



State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-0633?

FFK:.....

In 11-24

Handwritten initials and signature

DOA:.....Stritchko, BB0234 – Various changes to parental choice programs

FOR 2015-2017 BUDGET – NOT READY FOR INTRODUCTION

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1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau
EDUCATION

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PRIMARY AND SECONDARY EDUCATION

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:

2 SECTION 1. 20.255 (2) (ac) of the statutes is amended to read:
3 20.255 (2) (ac) *General equalization aids*. The amounts in the schedule for the
4 payment of educational aids under ss. 121.08, 121.09, 121.095, 121.105, 121.137 and
5 subch. VI of ch. 121.

History: 1971 c. 42, 56, 125; 1971 c. 152 s. 38; 1971 c. 154 s. 80; 1971 c. 211 ss. 24, 126; 1971 c. 215; 1973 c. 89 s. 20 (2); 1973 c. 90, 190, 243, 300, 307, 333, 336; 1975 c. 39 ss. 97 to 109, 732 (1); 1975 c. 105, 220, 224, 395; 1977 c. 26 s. 75; 1977 c. 29; 1977 c. 83 s. 26; 1977 c. 418 ss. 88m to 90, 929 (55); 1979 c. 34 ss. 164 to 191, 2102 (43) (a); 1979 c. 221 ss. 96e to 97w, 2200 (43); 1979 c. 331; 1979 c. 346 ss. 9, 15; 1981 c. 20, 86, 169; 1981 c. 314 s. 146; 1983 a. 22 s. 6; 1983 a. 27 ss. 158 to 212, 2200 (42), 2202 (42); 1983 a. 192; 1983 a. 333 s. 6; 1983 a. 370; 1985 a. 29, 56, 75, 120; 1987 a. 27, 339, 399; 1989 a. 31, 56, 114, 122, 269, 299, 309, 336, 359; 1991 a. 32, 39, 196, 269; 1993 a. 16, 168, 367, 377, 437, 454, 458, 490, 491; 1995 a. 27 ss. 563, 567 to 599, 622, 623, 9145 (1); 1995 a. 49, 227; 1997 a. 27, 113, 164, 237, 252; 1999 a. 9, 185; 2001 a. 16, 57, 105, 109; 2003 a. 33; 2005 a. 25, 43; 2007 a. 20; 2009 a. 11, 28, 58, 329; 2011 a. 32, 76, 157, 158, 166; 2013 a. 20, 59; 2013 a. 165 s. 114; 2013 a. 256.

1 SECTION 2. 118.60 (1) (ab) of the statutes is amended to read:

2 118.60 (1) (ab) "Accrediting entity" means Wisconsin North Central
 3 Association, Wisconsin Religious and Independent Schools Accreditation,
 4 Independent Schools Association of the Central States, Wisconsin Evangelical
 5 Lutheran Synod School Accreditation, National Lutheran School Accreditation,
 6 Wisconsin Association of Christian Schools, Accrediting Association of Seventh Day
 7 Adventist Schools, Association of Waldorf Schools of North America, National
 8 Accreditation Board of Merkos L'Inyonei Chinuch, North American Christian School
 9 Accrediting Agency, and the diocese or archdiocese within which a private school is
 10 located, and any other organization recognized by the National Council for Private
 11 School Accreditation.

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 s. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

12 SECTION 3. 118.60 (1) (am) (intro.) of the statutes is amended to read:

13 118.60 (1) (am) (intro.) "Eligible school district" means a the school district
 14 that, subject to sub. (1m), satisfies all of the following identified by the department identified as
 15 satisfying all of the following under 2011 Wisconsin Act 32, section 9137 (3u):

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 s. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

16 SECTION 4. 118.60 (1) (b) of the statutes is repealed.

17 SECTION 5. 118.60 (1) (bn) of the statutes is repealed.

18 SECTION 6. 118.60 (1) (c) of the statutes is repealed.

19 SECTION 7. 118.60 (1) (cm) of the statutes is repealed.

20 SECTION 8. 118.60 (1) (e) of the statutes is repealed.

21 SECTION 9. 118.60 (1) (f) of the statutes is repealed.

22 SECTION 10. 118.60 (1m) of the statutes is repealed.

23 SECTION 11. 118.60 (2) (a) (intro.) of the statutes is amended to read:

1 118.60 (2) (a) (intro.) Subject to pars. (ag) and (ar), any Any pupil in grades
 2 kindergarten to 12 who resides within ~~an~~ ^{the} eligible school district may attend any
 3 private school under this section and, subject to pars. (ag), (ar), (be), (bm), and (bs),
 4 any pupil in grades kindergarten to 12 who resides in a school district, other than
 5 ~~an~~ ^{the} eligible school district or a 1st class city school district, may attend any private
 6 school under this section if all of the following apply:

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

7 **SECTION 12.** 118.60 (2) (a) 1. a. of the statutes is amended to read:

8 118.60 (2) (a) 1. a. Except as provided in par. (bm), the pupil is a member of a
 9 family that has a total family income that does not exceed an amount equal to 3.0
 10 times the poverty level determined in accordance with criteria established by the
 11 director of the federal office of management and budget. In this subdivision ~~and sub-~~
 12 ~~(3m)~~, family income includes income of the pupil's parents or legal guardians. The
 13 family income of the pupil shall be verified as provided in subd. 1. b. A pupil
 14 attending a private school under this section whose family income increases may
 15 continue to attend a private school under this section.

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

16 **SECTION 13.** 118.60 (2) (a) 1. b. of the statutes is amended to read:

17 118.60 (2) (a) 1. b. The private school or the pupil's parent or guardian submits
 18 to the department of public instruction the names, addresses, social security
 19 numbers, and other state and federal tax identification numbers, if any, of the pupil's
 20 parents or legal guardians that reside in the same household as the pupil, whether
 21 and to whom the parents or legal guardians are married, the names of all of the other
 22 members of the pupil's family residing in the same household as the pupil, and the
 23 school year for which family income is being verified under this subd. 1. b. The
 24 department of revenue shall review the information submitted under this subd. 1.

1 b. and shall verify the eligibility or ineligibility of the pupil to participate in the
2 program under this section on the basis of family income. In this subdivision, “family
3 income” means federal adjusted gross income of the parents or legal guardians
4 residing in the same household as the pupil for the tax year preceding the school year
5 for which family income is being verified under this subd. 1. b. or, if not available, for
6 the tax year preceding the tax year preceding the school year for which family income
7 is being verified under this subd. 1. b. Family income for a family in which the pupil’s
8 parents are married or in which the pupil’s legal guardians are married shall be
9 reduced by \$7,000 before the verification is made under this subd. 1. b. The
10 department of revenue may take no other action on the basis of the information
11 submitted under this subd. 1. b. If the department of revenue is unable to verify
12 family income or to verify whether the pupil is eligible or ineligible to participate in
13 the program under this section on the basis of family income, the department of
14 revenue shall notify the department of public instruction of this fact and the
15 department of public instruction shall utilize an alternative process, to be
16 established by the department of public instruction, to determine whether the pupil
17 is eligible to participate in the program under this section on the basis of family
18 income. The department of public instruction may not request any additional
19 verification of income from the family of a pupil once the department of revenue has
20 verified that the pupil is eligible to participate in the program under this section on
21 the basis of family income. The department of public instruction shall establish a
22 procedure for determining family income eligibility for those pupils for whom no
23 social security number or state or federal tax identification number has been
24 provided.

****NOTE: Under current law, private schools submit information to DPI, which is then reviewed by DOR. Does allowing parents to directly submit their information to DPI give parents the access to DOR during the online application process?

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 ~~166~~ s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

1 **SECTION 14.** 118.60 (2) (a) 3. a. of the statutes is amended to read:

2 118.60 (2) (a) 3. a. Except as provided in subd. 3. b. and ~~e. and sub. (2) (ag)~~ 1.,
3 the private school notified the state superintendent of its intent to participate in the
4 program under this section or in the program under s. 119.23, and paid the
5 nonrefundable fee, set by the department as required under s. 119.23 (2) (a) 3., by
6 ~~February~~ December 1 of the previous school year. The notice shall specify the
7 number of pupils participating in the program under this section and in the program
8 under s. 119.23 for which the school has space.

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 ~~166~~ s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

9 **SECTION 15.** 118.60 (2) (a) 3. b. of the statutes is amended to read:

10 118.60 (2) (a) 3. b. For a private school that intends to participate in the
11 program under this section in ~~an~~ the eligible school district ~~identified under 2011~~
12 ~~Wisconsin Act 32, section 9137 (3u)~~, the private school notified the state
13 superintendent of its intent to participate, and paid the nonrefundable fee set by the
14 department under subd. 3. a. by August 1, 2011. The notice shall specify the number
15 of pupils participating in the program under this section for which the school has
16 space.

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 ~~166~~ s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

17 **SECTION 16.** 118.60 (2) (a) 4m. of the statutes is created to read:

18 118.60 (2) (a) 4m. The private school is a nonprofit organization.

19 **SECTION 17.** 118.60 (2) (a) 6. a. of the statutes is amended to read:

20 118.60 (2) (a) 6. a. Except as provided in subd. 6. c. and d., all of the private
21 school's teachers have a teaching license issued by the department or a bachelor's

1 degree or a degree or educational credential higher than a bachelor's degree,
2 including a masters or doctorate, from an accredited institution of higher education.

3 History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

SECTION 18. 118.60 (2) (a) 6. b. of the statutes is amended to read:

4 118.60 (2) (a) 6. b. All of the private school's administrators have at least a
5 bachelor's degree from an accredited institution of higher education or a teaching
6 license or administrator's license issued by the department.

7 History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

SECTION 19. 118.60 (2) (a) 6. c. of the statutes is amended to read:

8 118.60 (2) (a) 6. c. Any teacher employed by the private school in the eligible
9 school district on July 1 of the first school year that begins after a school district is
10 identified as an eligible school district under sub. (1m) or 2011 Wisconsin Act 32,
11 section 9137 (3u) ²⁰¹², who has been teaching for at least the 5 consecutive years
12 immediately preceding that July 1, and who does not satisfy the requirements under
13 subd. 6. a. on that July 1, applies to the department on a form prepared by the
14 department for a temporary, nonrenewable waiver from the requirements under
15 subd. 6. a. The department shall promulgate rules to implement this subd. 6. c.,
16 including the form of the application and the process by which the waiver application
17 will be reviewed. The application form shall require the applicant to submit a plan
18 for satisfying the requirements under subd. 6. a., including the name of the
19 accredited institution of higher education at which the teacher is pursuing or will
20 pursue the bachelor's degree and the anticipated date on which the teacher expects
21 to complete the bachelor's degree. No waiver granted under this subd. 6. c. is valid

22 after July 31 of the 5th ~~(2016-17)~~ school year that begins after a school district is
23 identified as an eligible school district under sub. (1m) or 2011 Wisconsin Act 32,
24 section 9137 (3u). ²⁰¹⁶

****NOTE: Please confirm that I did not inadvertently change the meaning of this provision by including specific dates.

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

1 **SECTION 20.** 118.60 (2) (a) 7. a. of the statutes is renumbered 18.60 (2) (a) 7.

2 and amended to read:

3 118.60 (2) (a) 7. For a private school that was a first-time participant in the
4 program under this section before April 10, 2014, and that is not accredited by an
5 accrediting entity and was not operating as a private school on May 1, 2013, the
6 private school obtains accreditation from an accrediting entity by December 31 of the
7 3rd school year following the first school year in which the private school began
8 participating in the program under this section. ~~If the private school is accredited~~
9 ~~under this subd. 7. a., the private school is not required to obtain preaccreditation~~
10 ~~under subd. 7. b. as a prerequisite to providing instruction under this section in~~
11 ~~additional grades or in an additional or new school.~~

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

12 **SECTION 21.** 118.60 (2) (a) 7. b. of the statutes is repealed.

13 **SECTION 22.** 118.60 (2) (a) 7. c. of the statutes is repealed.

14 **SECTION 23.** 118.60 (2) (ag) of the statutes is repealed.

15 **SECTION 24.** 118.60 (2) (ar) of the statutes is repealed.

16 **SECTION 25.** 118.60 (2) (bm) of the statutes is amended to read:

17 118.60 (2) (bm) No pupil who resides in a school district, other than ^{the} an eligible
18 school district or a 1st class city school district, may attend a participating private
19 school under this section unless the pupil is a member of a family that has a total
20 family income that does not exceed an amount equal to 1.85 times the poverty level,
21 determined in accordance with criteria established by the director of the federal
22 office of management and budget. In this paragraph ~~and sub. (3m)~~, family income
23 includes income of the pupil's parents or legal guardians. The family income of the

1 pupil shall be verified as provided in par. (a) 1. b. A pupil attending a private school
 2 under this section whose family income increases may continue to attend a private
 3 school under this section.

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

4 **SECTION 26.** 118.60 (2) (bs) of the statutes is amended to read:

5 118.60 (2) (bs) ~~In Beginning in the 2013-14 and 2014-15~~ 2015-16 school years
 6 year, a private school may accept pupils who ~~reside in a school district, other than~~
 7 ~~an eligible school district or a 1st class city school district~~, under this section only if
 8 the private school is accredited by an accrediting entity to offer instruction in the
 9 grades in which pupils may attend the private school ^{or the private school} was
 10 operating as a private school on May 1, 2013.

***NOTE: Please confirm that this is consistent with DP's intent. Please let me
 know if you would like to include a grandfather provision for private schools that were
 participating in the Racine parental choice program before April 10, 2014, that were
 eligible to participate under sub. (2)(a) 7. but are not yet accredited by an accrediting
 entity and were not operating as a private school on May 1, 2013. Also, please consider
 whether a grandfather provision might be necessary for private schools that began
 participating in the Racine parental choice program on or after April 10, 2014. These
 issues also apply to private school participating in the Milwaukee parental choice
 program.

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

11 **SECTION 27.** 118.60 (3) (a) 1. of the statutes is repealed and recreated to read:

12 118.60 (3) (a) 1. The private school may give preference ^{to the following} in accepting
 13 applications from the following, in the order of preference listed:

14 a. Pupils who attended the private school under this section during the
 15 previous school year.

16 b. Sibling of pupils described in subd. 1. a.

17 c. Pupils who attended a different private school under this section or s. 119.23
 18 during the previous school year.

19 d. Siblings of pupils described under subd. 1. c.

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e. Siblings of ^{those} pupils who have been ^{randomly} accepted to attend the private school under

2

this section ^{and who} but did not attend a private school under this section or s. 119.23 during

3

the previous school year.

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SECTION 28. 118.60 (3) (ar) 2. of the statutes is amended to read:

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118.60 (3) (ar) 2. By May 1, 2014, and by May 1 of any school year thereafter,

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each private school that has received applications under subd. 1. shall report to the

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department the name of each pupil who has applied to attend the private school

8

under this section, the total number of pupils that have applied to attend the private

9

school under this section, ~~the names of those applicants that have siblings who have~~

10

~~also applied to attend the private school under this section, and the number of such~~

11

~~sibling applicants~~ any information the department determines is necessary to apply

12

the priorities listed in subd. 6m.

***NOTE: This is my attempt to ensure that DPI has the information it needs to apply the priorities in subd. 6m. If you prefer to accomplish this in a different manner, please let me know.

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

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SECTION 29. 118.60 (3) (ar) 3. b. of the statutes is amended to read:

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118.60 (3) (ar) 3. b. Subject to subd. 7., if the total number of applicants exceeds

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the pupil participation limit established under sub. (2) (be) 2., the department shall

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allocate to those private schools that participated in the program in the preceding

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school year the same number of slots held by pupils participating in the program

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under this section in that school year. The department shall allocate the remaining

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slots to those private schools that received the most applications in the manner set

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forth under par. (ag) 3. b. ~~If a pupil chosen by random drawing has a sibling that~~

21

~~applied to the private school, the next available slot shall be filled by the sibling and~~

22

shall fill the pupils slots in each private school in accordance with subd. 6m.

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

1 SECTION 30. 118.60 (3) (ar) 4. of the statutes is amended to read:

2 118.60 (3) (ar) 4. The department shall establish and maintain a waiting list
3 for those applicants who were not selected in a random drawing conducted under
4 subd. 3. b., and shall give preference to siblings to attend a private school under subd.
5 3. b.

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

6 SECTION 31. 118.60 (3) (ar) 6. of the statutes is amended to read:

7 118.60 (3) (ar) 6. A private school that has accepted a pupil who resides in a
8 school district, other than an eligible school district or a 1st class city school district,
9 under this paragraph shall notify the department whenever the private school
10 determines that a pupil will not attend the private school under this paragraph. The
11 department shall fill any such available slot with a pupil selected at random from a
12 waiting list established under subd. 4. in accordance with subd. 6m., if such a waiting
13 list exists, but shall give preference to a sibling of a pupil who resides in a school
14 district other than an eligible school district and who is attending the private school
15 under this section.

***NOTE: Please confirm that this is consistent with DPI's intent.

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

16 SECTION 32. 118.60 (3) (ar) 6m. of the statutes is created to read:

17 118.60 (3) (ar) 6m. Beginning in the 2016-17 school year, the department shall
18 allocate available pupil slots under this paragraph as follows, in the order of
19 preference listed:

20 a. To pupils who attended the private school under this section during the
21 previous school year.

22 b. To sibling of pupils described in subd. 1. a. 6m.

1 c. To pupils who attended a different private school under this section or s.
2 119.23 during the previous school year.

3 d. To siblings of pupils described under subd. 1. c.

4 e. To pupils selected by random drawing. If a pupil chosen by random drawing
5 has a sibling that applied to the private school, the next available slot shall be filled
6 by the sibling.

a *****NOTE: Please confirm that this is consistent with DPI's intent. The preference
for sibling of a pupil randomly selected to attend the private school exists under current
law. Will the department have the necessary information about the applicants to
administer this preference scheme?

7 History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

SECTION 33. 118.60 (3m) (a) (intro.) of the statutes is renumbered 118.60 (3m)

8 (a) and amended to read:

9 118.60 (3m) (a) A private school participating in the program under this section
10 may not charge or receive any additional tuition payment for a pupil participating
11 in the program under this section other than the payment the school receives under
12 sub. (4) and, if applicable, sub. (4m), if either of the following applies:

13 History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

SECTION 34. 118.60 (3m) (a) 1. of the statutes is repealed.

14 SECTION 35. 118.60 (3m) (a) 2. of the statutes is repealed.

*****NOTE: This draft does not repeal the authority for a private school to charge
certain fees. Okay?

15 SECTION 36. 118.60 (3m) (b) of the statutes is repealed.

16 SECTION 37. 118.60 (3m) (c) of the statutes is repealed.

17 SECTION 38. 118.60 (4) (a) of the statutes is amended to read:

18 118.60 (4) (a) Annually, on or before October 15 1, a private school participating
19 in the program under this section shall file with the department a report stating its
20 summer average daily membership equivalent and its summer choice average daily

1 membership equivalent attendance for each day of summer school for the purpose
2 of sub. (4m).

3 History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 as 66 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

SECTION 39. 118.60 (4) (am) of the statutes is created to read:

4 118.60 (4) (am) 1. Annually by October 1, a private school participating in a the
5 program under this section shall submit to the department a membership report of
6 the total number of pupils enrolled in the private school and the number of pupils
7 enrolled in the private school who are participating in the program under this section
8 on the 3rd Friday of September of the current school year.

9 2. Annually by February 1, a private school participating in a the program
10 under this section shall submit to the department a membership report of the total
11 number of pupils enrolled in the private school and the number of pupils enrolled in
12 the private school who are participating in the program under this section on the 2nd
13 Friday of January of the current school year.

****NOTE: This requirement is based on PI 35.04 (6), which is necessary for the requirements based on PI 35.04 (9) (a). Okay?

14 SECTION 40. 118.60 (4) (bg) 3. (intro.) and 118.60 (4) (bg) 3. b. of the statutes are
15 consolidated, renumbered 118.60 (4) (bg) 3. and amended to read:

16 118.60 (4) (bg) 3. In the 2015-16 school year and in each school year thereafter,
17 upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in
18 the private school during a school term, except as provided in subd. 5., the state
19 superintendent shall pay to the private school in which the pupil is enrolled on behalf
20 of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fr), the
21 lesser of the following: Except as provided in subd. 5., an amount equal to the sum
22 of the maximum amount per pupil the state superintendent paid a private school
23 under this section in the previous school year for the grade in which the pupil is

1 enrolled; the amount of the per pupil revenue adjustment under s. 121.91 (2m) for
2 the current school year, if positive; and the change in the amount of statewide
3 categorical aid per pupil between the previous school year and the current school
4 year, as determined under s. 118.40 (2r) (e) 2p., if positive.

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

5 **SECTION 41.** 118.60 (4) (bg) 3. a. of the statutes is repealed.

6 **SECTION 42.** 118.60 (4) (bg) 5. (intro.) of the statutes is amended to read:

7 118.60 (4) (bg) 5. (intro.) If the pupil described in subd. 3. is enrolled in a private
8 school that enrolls pupils under the program in any grade between kindergarten to
9 8 and also in any grade between 9 to 12, the state superintendent shall substitute
10 for the amount described in subd. 3. ~~b.~~ the amount determined under subd. 4. a. to
11 d., with the following modifications:

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

12 **SECTION 43.** 118.60 (4) (d) of the statutes is repealed.

13 **SECTION 44.** 118.60 (6m) (b) 3. of the statutes is repealed.

Ins
13-13

****NOTE: I believe this repeal addresses DPI reference to the requirement of a private school participating in a PCP to provide continuing eligibility reports and grade promotion reports and to submit certain test scores. Please confirm that this accurately reflects DPI's intent.

14 **SECTION 45.** 118.60 (7) (ad) 1. of the statutes is repealed.

15 **SECTION 46.** 118.60 (7) (ad) 2. of the statutes is repealed.

16 **SECTION 47.** 118.60 (7) (ad) 3. of the statutes is renumbered 118.60 (7) (ad) and
17 amended to read:

18 118.60 (7) (ad) The governing body of a private school participating in the
19 program under this section ~~and accredited as that is required under subds. 1. and 2.~~
20 ~~and sub. (2) (a) 7. to be accredited under sub. (2) (bs)~~ shall ensure that the private
21 school continuously maintains accreditation from an accrediting entity as long as the
22 private school continues to participate in the program under this section.

tr

****NOTE: This applies only to private schools that were not operating as private schools on May 1, 2003. Okay?

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

1 SECTION 48. 118.60 (7) (am) (intro.) of the statutes is amended to read:

2 118.60 (7) (am) (intro.) Each private school participating in the program under
3 this section is subject to ~~uniform financial accounting standards established by the~~
4 ~~department generally accepted accounting principles.~~ Annually by September 1
5 following a school year in which a private school participated in the program under
6 this section, the private school shall submit to the department all of the following:

*

****NOTE: Are the references to "standards established by the American Institute of Certified Public Accountants" in subs. 1. and 2. still accurate with this change? This note also applies to s. 119.23 (7) (am).

am. d. in sub. (1)(c)

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

7 SECTION 49. 118.60 (7) (am) 1. of the statutes is amended to read:

8 118.60 (7) (am) 1. An independent financial audit of the private school
9 conducted by an independent certified public accountant, accompanied by the
10 auditor's statement that the report is free of material misstatements and fairly
11 presents pupil costs ~~under sub. (4) (bg).~~ The audit under this subdivision shall be
12 limited in scope to those records that are necessary for the department to make
13 payments under subs. (4) and (4m), except that the audit shall include a schedule of
14 the education costs of pupils attending the private school under this section and the
15 balance held in a segregated fund for future educational purposes. The auditor shall
16 conduct his or her audit, including determining sample sizes and evaluating
17 financial viability, in accordance with the auditing standards established by the
18 American Institute of Certified Public Accountants. The department may not
19 require an auditor to comply with standards that exceed the scope of the standards
20 established by the American Institute of Certified Public Accountants. If a private
21 school participating in the program under this section also accepts pupils under s.

1 119.23, the private school may submit one comprehensive financial audit to satisfy
2 the requirements of this subdivision and s. 119.23 (7) (am) 1. The private school shall
3 include in the comprehensive financial audit the information specified under s.
4 119.23 (7) (am) 1.

****NOTE: Under current law, there is no requirement that a private school participating in a choice program maintain a segregated fund for future expenses. Also, please note that this draft eliminates the alternative payment amount under sub. (4) (bg) that is equal to the private school's operating and debt service cost per pupil. Therefore, the references to financial information related to pupil costs and to records necessary to make payments under sub. (4) are unclear. These issues also apply to the financial audit required under s. 119.23. Please advise.

*

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

5 **SECTION 50.** 118.60 (7) (an) of the statutes is created to read:

6 118.60 (7) (an) Annually by December 15 for an enrollment report required to
7 be submitted by October 1 and annually by September 1 for an enrollment report
8 required to be submitted by February 1, each private school participating in the
9 program under this section shall submit to the department an independent audit of
10 the private school's enrollment report submitted under sub. (4) (am). The auditor
11 shall identify all of the following in the audit:

- 12 1. Ineligible pupils for whom the private school has received payment.
- 13 2. The amount received for each pupil identified under subd. 1.
- 14 3. Any pupils attending the private school who qualify to participate in the
- 15 program under this section but who are not participating in the program under this
- 16 section.

****NOTE: Please confirm that this language is consistent with PI 35.04 (9) (a). Also, please consider whether you would like this audit to be treated in same manner as the financial audit under s. 118.60 (7) (am) for the following purposes: a) the appropriation for evaluating the private school financial information (s. 20.255 (1) (j)), b) The reasons for which the state superintendent may issue an order barring a private school from participating in the parental choice program (s. 118.60 (10) (a)), c) limitations on the rules that DPI may promulgate (s. 118.60 (11) (a)), and d) the list of information evaluated by the full-time auditor funded with fees paid by private school participating in parental choice programs (s. 119.23 (2) (a) 3). These same issues apply to the creation of s. 119.23 (7) (an).

Handwritten notes and arrows: "and 40", "the", "1.", "20", "30", "s", "j", "i", "and 40", "the", "1.", "20", "30", "s", "j", "i".

SECTION 51

1 **SECTION 51.** 118.60 (7) (em) 1. of the statutes is amended to read:

2 118.60 (7) (em) 1. Beginning in the 2013–14 school year, the governing body of
3 each private school participating in the program under this section that is required
4 to maintain accreditation under par. (ad) shall, subject to subd. 2., annually, by
5 January 15, provide the department with evidence demonstrating that the private
6 school remains accredited for the current school year as required under par. (ad). The
7 governing body shall include as evidence of accreditation a letter prepared by an
8 accrediting entity that confirms that the private school is accredited by that entity
9 as/of the date of the letter.

10 History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

10 **SECTION 52.** 118.60 (8) of the statutes is repealed.

11 **SECTION 53.** 118.60 (9) of the statutes is amended to read:

12 118.60 (9) If any accrediting ~~or preaccrediting~~ entity determines during the
13 accrediting ~~or preaccrediting~~ process that a private school does not meet all of the
14 requirements under s. 118.165 (1), it shall report that failure to the department.

15 History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.

15 **SECTION 54.** 119.23 (1) (ab) 1. of the statutes is amended to read:

16 119.23 (1) (ab) 1. Wisconsin North Central Association, Wisconsin Religious
17 and Independent Schools Accreditation, Independent Schools Association of the
18 Central States, Wisconsin Evangelical Lutheran Synod School Accreditation,
19 National Lutheran School Accreditation, Wisconsin Association of Christian
20 Schools, Accrediting Association of Seventh Day Adventist Schools, Association of
21 Waldorf Schools of North America, National Accreditation Board of Merkos
22 L'Inyonei Chinuch, North American Christian School Accrediting Agency, and the

1 diocese or archdiocese within which a private school is located, ~~and any other~~
2 ~~organization recognized by the National Council for Private School Accreditation.~~

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 400~~2~~ 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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

3 **SECTION 55.** 119.23 (1) (ah) of the statutes is repealed.

4 **SECTION 56.** 119.23 (1) (ai) of the statutes is repealed.

5 **SECTION 57.** 119.23 (1) (am) of the statutes is repealed.

6 **SECTION 58.** 119.23 (1) (ap) of the statutes is repealed.

7 **SECTION 59.** 119.23 (1) (b) of the statutes is repealed.

8 **SECTION 60.** 119.23 (1) (c) of the statutes is repealed.

9 **SECTION 61.** 119.23 (2) (a) (intro.) of the statutes is amended to read:

10 119.23 (2) (a) (intro.) ~~Subject to pars. (ag) and (ar), any~~ Any pupil in grades
11 kindergarten to 12 who resides within the city may attend any private school if all
12 of the following apply:

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 400~~2~~ 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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

13 **SECTION 62.** 119.23 (2) (a) 1. a. of the statutes is amended to read:

14 119.23 (2) (a) 1. a. The pupil is a member of a family that has a total family
15 income that does not exceed an amount equal to 3.0 times the poverty level
16 determined in accordance with criteria established by the director of the federal
17 office of management and budget. In this subdivision ~~and sub. (3m),~~ family income
18 includes income of the pupil's parents or legal guardians. The family income of the
19 pupil shall be verified as provided in subd. 1. b. A pupil attending a private school
20 under this section whose family income increases, including a pupil who attended a
21 private school under this section in the 2010-11 school year and whose family income
22 has increased, may continue to attend a private school under this section.

History: 1989 a. 336; 1993 a. 16; 1995 a. 27 ss. 400~~2~~ 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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

23 **SECTION 63.** 119.23 (2) (a) 1. b. of the statutes is amended to read:

1 119.23 (2) (a) 1. b. The private school or the pupil's parent or guardian submits
2 to the department of public instruction the names, addresses, social security
3 numbers, and other state and federal tax identification numbers, if any, of the pupil's
4 parents or legal guardians that reside in the same household as the pupil, whether
5 and to whom the parents or legal guardians are married, the names of all of the other
6 members of the pupil's family residing in the same household as the pupil, and the
7 school year for which family income is being verified under this subd. 1. b. The
8 department of revenue shall review the information submitted under this subd. 1.
9 b. and shall verify the eligibility or ineligibility of the pupil to participate in the
10 program under this section on the basis of family income. In this subdivision, "family
11 income" means federal adjusted gross income of the parents or legal guardians
12 residing in the same household as the pupil for the tax year preceding the school year
13 for which family income is being verified under this subd. 1. b. or, if not available, for
14 the tax year preceding the tax year preceding the school year for which family income
15 is being verified under this subd. 1. b. Family income for a family in which the pupil's
16 parents are married or in which the pupil's legal guardians are married shall be
17 reduced by \$7,000 before the verification is made under this subd. 1. b. The
18 department of revenue may take no other action on the basis of the information
19 submitted under this subd. 1. b. If the department of revenue is unable to verify
20 family income or to verify whether the pupil is eligible or ineligible to participate in
21 the program under this section on the basis of family income, the department of
22 revenue shall notify the department of public instruction of this fact and the
23 department of public instruction shall utilize an alternative process, to be
24 established by the department of public instruction, to determine whether the pupil
25 is eligible to participate in the program under this section on the basis of family

1 income. The department of public instruction may not request any additional
2 verification of income from the family of a pupil once the department of revenue has
3 verified that the pupil is eligible to participate in the program under this section on
4 the basis of family income. The department of public instruction shall establish a
5 procedure for determining family income eligibility for those pupils for whom no
6 social security number or state or federal tax identification number has been
7 provided.

lc

****NOTE: Please see the embedded note following s. 118.60 (2) (a) 1. b.

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

8 SECTION 64. 119.23 (2) (a) 3. of the statutes is amended to read:

9 119.23 (2) (a) 3. Except as provided in sub. (2) par. (ag) 1., the private school
10 notified the state superintendent of its intent to participate in the program under
11 this section or in the program under s. 118.60, and paid the nonrefundable annual
12 fee set by the department, by February ~~February~~ December 1 of the previous school year. The
13 notice shall specify the number of pupils participating in the program under this
14 section and in the program under s. 118.60 for which the school has space. The
15 department shall by rule set the fee charged under this subdivision at an amount
16 such that the total fee revenue covers the costs of employing one full-time auditor
17 to evaluate the financial information submitted by private schools under sub. (7)
18 (am) and (d) 2. and 3. and under s. 118.60 (7) (am) and (d) 2. and 3.

****NOTE: Please see the embedded note following s. 118.60 (2) (a) 1. b.

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

19 SECTION 65. 119.23 (2) (a) 3. of the statutes is amended to read:

20 119.23 (2) (a) 3. Except as provided in sub. (2) (ag) 1., the The private school
21 notified the state superintendent of its intent to participate in the program under
22 this section or in the program under s. 118.60, and paid the nonrefundable annual

same section

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page where
shown

SECTION 65

1 fee set by the department, by ~~February~~ December 1 of the previous school year. The
 2 notice shall specify the number of pupils participating in the program under this
 3 section and in the program under s. 118.60 for which the school has space. The
 4 department shall by rule set the fee charged under this subdivision at an amount
 5 such that the total fee revenue covers the costs of employing one full-time auditor
 6 to evaluate the financial information submitted by private schools under sub. (7)
 7 (am) and (d) 2. and 3. and under s. 118.60 (7) (am) and (d) 2. and 3.

~~Insert the state note here from 4/19~~
 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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

8 **SECTION 66.** 119.23 (2) (a) 4m. of the statutes is created to read:

9 119.23 (2) (a) 4m. The private school is a nonprofit organization.

10 **SECTION 67.** 119.23 (2) (a) 6. a. of the statutes is amended to read:

11 119.23 (2) (a) 6. a. Except as provided in subd. 6. c., all of the private school's
 12 teachers have a teaching license issued by the department or a bachelor's degree or
 13 a degree or educational credential higher than a bachelor's degree, including a
 14 masters or doctorate, from an accredited institution of higher education.

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

15 **SECTION 68.** 119.23 (2) (a) 6. b. of the statutes is amended to read:

16 119.23 (2) (a) 6. b. All of the private school's administrators have at least a
 17 bachelor's degree from an accredited institution of higher education or a teaching
 18 license or administrator's license issued by the department.

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

19 **SECTION 69.** 119.23 (2) (a) 7. a. of the statutes is amended to read:

20 119.23 (2) (a) 7. a. Subject to subd. 7. c. and d., for a private school participating
 21 in the program under this section on July 1, 2009, the private school achieves
 22 accreditation by an accrediting entity by December 31 of the 3rd school year following
 23 the first school year that begins after June 30, 2006, in which it participates in the

1 program under this section. ~~If the private school is accredited as provided under this~~
 2 ~~subd. 7. a., the private school is not required to obtain preaccreditation under subd.~~
 3 ~~7. bg. as a prerequisite to providing instruction under this section in additional~~
 4 ~~grades or in an additional 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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

5 **SECTION 70.** 119.23 (2) (a) 7. b. of the statutes is amended to read:

6 119.23 (2) (a) 7. b. Subject to subd. 7. c. and d., for a private school that was a
 7 first-time participant in the program under this section before April 10, 2014, and
 8 that is not accredited by an accrediting entity and was not operating as a private
 9 school on May 1, 2013, the private school obtains accreditation from an accrediting
 10 entity by December 31 of the 3rd school year following the first school year in which
 11 the private school began participating in the program under this section. ~~If the~~
 12 ~~private school is accredited under this subd. 7. b., the private school is not required~~
 13 ~~to obtain preaccreditation under subd. 7. bg. as a prerequisite to providing~~
 14 ~~instruction under this section in additional grades or in an additional 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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

15 **SECTION 71.** 119.23 (2) (a) 7. bg. of the statutes is repealed.

16 **SECTION 72.** 119.23 (2) (a) 7. br. of the statutes is repealed.

17 **SECTION 73.** 119.23 (2) (a) 7. d. of the statutes is amended to read:

18 119.23 (2) (a) 7. d. For a private school that was approved for scholarship
 19 funding for the 2005-06 school year by Partners Advancing Values in Education and
 20 is participating in the program under this section on November 19, 2011, the private
 21 school achieves accreditation by an accrediting entity by December 31, 2015. ~~If the~~
 22 ~~private school is accredited as provided under this subd. 7. d., the private school is~~
 23 ~~not required to obtain preaccreditation under subd. 7. bg. 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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

3 SECTION 74. 119.23 (2) (a) 7. e. of the statutes is amended to read:

4 119.23 (2) (a) 7. e. For a private school that is accredited by the Institute for
5 the Transformation of Learning at Marquette University and that is participating
6 in the program under this section on April 10, 2014, the private school achieves
7 accreditation by an accrediting entity under sub. (1) (ab) 1. by December 31, 2014.
8 If the private school is accredited as provided under this subd. 7. e., the private school
9 is not required to obtain preaccreditation under subd. 7. bg. as a prerequisite to
10 providing instruction under this section in additional grades or in an additional or
11 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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

12 SECTION 75. 119.23 (2) (ag) of the statutes is repealed.

13 SECTION 76. 119.23 (2) (ar) of the statutes is repealed.

14 SECTION 77. 119.23 (2) (bs) of the statutes is created to read:

15 119.23 (2) (bs) Beginning in the 2015-16 school year, a private school may
16 accept pupils under this section only if the private school is accredited by an
17 accrediting entity or by the Institute for the Transformation of Learning at Marquette University
18 under par. (a) 7. c. or was operating as a private school on May 1, 2013. private school

***NOTE: Please see the embedded note following s. 118.60 (2) (bs). Also, does it work for this requirement to take effect in the 2015-16 school year?

19 SECTION 78. 119.23 (3) (a) (intro.) of the statutes is amended to read:

20 119.23 (3) (a) (intro.) The pupil or the pupil's parent or guardian shall submit
21 an application, on a form provided by the state superintendent, to the participating
22 private school that the pupil wishes to attend. If more than one pupil from the same

1 family applies to attend the same private school, the pupils may use a single
 2 application. Within 60 days after receiving the application, the private school shall
 3 notify each applicant, in writing, whether his or her application has been accepted.
 4 If the private school rejects an application, the notice shall include the reason. A
 5 private school may reject an applicant only if it has reached its maximum general
 6 capacity or seating capacity. The state superintendent shall ensure that the private
 7 school determines which pupils to accept on a random basis, except that the private
 8 school may give preference ^{to the following} ~~in accepting applications to any of the following~~ in order
 9 of preference listed:

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

10 **SECTION 79.** 119.23 (3) (a) 1. of the statutes is amended to read:

11 119.23 (3) (a) 1. Pupils who attended the private school under this section
 12 during the previous school year ~~prior to the school year for which the application is~~
 13 ~~being made.~~

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

14 **SECTION 80.** 119.23 (3) (a) 2. of the statutes is amended to read:

15 119.23 (3) (a) 2. Siblings of pupils ~~who attended the private school during the~~
 16 ~~school year prior to the school year for which the application is being made and to~~
 17 ~~siblings of pupils who have been accepted to the private school for the school year for~~
 18 ~~which the application is being made~~ described in subd. 1.

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

19 **SECTION 81.** 119.23 (3) (a) 3. of the statutes is amended to read:

20 119.23 (3) (a) 3. Pupils who attended another a different private school under
 21 this section or s. 118.60 during the previous school year ~~prior to the school year for~~
 22 ~~which the application is being made.~~

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

1 SECTION 82. 119.23 (3) (a) 4. of the statutes is created to read:

2 119.23 (3) (a) 4. Siblings of pupils described in subd. 3.

3 SECTION 83. 119.23 (3) (a) 5. of the statutes is created to read:

4 119.23 (3) (a) 5. Siblings of ^{those} pupils who have been ^{randomly} accepted to attend the private
5 school under this section ^{but} did not attend a private school under this section or s.
6 118.60 during the previous school year. ^{and who}

7 SECTION 84. 119.23 (3m) (a) (intro.) of the statutes is renumbered 119.23 (3m)
8 (a) and amended to read:

9 119.23 (3m) (a) (intro.) A private school participating in the program under this
10 section may not charge or receive any additional tuition payment for a pupil
11 participating in the program under this section other than the payment the school
12 receives under sub. (4) and, if applicable, sub. (4m), ~~if either of the following applies:~~

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

13 SECTION 85. 119.23 (3m) (a) 1. of the statutes is repealed.

14 SECTION 86. 119.23 (3m) (a) 2. of the statutes is repealed.

15 SECTION 87. 119.23 (3m) (b) of the statutes is repealed.

16 SECTION 88. 119.23 (3m) (c) of the statutes is repealed.

17 SECTION 89. 119.23 (4) (a) of the statutes is amended to read:

18 119.23 (4) (a) Annually, on or before October 15 1, a private school participating
19 in the program under this section shall file with the department a report stating its
20 summer average daily membership equivalent ~~and its summer choice average daily~~
21 ~~membership equivalent~~ attendance for each day of summer school for the purpose
22 of sub. (4m).

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

23 SECTION 90. 119.23 (4) (am) of the statutes is created to read:

1 119.23 (4) (am) 1. Annually by October 1, a private school participating in (a) the
2 program under this section shall submit to the department a membership report of
3 the total number of pupils enrolled in the private school and the number of pupils
4 enrolled in the private school who are participating in the program under this section
5 on the 3rd Friday of September of the current school year.

6 2. Annually by February 1, a private school participating in (a) the program
7 under this section shall submit to the department a membership report of the total
8 number of pupils enrolled in the private school and the number of pupils enrolled in
9 the private school who are participating in the program under this section on the 2nd
10 Friday of January of the current school year.

11 **SECTION 91.** 119.23 (4) (bg) 3. (intro.) and 119.23 (4) (bg) 3. b. of the statutes are
12 consolidated, renumbered 119.23 (4) (bg) 3. and amended to read:

13 119.23 (4) (bg) 3. In the 2015–16 school year and in each school year thereafter,
14 upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in
15 the private school during a school term, except as provided in subd. 5., the state
16 superintendent shall pay to the private school in which the pupil is enrolled on behalf
17 of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fu), the
18 lesser of the following: ~~Except as provided in subd. 5.,~~ an amount equal to the sum
19 of the maximum amount per pupil the state superintendent paid a private school
20 under this section in the previous school year for the grade in which the pupil is
21 enrolled; the amount of the per pupil revenue adjustment under s. 121.91 (2m) for
22 the current school year, if positive; and the change in the amount of statewide

1 categorical aid per pupil between the previous school year and the current school
2 year, as determined under s. 118.40 (2r) (e) 2p., if positive.

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

3 SECTION 92. 119.23 (4) (bg) 3. a. of the statutes is repealed.

4 SECTION 93. 119.23 (4) (bg) 5. (intro.) of the statutes is amended to read:

5 119.23 (4) (bg) 5. (intro.) If the pupil described in subd. 3. is enrolled in a private
6 school that enrolls pupils under the program in any grade between kindergarten to
7 8 and also in any grade between 9 to 12, the state superintendent shall substitute
8 for the amount described in subd. 3. ~~b.~~ the amount determined under subd. 4. a. to
9 d., with the following modifications:

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

10 SECTION 94. 119.23 (4) (d) of the statutes is repealed.

11 SECTION 95. 119.23 (6m) (b) 3. of the statutes is repealed.

12 SECTION 96. 119.23 (7) (ad) 1. of the statutes is repealed.

13 SECTION 97. 119.23 (7) (ad) 2. of the statutes is repealed.

14 SECTION 98. 119.23 (7) (ad) 3. of the statutes is renumbered 119.23 (7) (ad) and
15 amended to read:

16 119.23 (7) (ad) The governing body of a private school participating in the
17 program under this section ~~and accredited as required under subds. 1. and 2. and~~
18 sub. (2) (a) 7. that was not operating as a private school on May 1, 2003, shall ensure
19 that the private school continuously maintains accreditation from an accrediting
20 entity as long as the private school continues to participate in the program under this
21 section.

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

22 SECTION 99. 119.23 (7) (am) (intro.) of the statutes is amended to read:

IMS
26
11

1 119.23 (7) (am) (intro.) Each private school participating in the program under
2 this section is subject to ~~uniform financial accounting standards established by the~~
3 ~~department generally accepted accounting principles.~~ Annually by September 1
4 following a school year in which a private school participated in the program under
5 this section, the private school shall submit to the department all of the following:

*
****NOTE: Please see the embedded note following s. 118.30^v (7) (am)^{f6} (intro.)[→]

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; 2013 a. 8, 20, 165; 2013 a. 166^v; 2013 a. 237, 256.

6 SECTION 100. 119.23 (7) (am) 1. of the statutes is amended to read:

7 119.23 (7) (am) 1. An independent financial audit of the private school
8 conducted by an independent certified public accountant, accompanied by the
9 auditor's statement that the report is free of material misstatements and fairly
10 presents pupil costs ~~under sub. (4) (g)~~^v. The audit under this subdivision shall be
11 limited in scope to those records that are necessary for the department to make
12 payments under subs. (4) and (4m), except that the audit shall include a schedule of
13 the education costs of pupils attending the private school under this section and the^v
14 balance held in a segregated fund for future educational purposes. The auditor shall
15 conduct his or her audit, including determining sample sizes and evaluating
16 financial viability, in accordance with the auditing standards established by the
17 American Institute of Certified Public Accountants. The department may not
18 require an auditor to comply with standards that exceed the scope of the standards
19 established by the American Institute of Certified Public Accountants. If a private
20 school participating in the program under this section also accepts pupils under s.
21 118.60, the private school may submit one comprehensive financial audit to satisfy
22 the requirements of this subdivision and s. 118.60 (7) (am) 1. The private school shall

1 include in the comprehensive financial audit the information specified under s.
2 118.60 (7) (am) 1.

* (handwritten)

****NOTE: Please see the embedded note following s. 118.30 (7) (am) 1.

6 (handwritten)

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; 2013 a. 8, 20, 165; 2013 a. 166, 77; 2013 a. 237, 256.

3 SECTION 101. 119.23 (7) (an) of the statutes is created to read:

4 119.23 (7) (an) Annually, by December 15 (for an enrollment) report required to
5 be submitted by October 1 and by September 1 for an enrollment report required to
6 be submitted by February 1, each private school participating in the program under
7 this section shall submit to the department an independent audit of the private
8 school's enrollment report submitted under sub. (4) (am). The auditor shall identify
9 all of the following in the audit:

- 10 1. Ineligible pupils for whom the private school has received payment
- 11 2. The amount received for each such pupil identified under subd. 1.
- 12 3. Any pupils attending the private school who qualify to participate in the
- 13 program under this section but who are not participating in the program under this
- 14 section.

* (handwritten)

****NOTE: Please see the note following the creation of s. 118.60 (7) (an).

see (handwritten)

15 SECTION 102. 119.23 (7) (em) 1. of the statutes is amended to read:

16 119.23 (7) (em) 1. Beginning in the 2013-14 school year, the governing body of
17 each private school participating in the program under this section that is required
18 to maintain accreditation under par. (ad) shall, subject to subd. 2., annually, by
19 January 15, provide the department with evidence demonstrating that the private
20 school remains accredited for the current school year as required under par. (ad). The
21 governing body shall include as evidence of accreditation a letter prepared by an

1 accrediting entity that confirms that the private school is accredited by that entity
2 as of the date of the letter.

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

3 **SECTION 103.** 119.23 (8) of the statutes is repealed. ✓

4 **SECTION 104.** 119.23 (9) of the statutes is amended to read: ✕

5 119.23 (9) If any accrediting or preaccrediting entity determines during the
6 accrediting or preaccrediting process that a private school does not meet all of the
7 requirements under s. 118.165 (1), it shall report that failure to the department.

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.

8 **SECTION 105.** 119.46 (1) of the statutes is amended to read:

9 119.46 (1) As part of the budget transmitted annually to the common council
10 under s. 119.16 (8) (b), the board shall report the amount of money required for the
11 ensuing school year to operate all public schools in the city under this chapter, to
12 repair and keep in order school buildings and equipment, to make material
13 improvements to school property, and to purchase necessary additions to school sites.
14 The report shall specify the amount of net proceeds from the sale or lease of
15 city-owned property used for school purposes deposited in the immediately
16 preceding school year into the school operations fund as specified under s. 119.60
17 (2m) (c) or (5). The amount included in the report for the purpose of supporting the
18 Milwaukee Parental Choice Program under s. 119.23 shall be reduced by the amount
19 of aid received by the board under s. 121.136 and by the amount specified in the
20 notice received by the board under s. 121.137 (2). ✓ The common council shall levy and
21 collect a tax upon all the property subject to taxation in the city, which shall be equal
22 to the amount of money required by the board for the purposes set forth in this
23 subsection, at the same time and in the same manner as other taxes are levied and

1 collected. Such taxes shall be in addition to all other taxes which the city is
2 authorized to levy. The taxes so levied and collected, any other funds provided by law
3 and placed at the disposal of the city for the same purposes, and the moneys deposited
4 in the school operations fund under s. 119.60 (1), (2m) (c), and (5), shall constitute
5 the school operations fund.

History: 1975 c. 353; 1993 a. 437; 1995 a. 27; 2005 a. 453; 2007 a. 20; 2009 a. 28; 2011 a. 17.

6 **SECTION 106.** 121.08 (4) (b) (intro.) and 121.08 (4) (b) 1. of the statutes are
7 consolidated, renumbered 121.08 (4) (b) and amended to read:

8 121.08 (4) (b) The amount of state aid that the school district operating under
9 ch. 119 is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also
10 be reduced by the amount calculated as follows: ~~Multiply~~ ^{by} multiplying the amounts
11 paid under s. 119.23 (4) and (4m) in the 2009-10 school year by 41.6 percent, and
12 ~~multiply~~ ^{multiplying} the amounts paid under s. 119.23 (4) and (4m) in the 2010-11 to 2012-13
13 school years by 38.4 percent. Beginning in the 2013-14 school year, multiply the
14 amounts paid under s. 119.23 (4) and (4m) in the current school year by a percentage
15 determined by subtracting 3.2 percentage points from the percentage that was
16 applied under this ~~subdivision~~ ^{paragraph} in the previous school year. This ~~subdivision~~
17 paragraph does not apply after the 2024-25 school year.

History: 1973 c. 90; 1977 c. 29; 1983 a. 509; 1985 a. 29; 1987 a. 27, 399; 1995 a. 27; 1999 a. 9, 185; 2001 a. 16; 2003 a. 33; 2005 a. 25; 2007 a. 100; 2009 a. 28; 2011 a. 32, 157; 2013 a. 20.

18 **SECTION 107.** 121.08 (4) (b) 2. of the statutes is repealed.

19 **SECTION 108.** 121.08 (4) (b) 3. of the statutes is repealed.

20 **SECTION 109.** 121.137 of the statutes is repealed.

21 **SECTION 110.** 121.90 (2) (am) 4. of the statutes is repealed.

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

23 (1) APPLICATIONS TO PARTICIPATE IN A PARENTAL CHOICE PROGRAM. The treatment
24 of sections 118.60 (3) (a) 1. and (ar) 2., 3. b., 4., 6., and 6m., 119.23 (3) (a) (intro.), 1., 2.,

1 3., 4. and 5. of the statutes first applies to applications to participate in a program
 2 under section 118.60 of the statutes or section 119.23 of the statutes in the 2016-17
 3 school year.

****NOTE: I assumed that applications for the 2015-16 school year will have already
 been settled by the time the budget is adopted and made provisions related to that process
 first applicable to the 2016-17 year. Okay? Please let me know if there are other changes
 in this draft that should not apply to the 2015-16 school year.

4 **SECTION 9434. Effective dates; Public Instruction.**

5 (1) FIRST CLASS CITY SCHOOL TAX LEVY AID. The treatment of sections 20.255 (2)
 6 (ac), 119.46(1), 121.08 (4) (b) (intro.), 1., 2., and 3., 121.137, and 121.90 (2) (am) 4. of the statutes
 7 takes effect on July 1, 2016.

8 (END)

Vinz, Ellen

From: Knepp, Fern
Sent: Thursday, December 04, 2014 2:02 PM
To: Vinz, Ellen
Subject: Note

~~Insert A~~ Insert A

August

This provision is affected because the definition of "eligible district" now includes the cross-reference to the 2011 budget. However, in reviewing this provision it came to my attention that the provision requires a private school applying to the Racine parental choice program to notify DPI and pay a fee by Aug 1, 2011. The inclusion of the Aug 1, 2011 date suggests that private schools can not satisfy this provision after that date. In other words, no new private schools can qualify to participate in the Racine program. Is this consistent with current practice?

Fern F. Knepp
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component
note: ****

2015-2016 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB
.....

✓ **INS 13-13**

1 **SECTION 1.** 118.60 (6m) (a) 3. of the statutes is amended to read:
2 118.60 **(6m)** (a) 3. ~~A notice stating whether the private school is an organization~~
3 ~~operated for profit or not for profit. If the private school is a nonprofit organization,~~
4 ~~the private school shall also provide the applicant with a~~ A copy of the certificate
5 issued under section 501 (c) (3) of the Internal Revenue Code verifying that the
6 private school is a nonprofit organization that is exempt from federal income tax.

History: 2011 a. 32, 47, 215; 2013 a. 20, 2013 a. 166 s. 77; 2013 a. 173 s. 33; 2013 a. 237, 256.
END INS 13-13

✓ **INS 26-11**

7 **SECTION 2.** 119.23 (6m) (a) 3. of the statutes is amended to read:
8 119.23 **(6m)** (a) 3. ~~A notice stating whether the private school is an organization~~
9 ~~operated for profit or not for profit. If the private school is a nonprofit organization,~~
10 ~~the private school shall also provide the applicant with a~~ A copy of the certificate
11 issued under section 501 (c) (3) of the Internal Revenue Code verifying that the
12 private school is a nonprofit organization that is exempt from federal income tax.

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; 2013 a. 8, 20, 165; 2013 a. 166 s. 77; 2013 a. 237, 256.
END INS 26-11

Knepp, Fern

From: Stritchko, Megan E - DOA <MeganE.Stritchko@wisconsin.gov>
Sent: Tuesday, January 13, 2015 8:42 AM
To: Knepp, Fern
Subject: LRB 0633/P1
Attachments: DIN 7002 Choice Program Changes_Modifications.docx

Hi Fern,

We'd like to remove some of the provisions in this draft – could you redraft with the following edits:

- Remove requirement that private schools participating in the program be non-profit programs.
- Modify the date by which schools must annually register in the program from February 1 to January 10 (originally draft had date of December 1).
- Remove administrative rule provisions related to enrollment audit requirements from statute.
- Remove requirement that new private schools must have been in existence as of May 1, 2013 or by fully accredited to participate in choice programs.
- ✓ • Remove changes to list of eligible accrediting agencies.
- Remove provision that allows parents to access DOR directly in online student applications to determine income eligibility for the program.
- Reinstate preaccreditation provisions and new school requirements.
- Reinstate provision that allow high schools to charge tuition to voucher students.
- Reinstate provision that requires DPI to certify districts eligible to participate in choice program.
- Reinstate requirement that 6.6% aid reduction to MPS be paid directly to the City of Milwaukee and the City pays the same amount to MPS.

I've attached DPI's original drafting request and crossed out the provisions that are no longer needed, but please do not discuss any of these changes with DPI. Feel free to call me if anything is unclear.

Thanks, Fern!!

Megan

Megan Stritchko
Executive Policy and Budget Analyst
Wisconsin Department of Administration
(608) 266-7329

DEPARTMENT OF PUBLIC INSTRUCTION

2015-17 BIENNIAL BUDGET

DRAFTING REQUEST TO THE LEGISLATIVE REFERENCE BUREAU

Draft for Possible 2015-17 Budget Bill Introduction (*Agency Decision Item No. 7002*)

Subject: Choice Programs

Brief Description of Intent:

Under current law, the State Superintendent must pay a school participating in the Milwaukee, Racine or Wisconsin Parental Choice Programs, the lesser of an amount equal to the private school's operating and debt service cost per pupil that is related to educational programming or a set statutory amount. Under current law, a private school participating in any of the Parental Choice Programs is required to submit to the Department an independent financial audit of the school's per pupil cost conducted by an independent certified public accountant. The Department requests both that the set statutory amount be paid (instead of a private school being paid the lesser of the set statutory amount and the private school's operating and debt service cost per pupil) and that the private school be required to submit a GAAP audit that includes a schedule showing educational costs and the fund balance held in a segregated fund for future educational purposes.

~~Under current law, criteria is outlined for whether a school district is deemed eligible to participate in the Racine Parental Choice Program. Under current law, the Department is required to certify a list of districts eligible to participate on November 15 of the second year of the fiscal biennium. The Department requests these requirements (s. 118.60 (1) (am) and (1m), Wis. Stats.) be eliminated.~~

Under current law a private school participating in the Milwaukee and Racine Parental Choice Programs must accept pupils on a random basis except that the private school may give preference in accepting applications to pupils who attended the private school previously; siblings of those pupils; and pupils who attended a different school under the Parental Choice Programs. The Department requests specifying the following preferences: (1) continuing choice students applying to the same school; (2) siblings of continuing choice students that received a seat; (3) continuing choice students applying at a different school; (4) siblings of continuing choice students applying at a different school that receive a seat; and (5) siblings of students accepted to the school. The Department requests that these preferences be used in administering the Wisconsin Parental Choice Program random selection. Schools in the Milwaukee Parental Choice Program and Racine Parental Program may grant these preferences.

~~Under current law, there is no requirement for private schools in the Milwaukee, Racine, or Wisconsin Parental Choice Programs to be non-profit organizations. The Department requests that private schools participating in any of the three Parental Choice Programs be non-profit organizations.~~

Under current law, a private school must notify the State Superintendent of its intent to participate in any of the Parental Choice Programs by February 1 of the previous school year. The Department requests that the date by which schools must annually register to participate in the program be changed from February 1 to ~~December 4~~. Use January 10 instead.

Under current law, a private school participating in any of the Parental Choice Programs must annually file with the Department a report stating its summer average daily membership equivalent and its summer choice average daily membership equivalent by October 15. The Department requests the due date for the summer school report be changed from October 15 to October 1, which is the same deadline for public schools. Additionally, some prior summer school provisions in ss. 119.23 and 118.60, Wis. Stats., are no longer applicable due to the prior budget changes to summer school funding. The Department requests these provisions be removed.

Under current law, a teacher must have a bachelor's degree from an accredited institution of higher education. An administrator must have at least a bachelor's degree. A copy of the bachelor's degree must be provided to the school. The Department requests the list of allowable teacher and administrator credentials be expanded to include a DPI issued educator license.

~~Currently under ss. 119.23 and 118.60, Wis. Stats., there are no audit requirements for the private school's enrollment report. The Department requests the requirements from PI 35.04 (9) (a), Wis. Adm. Code., be added in statute.~~

~~Under current law, the requirement to be in operation on May 1, 2013 sunsets after 2014-15 for the Wisconsin Parental Choice Program. The Department requests that new private schools have to be in existence as of May 1, 2013 or be fully accredited to participate in Parental Choice Programs in the future. If this request is accepted, the preaccreditation provisions in ss. 119.23 and 118.60, Wis. Stats and the recently enacted new school requirements (ss. 119.23 (2) (ag) and 118.60 (2) (ag), Wis. Stats.) could be deleted.~~

~~Under ss. 119.23 (1) (ab) and 118.6 (1) (ab), Wis. Stats., accrediting agencies are listed for the Parental Choice Programs. The Department requests modification of the statutory list of eligible accrediting agencies to remove the National Council of Private School Accreditation and only list the following specific organizations that are members of NCPA: Accrediting Association of Seventh Day Adventist Schools, Association of Waldorf Schools of North America, National Accreditation Board of Merkos L'Inyonei Chinuch and North American Christian School Accrediting Agency.~~

~~Under current law, a private school participating in any of the Parental Choice Programs may submit student information to determine student income eligibility for the Parental Choice Programs to the Department of Revenue. The Department requests that parents be allowed to access the Department of Revenue directly in the online student application to determine income eligibility for the program.~~

~~Under current law, private schools are required to provide continuing eligibility reports and grade promotion reports; submit test scores from additional tests not required under state law, and participate in Pupil Assignment Council Meetings. The Department requests these requirements be removed.~~

~~Under current law, high schools are allowed to charge tuition to voucher students. The Department requests this provision be eliminated.~~

~~Under current law, 6.6 percent of the aid reduction to Milwaukee Public Schools related to the Milwaukee Parental Choice Program is required to be paid directly to the City of Milwaukee and then the City is required to pay that same amount back to Milwaukee Public Schools. The Department requests this requirement (s. 121.137, Wis. Stats.) be eliminated.~~

Related Stat. Citations:

Modify ss. 118.60 and 119.23, Wis. Stats., accordingly.