delete the material beginning with that line and ending
22 with page 945, line 2.

23 **36.** Page 945, line 8: delete “or (2x)”.

- 1 **37.** Page 946, line 7: delete “or (2x)”.
- 2 **38.** Page 950, line 12: delete “or (2x)”.
- 3 **39.** Page 952, line 1: delete the material beginning with that line and ending
4 with page 953, line 9.
- 5 **40.** Page 954, line 24: delete the material beginning with that line and ending
6 with page 955, line 9.
- 7 **41.** Page 957, line 4: delete the material beginning with that line and ending
8 with page 966, line 23.
- 9 **42.** Page 967, line 25: delete the material beginning with that line and ending
10 with page 969, line 2.
- 11 **43.** Page 969, line 13: delete the material beginning with that line and ending
12 with page 970, line 2.
- 13 **44.** Page 973, line 8: delete lines 8 to 10.
- 14 **45.** Page 973, line 11: delete the material beginning with that line and ending
15 with page 975, line 12.
- 16 **46.** Page 979, line 17: delete “or (2x)”.
- 17 **47.** Page 979, line 25: delete “or (2x)”.
- 18 **48.** Page 980, line 14: delete lines 14 to 17.
- 19 **49.** Page 981, line 3: delete lines 3 to 10.
- 20 **50.** Page 981, line 11: delete the material beginning with that line and ending
21 with page 982, line 5.

1 **51.** Page 982, line 6: delete the material beginning with that line and ending
2 with page 983, line 5.

3 **52.** Page 983, line 11: delete lines 11 to 16.

4 **53.** Page 983, line 16: after that line insert:

5 “**SECTION 3247m.** 118.19 (1) of the statutes is amended to read:

6 118.19 (1) Except as provided in s. 118.40 (8) (b) 2., any person seeking to teach
7 in a public school, including a charter school, in a private school participating in a
8 parental choice program under s. 118.60 or 119.23, or in a school or institution
9 operated by a county or the state shall first procure a license or permit from the
10 department.”.

11 **54.** Page 983, line 21: delete that line and substitute “(a) and 118.192.
12 Notwithstanding s. 36.11 (16), no”.

13 **55.** Page 984, line 16: delete lines 16 to 20.

14 **56.** Page 985, line 1: delete the material beginning with that line and ending
15 with page 989, line 22.

16 **57.** Page 993, line 12: delete lines 12 to 18.

17 **58.** Page 993, line 19: delete the material beginning with that line and ending
18 with page 994, line 3.

19 **59.** Page 994, line 4: delete lines 4 to 11.

20 **60.** Page 994, line 23: delete lines 23 to 25.

21 **61.** Page 995, line 14: delete the material beginning with “and” and ending
22 with “ch. 119” on line 18.

- 1 **62.** Page 996, line 19: delete the material beginning with that line and ending
2 with page 997, line 8.
- 3 **63.** Page 997, line 9: delete lines 9 to 12.
- 4 **64.** Page 997, line 15: delete “or (2x)”.
- 5 **65.** Page 997, line 16: delete “or s. 118.301 (3)”.
- 6 **66.** Page 997, line 17: delete the material beginning with that line and ending
7 with page 998, line 10.
- 8 **67.** Page 998, line 11: delete lines 11 to 23 and substitute:
9 “**SECTION 3264m.** 118.30 (6) of the statutes is amended to read:
10 118.30 **(6)** A school board and an operator of a charter school under s. 118.40
11 **(2r)** or (2x) is not required to administer the 4th and 8th grade examinations adopted
12 or approved by the state superintendent under sub. (1) if the school board or the
13 operator of the charter school administers its own 4th and 8th grade examinations,
14 the school board or operator of the charter school provides the state superintendent
15 with statistical correlations of those examinations with the examinations adopted or
16 approved by the state superintendent under sub. (1), and the federal department of
17 education approves.”.
- 18 **68.** Page 998, line 13: delete “or (2x)”.
- 19 **69.** Page 998, line 24: delete the material beginning with that line and ending
20 with page 1002, line 21.
- 21 **70.** Page 1000, line 22: delete “or (2x)”.
- 22 **71.** Page 1002, line 11: delete “or”.
- 23 **72.** Page 1002, line 12: delete “(2x)”.

1 **73.** Page 1002, line 22: delete lines 22 to 24.

2 **74.** Page 1002, line 24: after that line insert:

3 “**SECTION 3266an.** 118.305 (3) (e) of the statutes is amended to read:

4 118.305 (3) (e) It does not constitute corporal punishment, as defined in s.
5 118.31 (1) (a).

6 **SECTION 3266ao.** 118.31 (1) of the statutes is renumbered 118.31 (1) (intro.)
7 and amended to read:

8 118.31 (1) (intro.) In this section, ~~“corporal:~~

9 (a) “Corporal punishment” means the intentional infliction of physical pain
10 which is used as a means of discipline. “Corporal punishment” includes, but is not
11 limited to, paddling, slapping or prolonged maintenance of physically painful
12 positions, when used as a means of discipline. “Corporal punishment” does not
13 include actions consistent with an individualized education program developed
14 under s. 115.787 or reasonable physical activities associated with athletic training.

15 **SECTION 3266ap.** 118.31 (1) (b) of the statutes is created to read:

16 118.31 (1) (b) “Private school” means a private school, as defined in s. 115.001
17 (3r), that is participating in any parental choice program under ss. 118.60 and
18 119.23.

19 **SECTION 3266aq.** 118.31 (2) of the statutes is amended to read:

20 118.31 (2) Except as provided in sub. (3), no official, employee, or agent of a
21 school board or of a private school may subject a pupil enrolled in the school district
22 or in the private school to corporal punishment.

23 **SECTION 3266ar.** 118.31 (3) (intro.) of the statutes is amended to read:

1 118.31 (3) (intro.) Subsection (2) does not prohibit an official, employee, or
2 agent of a school board or of a private school from:

3 **SECTION 3266as.** 118.31 (4) of the statutes is amended to read:

4 118.31 (4) Each school board and each private school shall adopt a policy that
5 allows any official, employee, or agent of the school board or private school to use
6 reasonable and necessary force for the purposes of sub. (3) (a) to (h). In determining
7 whether or not ~~a person~~ an official, employee, or agent of a school board or of a private
8 school was acting within the exceptions in sub. (3), deference shall be given to
9 reasonable, good faith judgments made by ~~an~~ the official, employee, or agent of ~~a~~
10 school board.

11 **SECTION 3266at.** 118.31 (5) of the statutes is amended to read:

12 118.31 (5) Except as provided in s. 939.61 (1), this section does not create a
13 separate basis for civil liability of a school board or of a private school or ~~their~~
14 ~~officials, employees or agents~~ of an official, employee, or agent of the school board or
15 private school for damages arising out of claims involving allegations of improper or
16 unnecessary use of force by a school employees official, employee, or agent against
17 students a pupil.

18 **SECTION 3266au.** 118.31 (6) of the statutes is amended to read:

19 118.31 (6) Nothing in this section shall prohibit, permit, or otherwise affect any
20 action taken by an official, employee, or agent of a school board or private school with
21 regard to a person who is not a pupil enrolled in the school district or in the private
22 school.”.

23 **75.** Page 1003, line 19: delete “that subject area or by creating a learning
24 portfolio related to”.

- 1 **76.** Page 1005, line 2: delete the material beginning with “and an” and ending
2 with “grades” on line 6.
- 3 **77.** Page 1005, line 2: delete “or (2x)”.
- 4 **78.** Page 1005, line 13: delete the material beginning with “and the” and
5 ending with “ch. 119” on line 16.
- 6 **79.** Page 1005, line 18: delete the material beginning with “or the” and ending
7 with “ch. 119” on line 20.
- 8 **80.** Page 1006, line 5: delete lines 5 to 25.
- 9 **81.** Page 1006, line 7: delete “or (2x)”.
- 10 **82.** Page 1007, line 5: delete “or (2x)”.
- 11 **83.** Page 1007, line 13: delete “or (2x)”.
- 12 **84.** Page 1007, line 18: delete “or (2x)”.
- 13 **85.** Page 1007, line 24: delete “or (2x)”.
- 14 **86.** Page 1008, line 17: delete the material beginning with that line and
15 ending with page 1009, line 2.
- 16 **87.** Page 1009, line 4: delete “or (2x)”.
- 17 **88.** Page 1009, line 8: delete “or s. 118.301 (3)”.
- 18 **89.** Page 1009, line 12: delete lines 12 to 17.
- 19 **90.** Page 1009, line 18: delete the material beginning with that line and
20 ending with page 1010, line 2.
- 21 **91.** Page 1010, line 3: delete lines 3 to 23.

- 1 **92.** Page 1010, line 24: delete the material beginning with that line and
2 ending with page 1011, line 9.
- 3 **93.** Page 1011, line 10: delete lines 10 to 24.
- 4 **94.** Page 1012, line 4: delete lines 4 to 11.
- 5 **95.** Page 1014, line 13: delete lines 13 to 24.
- 6 **96.** Page 1015, line 1: delete lines 1 to 10.
- 7 **97.** Page 1015, line 11: delete lines 11 to 14.
- 8 **98.** Page 1015, line 22: delete “a. to f.”.
- 9 **99.** Page 1016, line 13: delete the material beginning with that line and
10 ending with page 1017, line 20.
- 11 **100.** Page 1018, line 1: delete the material beginning with that line and
12 ending with page 1021, line 4.
- 13 **101.** Page 1021, line 17: delete that line and substitute:
14 “118.40 (3) (f) A contract with a school board or an entity under sub. (2r) (b)”.
- 15 **102.** Page 1021, line 18: delete “the director under sub. (2x)”.
- 16 **103.** Page 1021, line 20: delete lines 20 to 21 and substitute “contract with a
17 school board or an entity under sub. (2r) (b).”.
- 18 **104.** Page 1021, line 24: delete the material beginning with that line and
19 ending with “(2x)” on page 1022, line 1 and substitute “contract with a school board
20 or an entity under sub. (2r) (b)”.
- 21 **105.** Page 1022, line 11: delete “board, an” and substitute “board and an”.
- 22 **106.** Page 1022, line 12: delete “, and the director under sub. (2x)”.

1 **107.** Page 1023, line 3: delete that line and substitute:

2 “3. The operating costs the school board or entity under sub. (2r) (b)”.

3 **108.** Page 1023, line 4: delete “under sub. (2x)”.

4 **109.** Page 1023, line 6: delete that line and substitute:

5 “4. The services the school board or entity under sub. (2r) (b)”.

6 **110.** Page 1023, line 7: delete “sub. (2x)”.

7 **111.** Page 1024, line 8: delete that line and substitute “~~a contract for~~, or an
8 entity under sub. (2r) may”.

9 **112.** Page 1024, line 11: delete that line and substitute “the school board or
10 entity under sub. (2r) makes”.

11 **113.** Page 1025, line 6: delete lines 6 to 23.

12 **114.** Page 1030, line 12: delete “or the director under s. 118.40 (2x)”.

13 **115.** Page 1039, line 12: delete lines 12 to 17.

14 **116.** Page 1040, line 3: delete “or (2x)”.

15 **117.** Page 1040, line 10: after that line insert:

16 “**SECTION 3315m.** 118.60 (2) (a) (intro.) of the statutes is amended to read:

17 118.60 (2) (a) (intro.) Subject to pars. (ag) ~~and~~, (ar), and (be), any pupil in grades
18 kindergarten to 12 who resides within an eligible school district may attend any
19 private school under this section and, subject to pars. (ag), (ar), (be), (bm), and (bs),
20 any pupil in grades kindergarten to 12 who resides in a school district, other than
21 an eligible school district or a 1st class city school district, may attend any private
22 school under this section if all of the following apply:”.

23 **118.** Page 1042, line 7: after that line insert:

1 **“SECTION 3322m.** 118.60 (2) (a) 6m. of the statutes is created to read:

2 118.60 (2) (a) 6m. All instructional staff employed by the private school hold
3 a license or permit to teach issued by the department. For purposes of this
4 subdivision, “instructional staff” has the meaning given in the rules promulgated by
5 the department under s. 121.02 (1) (a) 2.”.

6 **119.** Page 1042, line 8: delete lines 8 to 25.

7 **120.** Page 1042, line 8: delete lines 8 to 25 and substitute:

8 **“SECTION 3323mm.** 118.60 (2) (be) of the statutes is repealed and recreated to
9 read:

10 118.60 (2) (be) Beginning in the 2016-17 school year, a pupil may not attend
11 a participating private school under this section unless the pupil attended a
12 participating private school under this section in the 2015-16 school year.”.

13 **121.** Page 1043, line 5: after that line insert:

14 **“SECTION 3323r.** 118.60 (2) (c) of the statutes is amended to read:

15 118.60 (2) (c) 1. Notwithstanding par. (a) 6. and 6m., a teacher employed by a
16 private school participating in the program under this section who teaches only
17 courses in rabbinical studies is not required to have a bachelor’s degree or hold a
18 license or permit to teach issued by the department.

19 2. Notwithstanding par. (a) 6. and 6m., an administrator of a private school
20 participating in the program under this section that prepares and trains pupils
21 attending the school in rabbinical studies is not required to have a bachelor’s degree
22 or hold a license or permit to teach issued by the department.”.

23 **122.** Page 1046, line 13: delete the material beginning with that line and
24 ending with page 1047, line 10, and substitute:

1 **“SECTION 3331d.** 118.60 (4) (bg) 3. b. of the statutes is repealed.

2 **SECTION 3331h.** 118.60 (4) (bg) 3. c. of the statutes is created to read:

3 118.60 (4) (bg) 3. c. The average of the tuition paid by a pupil attending the
4 private school, but not under the program under this section or the program under
5 s. 119.23, in the current and 2 preceding school years.

6 **SECTION 3331p.** 118.60 (4) (bg) 3. d. of the statutes is created to read:

7 118.60 (4) (bg) 3. d. \$6,442.

8 **SECTION 3331t.** 118.60 (4) (bg) 5. of the statutes is repealed.”.

9 **123.** Page 1047, line 14: delete the material beginning with “or any” and
10 ending with “thereafter,” on line 15.

11 **124.** Page 1048, line 11: delete lines 11 to 15.

12 **125.** Page 1052, line 13: delete the material beginning with that line and
13 ending with page 1053, line 2, and substitute:

14 **“SECTION 3355rg.** 118.60 (7) (d) 1. b. of the statutes is amended to read:

15 118.60 (7) (d) 1. b. ~~A~~ Except as provided in subd. 1. c., a copy of the school’s
16 current certificate of occupancy issued by the municipality within which the school
17 is located. If the private school moves to a new location, the private school shall
18 submit a copy of the new certificate of occupancy issued by the municipality within
19 which the school is located to the department before the attendance of pupils at the
20 new location and before the next succeeding date specified in s. 121.05 (1) (a).

21 c. If the municipality within which the private school is located does not issue
22 certificates of occupancy, ~~the private school may submit~~ a certificate of occupancy
23 issued by the local or regional governmental unit with authority to issue certificates
24 of occupancy or a letter or form from the municipality within which the private school

1 is located that explains that the municipality does not issue certificates of occupancy.
2 A ~~temporary certificate of occupancy does not meet the requirement of this~~
3 ~~subdivision~~ private school to which this subd. 1. c. applies shall annually obtain a
4 building inspection of the school building.

5 **SECTION 3355rr.** 118.60 (7) (d) 1. d. of the statutes is created to read:

6 118.60 (7) (d) 1. d. A temporary certificate of occupancy does not satisfy the
7 requirements of this subdivision.”.

8 **126.** Page 1053, line 10: delete lines 10 to 15.

9 **127.** Page 1053, line 20: after that line insert:

10 **“SECTION 3358af.** 118.60 (10) (a) 9. of the statutes is created to read:

11 118.60 (10) (a) 9. Violated s. 118.19 (1).”.

12 **128.** Page 1053, line 20: after that line insert:

13 **“SECTION 3358ac.** 118.60 (10) (a) 9. of the statutes is created to read:

14 118.60 (10) (a) 9. Violated the rules promulgated under s. 120.13 (1) (i).”.

15 **129.** Page 1054, line 6: delete lines 6 to 20.

16 **130.** Page 1055, line 6: delete the material beginning with “but” and ending
17 with “program” on line 9.

18 **131.** Page 1056, line 3: delete the material beginning with that line and
19 ending with page 1057, line 25.

20 **132.** Page 1060, line 4: after that line insert:

21 **“SECTION 3367g.** 119.23 (2) (a) 6m. of the statutes is created to read:

22 119.23 (2) (a) 6m. All instructional staff employed by the private school hold
23 a license or permit to teach issued by the department. For purposes of this

1 subdivision, “instructional staff” has the meaning given in the rules promulgated by
2 the department under s. 121.02 (1) (a) 2.

3 **SECTION 3367r.** 119.23 (2) (c) of the statutes is amended to read:

4 119.23 (2) (c) 1. Notwithstanding par. (a) 6. and 6m., a teacher employed by a
5 private school participating in the program under this section who teaches only
6 courses in rabbinical studies is not required to have a bachelor’s degree or hold a
7 license or permit to teach issued by the department.

8 2. Notwithstanding par. (a) 6. and 6m., an administrator of a private school
9 participating in the program under this section that prepares and trains pupils
10 attending the school in rabbinical studies is not required to have a bachelor’s degree
11 or hold a license or permit to teach issued by the department.”.

12 **133.** Page 1061, line 19: delete the material beginning with that line and
13 ending with page 1062, line 15, and substitute:

14 “**SECTION 3374d.** 119.23 (4) (bg) 3. b. of the statutes is repealed.

15 **SECTION 3374h.** 119.23 (4) (bg) 3. c. of the statutes is created to read:

16 119.23 (4) (bg) 3. c. The average of the tuition paid by a pupil attending the
17 private school, but not under the program under this section or the program under
18 s. 118.60, in the current and 2 preceding school years.

19 **SECTION 3374p.** 119.23 (4) (bg) 3. d. of the statutes is created to read:

20 119.23 (4) (bg) 3. d. \$ 6,442.

21 **SECTION 3374t.** 119.23 (4) (bg) 5. of the statutes is repealed.”.

22 **134.** Page 1062, line 16: delete lines 16 to 20.

23 **135.** Page 1066, line 12: after that line insert:

24 “**SECTION 3382sg.** 119.23 (7) (d) 1. b. of the statutes is amended to read:

1 119.23 (7) (d) 1. b. ~~A~~ Except as provided in subd. 1. c., a copy of the school's
2 current certificate of occupancy issued by the municipality within which the school
3 is located. If the private school moves to a new location, the private school shall
4 submit a copy of the new certificate of occupancy issued by the municipality within
5 which the school is located to the department before the attendance of pupils at the
6 new location and before the next succeeding date specified in s. 121.05 (1) (a).

7 c. If the municipality within which the private school is located does not issue
8 certificates of occupancy, ~~the private school may submit~~ a certificate of occupancy
9 issued by the local or regional governmental unit with authority to issue certificates
10 of occupancy or a letter or form from the municipality within which the private school
11 is located that explains that the municipality does not issue certificates of occupancy.
12 ~~A temporary certificate of occupancy does not meet the requirement of this~~
13 ~~subdivision~~ private school to which this subd. 1. c. applies shall annually obtain a
14 building inspection of the school building.

15 **SECTION 3382sr.** 119.23 (7) (d) 1. d. of the statutes is created to read:

16 119.23 (7) (d) 1. d. A temporary certificate of occupancy does not satisfy the
17 requirements of this subdivision.”.

18 **136.** Page 1066, line 20: delete lines 20 to 25.

19 **137.** Page 1067, line 1: after that line insert:

20 “**SECTION 3384a.** 119.23 (10) (a) 9. of the statutes is created to read:

21 119.23 (10) (a) 9. Violated s. 119.19 (1).”.

22 **138.** Page 1067, line 1: after that line insert:

23 “**SECTION 3384m.** 119.23 (10) (a) 9. of the statutes is created to read:

24 119.23 (10) (a) 9. Violated the rules promulgated under s. 120.13 (1) (i).”.

1 **139.** Page 1067, line 12: delete the material beginning with that line and
2 ending with page 1080, line 13.

3 **140.** Page 1069, line 24: delete the material beginning with “or” and ending
4 with “(2x)” on page 1069, line 25.

5 **141.** Page 1080, line 17: delete the material beginning with “chapter,” and
6 ending with “subch. II” on line 20 and substitute “chapter”.

7 **142.** Page 1080, line 21: delete the material beginning with “, including” and
8 ending with “subch. II” on line 23.

9 **143.** Page 1082, line 3: delete lines 3 to 8.

10 **144.** Page 1083, line 2: delete “or (2x)”.

11 **145.** Page 1083, line 7: delete “or the director under s. 118.40 (2x)”.

12 **146.** Page 1089, line 22: delete the material beginning with that line and
13 ending with page 1090, line 8.

14 **147.** Page 1090, line 16: delete the material beginning with that line and
15 ending with page 1110, line 5.

16 **148.** Page 1094, line 23: delete “or (2x)”.

17 **149.** Page 1111, line 7: delete lines 7 to 17.

18 **150.** Page 1111, line 17: after that line insert:

19 “**SECTION 3389mm.** 120.13 (1) (i) of the statutes is created to read:

20 120.13 (1) (i) The department shall promulgate rules establishing a procedure
21 for the expulsion of pupils attending a private school under s. 118.60 or 119.23 by the
22 governing body of the private school. The rules shall adhere as closely as feasible to
23 the provisions applicable to public school pupils under this subsection.”.

1 **151.** Page 1114, line 11: delete lines 11 to 22.

2 **152.** Page 1117, line 16: delete lines 16 to 18.

3 **153.** Page 1118, line 5: after that line insert:

4 “(bm) For a school district operating under ch. 119, the number of pupils
5 residing in the school district in the previous school year who began participating in
6 the program under s. 119.23 in the 2015-16 school year or any school year thereafter,
7 and who was enrolled in a private school under s. 119.23 in the previous school year.”.

8 **154.** Page 1118, line 6: delete lines 6 to 8.

9 **155.** Page 1118, line 9: delete lines 9 to 18.

10 **156.** Page 1120, line 1: delete lines 1 to 4.

11 **157.** Page 1120, line 8: delete “115.7915 (4m) (f), 118.40 (2r) (g) or (2x) (f),” and
12 substitute “118.40 (2r) (g) or (2x) (f)”.

13 **158.** Page 1120, line 8: delete “, 118.40 (2r) (g) or (2x) (f),”.

14 **159.** Page 1120, line 9: delete “115.7915 (4m) (f) 2., 118.40 (2r) (g) 2. and (2x)
15 (f) 2.,” and substitute “118.40 (2r) (g) 2. and (2x) (f) 2.”.

16 **160.** Page 1120, line 9: delete “, 118.40 (2r) (g) 2. or (2x) (f) 2.,”.

17 **161.** Page 1120, line 13: delete “115.7915 (4m) (f) 1., 118.40 (2r) (g) 1. and (2x)
18 (f) 1.,” and substitute “118.40 (2r) (g) 1. and (2x) (f) 1.”.

19 **162.** Page 1120, line 13: delete “, 118.40 (2r) (g) 1. or (2x) (f) 1.,”.

20 **163.** Page 1120, line 16: delete “115.7915 (4m) (f) 1., 118.40 (2r) (g) 1. and (2x)
21 (f) 1.,” and substitute “118.40 (2r) (g) 1. and (2x) (f) 1.”.

22 **164.** Page 1120, line 16: delete “, 118.40 (2r) (g) 1. or (2x) (f) 1.,”.

1 **165.** Page 1123, line 2: delete “or (2x)”.

2 **166.** Page 1123, line 12: delete “or (2x)”.

3 **167.** Page 1134, line 20: delete the material beginning with that line and
4 ending with page 1135, line 2 and substitute ““number of pupils enrolled” shall
5 include the number of pupils residing in the school district who attend a private
6 school under a scholarship under s. 115.7915 on the 3rd Friday of September of each
7 appropriate school year.”.

8 **168.** Page 1134, line 23: delete that line.

9 **169.** Page 1135, line 23: after that line insert:

10 “1m. The limit otherwise applicable to a school district operating under ch. 119
11 under sub. (2m) in any school year is increased by an amount calculated as follows:

12 a. Determine the number of pupils residing in the school district in the previous
13 school year who began participating in the program under s. 119.23 in the 2015-16
14 school year or any school year thereafter, and who attend a private school under s.
15 119.23 on the 3rd Friday of September of the current school year.

16 b. Multiply the number of pupils under subd. 1m. a. by the amount calculated
17 under sub. (2m) (i) 1. in the current school year.”.

18 **170.** Page 1149, line 8: delete lines 8 to 18.

19 **171.** Page 1368, line 7: delete lines 7 to 10.

20 **172.** Page 1419, line 10: delete lines 10 to 16.

21 **173.** Page 1513, line 12: delete lines 12 to 24.

22 **174.** Page 1530, line 3: delete lines 3 to 6.

23

(END)