

2015 DRAFTING REQUEST

Bill

Received: 12/8/2014 Received By: fknepp
Wanted: As time permits Same as LRB:
For: Administration-Budget 266-7329 By/Representing: Stritchko
May Contact: Drafter: fknepp
Subject: Education - CESAs Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email:
Carbon copy (CC) to: fern.knepp@legis.wisconsin.gov
sbostatlanguage@webapps.wi.gov
tracy.kuczenski@legis.wisconsin.gov

Pre Topic:

DOA:.....Stritchko, BB0280 -

Topic:

Make participation in CESAs optional

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	fknepp 12/9/2014			_____			
/P1	fknepp 1/19/2015	csicilia 12/11/2014	jmurphy 12/12/2014	_____	srose 12/12/2014		State S&L
/P2	fknepp	csicilia	rschluet	_____	lparisi		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	1/27/2015	1/22/2015	1/22/2015	_____	1/22/2015		S&L
/P3		csicilia 1/27/2015	rschluet 1/27/2015	_____	srose 1/27/2015		State S&L

FE Sent For:

<END>

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DOA:.....Stritchko, BB0280 -

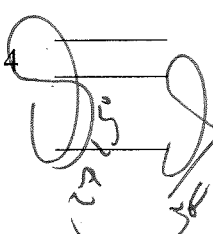
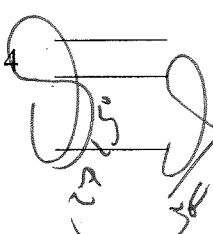
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/?	fknepp 12/9/2014			_____			
/P1	fknepp 1/19/2015	csicilia 12/11/2014	jmurphy 12/12/2014		srose 12/12/2014		State S&L
/P2		csicilia	rschluet		lparisi		State

Vers. Drafted

Reviewed
1/22/2015

Typed
1/22/2015

Proofed

Submitted
1/22/2015

Jacketed

Required
S&L

FE Sent For:

/ P3 js 1/27
15 <END>

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tracy.kuczynski@legis.wisconsin.gov

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DOA:.....Stritchko, BB0280 -

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Instructions:

See attached

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/?	fknepp 12/9/2014			_____			
/P1		csicilia 12/11/2014	jmurphy 12/12/2014	_____	srose 12/12/2014		State S&L

FE Sent For:

P2 gjs 1/22/15
[Signature] 12/15/14
<END>

2015 DRAFTING REQUEST

Bill

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For: Administration-Budget 266-7329 By/Representing: Stritchko
May Contact: Drafter: fknepp
Subject: Education - CESAs Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email:
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sbostatlanguage@webapps.wi.gov
tracy.kuczenski@legis.wisconsin.gov

Pre Topic:

DOA:.....Stritchko - (BB0280)

Topic:

Make participation in CESAs optional

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	fknepp	/pl gis 12/11 14	/pl gis 12/11 14	Just RS 12/14			

FE Sent For:

<END>

Knepp, Fern

From: Hanaman, Cathlene
Sent: Monday, December 08, 2014 1:18 PM
To: Knepp, Fern; Kuczenski, Tracy
Subject: FW: Statutory Language Drafting Request - BB0280

From: MeganE.Stritchko@wisconsin.gov [mailto:MeganE.Stritchko@wisconsin.gov]
Sent: Monday, December 08, 2014 11:36 AM
To: Hanaman, Cathlene
Cc: Hynek, Sara - DOA; Stritchko, Megan E - DOA; Connor, Christopher B - DOA
Subject: Statutory Language Drafting Request - BB0280

Biennial Budget: 2015-17

DOA Tracking Code: BB0280

Topic: CESAs

SBO Team: EWD

SBO Analyst: Stritchko, Megan - DOA
Phone: (608) 266-7329
E-mail: MeganE.Stritchko@wisconsin.gov

Agency Acronym: DPI

Agency Number: 255

Priority: High

Intent:

Provide that school district participation in CESAs is voluntary; allow districts to opt out or withdraw from CESA.

Eliminate state aid for CESAs. Specify that school districts that choose to participate in a CESA provide funding to support the CESA.

Attachments: False

Please send completed drafts to SBOSatlanguage@webapps.wi.gov



State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-0832/?

FFK:.....

In 12-9 out FRI 12-12

JIP1
RMR

DOA:.....Stritchko - Make participation in CESAs optional

note

FOR 2015-2017 BUDGET - NOT READY FOR INTRODUCTION

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do NOT gen

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

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

Under current law, a school board of a school district in cooperative service agency (CESA) no. 1 may withdraw from CESA no. 1 by adopting a resolution. This bill expands the authority to withdraw from a CESA to all school (districts) in all CESAs, making school board participation in a CESA optional. A school board that withdraws from a CESA may contract with DPI for programs and services that the school district would receive if it were in a CESA. A school board that withdraws from a CESA may rejoin the CESA by adopting a resolution.

Under current law, DPI pays to each CESA an amount up to \$25,000 for maintenance and operation of the CESA and to match any federal funds received for vocational education administration. Beginning in the 2016-17 school year, this bill eliminates this state funding and requires each school board participating in a CESA to pay to the board of control of that CESA a proportional share of these costs.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

boards

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

X 1

SECTION 1. 20.255 (2) (fg) of the statutes is repealed.



****NOTE: This appropriation provided funding for "the current operational expenses of these agencies and to match any federal funds received by these agencies for vocational education administration". I repealed the entire appropriation. Please let me know if it is necessary to retain the appropriation for matching federal funds received by the agency for vocational education administration. See also the note following s. 116.08 (1).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

****NOTE: Section 116.01 is a legislative purpose statement regarding the need for CESAs. Please let me know if you would like to amend the purpose statement to reflect that, under this bill, CESAs are optional.

++ 2

SECTION 2. 116.03 (B) of the statutes is repealed.

X 3

SECTION 3. 116.03 (5) of the statutes is created to read:

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116.03 (5) Determine each school district's proportional share of the cost ^{to} of the maintenance and operation of ~~maintain and operate~~ the office of the board of control and ^{of} agency administration.

No cost may be assessed against a school district that has withdrawn under s. 116.065 for expenses incurred while the school district is not in the agency.

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SECTION 4. 116.03 (11) of the statutes is amended to read:

9

116.03 (11) Establish the salaries of the agency administrator and other professional and nonprofessional employees. ~~State reimbursement for the cost of the salary of the agency administrator shall be equal to the actual salary paid or the maximum of the salary range for public instruction supervisors under the state superintendent, whichever is less.~~

****NOTE: I assumed this "state reimbursement" was "state aid" for purposes of this request. Please let me know if this assumption is incorrect.

History: 1977 c. 221 ss. 2, 6; 1979 c. 301; 1981 c. 96 s. 67; 1983 a. 27 ss. 1435 to 1439, 2200 (42); 1983 a. 368, 538; 1989 a. 31; 1991 a. 39; 1993 a. 184, 355, 399; 1995 a. 27, 201; 1997 a. 27, 39, 240; 2009 a. 334.

X 14

SECTION 5. 116.065 (1) of the statutes is amended to read:

15

116.065 (1) The school board of a school district ~~in cooperative educational service agency no. 1, as designated on April 1, 1985,~~ may adopt a resolution to withdraw from ~~the~~ an agency. The school board shall immediately notify the board

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1 of control and the state superintendent ~~of its intention that the school board~~ ^{has} adopted
2 a resolution under this subsection.

x 3 History: 1985 a. 29; 1995 a. 27 s. 9145 (1); 1997 a. 27.

SECTION 6. 116.065 (2) of the statutes is amended to read:

4 116.065 (2) A resolution adopted under sub. (1) or (3) prior to January 15 in any
5 school year shall be effective the next succeeding July 1. A resolution adopted under
6 sub. (1) or (3) on or after January 15 in any school year shall be effective on the 2nd
7 succeeding July 1. ✓

****NOTE: Please confirm that the current effective dates are consistent with your intent.

x 8 History: 1985 a. 29; 1995 a. 27 s. 9145 (1); 1997 a. 27.

SECTION 7. 116.065 (3) of the statutes is amended to read:

9 116.065 (3) A school district that has withdrawn from ~~the an~~ agency described
10 under sub. (1) may rejoin the agency. ~~The procedures under subs. (1) and (2) apply~~
11 ~~to readmissions by adopting a resolution and immediately notifying the board of~~
12 control and state superintendent of the resolution to rejoin. ✓

13 History: 1985 a. 29; 1995 a. 27 s. 9145 (1); 1997 a. 27.

SECTION 8. 116.07 (4) of the statutes is amended to read:

14 116.07 (4) No such plan is valid if it permits any territory of this state to be
15 outside an agency area, unless the territory is part of a school district that has
16 withdrawn from an agency under s. 116.065. ✓

Y 17 History: 1977 c. 221.

SECTION 9. 116.08 (title) of the statutes is amended to read:

18 116.08 (title) **State Loans and local aid.**

x 19 History: 1971 c. 125; 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1977 c. 221 s. 6; 1979 c. 34, 89; 1981 c. 20; 1983 a. 27; 1985 a. 29, 120; 1985 a. 135 s. 85; 1985 a. 218 s. 22, 1985 a. 332; 1995 a. 27 ss. 3924r, 3924t, 9145 (1); 1997 a. 27, 164, 238; 1999 a. 32.

SECTION 10. 116.08 (1) of the statutes is repealed.

****NOTE: Section 116.08 (1) provided funding for maintenance and operation of the board of control and agency administration and to match any federal funds received by the agency for vocational education administration. I repealed the entire subsection. Please let me know if it is necessary to retain the language for matching federal funds received by the agency for vocational education administration. ✓

1 **SECTION 11.** 116.08 (3m) of the statutes is renumbered 116.065 (4) and
2 amended to read:

3 116.065 (4) The school board of a school district that has withdrawn from
4 ~~cooperative educational service~~ an agency no. 1 under s. 116.065 under this section
5 and is not in any other agency may contract with the department for other programs
6 and services the school district would be receiving if it were in an agency.

History: 1971 c. 125; 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1977 c. 221 s. 6; 1979 c. 34, 89; 1981 c. 20; 1983 a. 27; 1985 a. 29, 120; 1985 a. 135 s. 85; 1985 a. 218 s. 22, 1985 a. 332; 1995 a. 27 ss. 3924r, 3924t, 9145 (1); 1997 a. 27, 164, 238; 1999 a. 32.

7 **SECTION 12.** 116.08 (4m) of the statutes is created to read:

8 116.08 (4m) Beginning in the 2016-17 school year, each school board of a school
9 district in an agency shall pay to the board of control the school district's proportional
10 share of the cost to maintain and operate the office of the board of control and of
11 agency administration, as determined by the board of control under s. 116.03.

****NOTE: As drafted, it will be up to each board of control to determine how to proportionally allocate costs. Okay?

12 **SECTION 13.** 116.08 (5) of the statutes is repealed.

****NOTE: I deleted this subsection because it required school boards to provide matching funds to the state aid provided to CESAs. Okay?

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

14 (1) COOPERATIVE EDUCATIONAL SERVICE AGENCIES; STATE AID. The treatment of
15 sections 20.255 (2) (fg), 116.03 (3), (5) and (11), and 116.08 (title), (1) and (5) of the
16 statutes takes effect on July 1, 2016.

(END)

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[Handwritten signature]

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

LRB-0832/2dn
FFK:.....

gs

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- date -

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office of
the

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To Megan:

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This draft eliminates state aid ^{or} for maintenance and operation of the board of control and agency administration ^{of the} beginning in the 2016-17 school year. The bill does not eliminate a CESA's ability to receive state aid for providing services. For example, the bill does not eliminate a CESA's ability to receive state aid under s. 115.88 (special education aid). Please confirm that this is consistent with your intent.

8

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11

Fern Knepp
Legislative Attorney
(608) 261-6927
fern.knepp@legis.wisconsin.gov

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

LRB-0832/P1dn
FFK:ej:sjm

December 11, 2014

To Megan:

This draft eliminates state aid for “the maintenance and operation of the office of the board of control and agency administrator” beginning in the 2016–17 school year. The bill does not eliminate a CESA’s ability to receive state aid for providing services. For example, the bill does not eliminate a CESA’s ability to receive state aid under s. 115.88 (special education aid). Please confirm that this is consistent with your intent.

Fern Knepp
Legislative Attorney
(608) 261-6927
fern.knepp@legis.wisconsin.gov

Knepp, Fern

From: Stritchko, Megan E - DOA <MeganE.Stritchko@wisconsin.gov>
Sent: Monday, January 19, 2015 10:16 AM
To: Knepp, Fern
Subject: LRB 0832/P1: CESAs

Hi Fern,

I have the following edits related to LRB 0832/P1:

- Your first note on page 2: I think rather than repealing the appropriation under 20.255(2)(fg), we would like to remove the language related to funding for "current operational expenses" and retain the language related to match any federal funds received by these agencies for vocational education administration. I think this also applies to your second note on page 3 related to s. 116.08(1).
- Your second note on page 2: I think the legislative purpose statement should be amended to reflect that CESAs are optional. Perhaps rather than use the term "need" in the first line, we could use something like "benefit" (?): "The organization of school districts in WI is such that the legislature recognized the **benefit of a service** unit between the school district and the state superintendent."
- ✓ • Your third note on page 2: I think the assumption that "state reimbursement" is "state aid" is accurate.
- ✓ • Your first note on page 3: I think that since the dates seem to align with current law as it relates to withdrawal from a CESA, they are fine.
- Your first note on page 4: I think it is ok for each board of control to determine how to proportionally allocate costs, but could we add language under s.116.08(4m) for participating school boards to provide funds for match of federal funds received for vocational education administration (to align with the appropriation language under current law)?
- ✓ • Your second note on page 4: I think it's fine to delete the subsection that required school boards to provide matching funds to state aid provided to CESAs – we're taking care of funding for CESAs in the new s. 116.08(4m).
- In regards to your drafters note, I think this draft meets our intent - we only want to eliminate state aid for CESAs; CESAs should still be able to receive state aid for services provided such as special education.

Thanks, Fern!!! Please let me know if anything is unclear!

Megan

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

Knepp, Fern

From: Bong, Sasha E - DOA <SashaE.Bong@wisconsin.gov>
Sent: Tuesday, January 20, 2015 9:06 AM
To: Knepp, Fern
Subject: RE: TEACH program changes draft (LRB-1061)

Thanks! Yes, you can take out the other notes. For the note on page 2, the preference is to not include the requirement in the list of items that DOA has to promulgate as rules. Also, in Section 11, your assumption was correct that the intent was not to change the meaning of the language under s. 118.40(2r)(e)2p.a., and upon review, the language captures the parts of TEACH that were included for the per pupil payment before the TEACH appropriations were consolidated.

From: Knepp, Fern [mailto:Fern.Knepp@legis.wisconsin.gov]
Sent: Tuesday, January 20, 2015 8:22 AM
To: Bong, Sasha E - DOA
Subject: RE: TEACH program changes draft (LRB-1061)

Sounds good. I will prepare a draft with these changes. Should I also go ahead and take out the other embedded notes?

Thanks,
Fern

From: Bong, Sasha E - DOA [mailto:SashaE.Bong@wisconsin.gov]
Sent: Monday, January 19, 2015 8:32 PM
To: Knepp, Fern
Subject: TEACH program changes draft (LRB-1061)

Hi Fern,

For the TEACH program changes draft, I would like to clarify the first sentence of s. 16.997(2e) created under Section 5 of the draft. In saying "whether to provide more than one data line or video link to an educational agency," would it be possible for the program to provide an additional data line and video link to an educational agency? It seems a bit trivial, but my contacts with the program wanted to ensure that it could mean "and/or" and not just one or the other.

Secondly, would it be possible to change the title of the modified appropriation under s. 20.505(4)(s) to "Telecommunications access; educational agencies"? Because the appropriation is modified to be more general, it seems fitting for it to have a more general title.

Thanks!



TODAY if possible
State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-0832/P1
FFK:cjs:jm

In 1-19

stays

1/2
RMR

DOA:.....Stritchko, BB0280 - Make participation in CESAs optional

FOR 2015-2017 BUDGET -- NOT READY FOR INTRODUCTION

do NOT gen

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

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PRIMARY AND SECONDARY EDUCATION

Under current law, a school board of a school district in cooperative service agency (CESA) no. 1 may withdraw from CESA no. 1 by adopting a resolution. This bill expands the authority to withdraw from a CESA to all school boards in all CESAs, making school board participation in a CESA optional. A school board that withdraws from a CESA may contract with DPI for programs and services that the school district would receive if it were in a CESA. A school board that withdraws from a CESA may rejoin the CESA by adopting a resolution.

Under current law, DPI pays to each CESA an amount up to \$25,000 for maintenance and operation of the CESA and to match any federal funds received for vocational education administration. Beginning in the 2016-17 school year, this bill eliminates this state funding and requires each school board participating in a CESA to pay to the board of control of that CESA a proportional share of these costs.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

the school districts

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

1 SECTION 1. 20.255 (2) (fg) of the statutes is repealed.

****NOTE: This appropriation provided funding for "the current operational expenses of these agencies and to match any federal funds received by these agencies for vocational education administration." I repealed the entire appropriation. Please let me know if it is necessary to retain the appropriation for matching federal funds received by the agency for vocational education administration. See also the note following s. 116.08 (1).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

****NOTE: Section 116.01 is a legislative purpose statement regarding the need for CESAs. Please let me know if you would like to amend the purpose statement to reflect that, under this bill, CESAs are optional.

INS
2-2

2 SECTION 2. 116.03 (2) of the statutes is repealed.

3 SECTION 3. 116.03 (5) of the statutes is created to read:

4 116.03 (5) Determine each school district's proportional share of the cost of the
5 maintenance and operation of the office of the board of control and agency
6 administrator. *and to match any federal funds received by the agency for* No cost may be assessed against a school district that has withdrawn *Vocational*
7 under s. 116.065 for expenses incurred while the school district is not in the agency. *education*
8 *administration*

8 SECTION 4. 116.03 (11) of the statutes is amended to read:

9 116.03 (11) Establish the salaries of the agency administrator and other *less any*
10 professional and nonprofessional employees. *amount received* State reimbursement for the cost of the *under*
11 salary of the agency administrator shall be equal to the actual salary paid or the *s. 116.08(1)*
12 maximum of the salary range for public instruction supervisors under the state
13 superintendent, whichever is less.

****NOTE: I assumed this "state reimbursement" was "state aid" for purposes of this request. Please let me know if this assumption is incorrect.

14 SECTION 5. 116.065 (1) of the statutes is amended to read:

15 116.065 (1) The school board of a school district ~~in cooperative educational~~
16 ~~service agency no. 1, as designated on April 1, 1985,~~ may adopt a resolution to
17 withdraw from the an agency. The school board shall immediately notify the board

1 of control and the state superintendent of ~~its intention~~ that the school board has
2 adopted a resolution under this subsection.

3 **SECTION 6.** 116.065 (2) of the statutes is amended to read:

4 116.065 (2) A resolution adopted under sub. (1) or (3) prior to January 15 in any
5 school year shall be effective the next succeeding July 1. A resolution adopted under
6 sub. (1) or (3) on or after January 15 in any school year shall be effective on the 2nd
7 succeeding July 1.

***NOTE: Please confirm that the current effective dates are consistent with your
intent.

8 **SECTION 7.** 116.065 (3) of the statutes is amended to read:

9 116.065 (3) A school district that has withdrawn from ~~the~~ an agency described
10 under sub. (1) may rejoin the agency. ~~The procedures under subs. (1) and (2) apply~~
11 ~~to readmissions by adopting a resolution and immediately notifying the board of~~
12 control and state superintendent of the resolution to rejoin.

13 **SECTION 8.** 116.07 (4) of the statutes is amended to read:

14 116.07 (4) No such plan is valid if it permits any territory of this state to be
15 outside an agency area, unless the territory is part of a school district that has
16 withdrawn from an agency under s. 116.065.

17 **SECTION 9.** 116.08 (title) of the statutes is amended to read:

18 **116.08 (title) State Loans and local aid.**

19 **SECTION 10.** 116.08 (1) of the statutes is repealed.

***NOTE: Section 116.08 (1) provided funding for maintenance and operation of the
board of control and agency administration and to match any federal funds received by
the agency for vocational education administration. I repealed the entire subsection.
Please let me know if it is necessary to retain the language for matching federal funds
received by the agency for vocational education administration.

20 **SECTION 11.** 116.08 (3m) of the statutes is renumbered 116.065 (4) and
21 amended to read:

INS
3-18

2015-2016 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0832/P2
FFK:.....

INS 2-2

1 SECTION 1. 20.255 (2) (fg) of the statutes is amended to read:

2 20.255 (2) (fg) *Aid for cooperative educational service agencies.* The amounts
3 in the schedule for a payment not to exceed \$25,000 annually to each cooperative
4 educational service agency, ~~for the current operational expenses of these agencies~~
5 ~~and~~ to match any federal funds received by these agencies for vocational education
6 administration.

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.

7 SECTION 2. 116.01 of the statutes is amended to read:

8 **116.01 Purpose.** The organization of school districts in Wisconsin is such that
9 the legislature recognizes the need for benefit of a service unit between the school
10 district and the state superintendent. The cooperative educational service agencies
11 are designed to serve educational needs in all areas of Wisconsin by serving as a link
12 both between school districts and between school districts and the state. Cooperative
13 educational service agencies may provide leadership, coordination, and education
14 services to school districts, University of Wisconsin System institutions, and
15 technical colleges. Cooperative educational service agencies may facilitate
16 communication and cooperation among all public, private, and tribal schools, and all
17 public and private agencies and organizations, that provide services to pupils.

History: 1977 c. 418; 1983 a. 27; 1995 a. 27 ss. 3914e, 9145 (1); 1997 a. 27, 237; 2009 a. 302.

END INS 2-2

INS 3-18

18 SECTION 3. 116.08 (1) of the statutes is amended to read:

1 116.08 (1) An amount not to exceed \$25,000 annually shall be paid to each
2 agency for the maintenance and operation of the office of the board of control and
3 agency administrator and to match any federal funds received by the agency for
4 vocational education administration. No state aid may be paid unless the agency
5 submits by August 1 an annual report which includes a detailed certified statement
6 of its expenses for the prior year to the state superintendent, and such statement
7 reveals that the state aid was expended as provided by this section. In no case may
8 the state aid exceed the actual expenditures for the prior year as certified in such
9 statement.

History: 1971 c. 125; 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1977 c. 221 s. 6; 1979 c. 34, 89; 1981 c. 20; 1983 a. 27; 1985 a. 29, 120; 1985 a. 135 s. 85; 1985 a. 218 s. 22, 1985 a. 332; 1995 a. 27 ss. 3924t, 3924t, 9145 (1); 1997 a. 27, 164, 238; 1999 a. 32.

END INS 3-18

Knepp, Fern

From: Stritchko, Megan E - DOA <MeganE.Stritchko@wisconsin.gov>
Sent: Tuesday, January 27, 2015 3:19 PM
To: Knepp, Fern
Subject: LRB 0832/P2 CESAs

Hi Fern,

Could you re-draft LRB 0832/P2 so that in the first year following the effective date of the bill, districts can withdraw from their CESAs sooner than the statutory withdrawal timeline (like maybe 30 days following the bill's effective date) and then CESAs can bill their participating districts under s. 116.03(5) right away for the operating and maintenance costs in FY16?

Any questions, please let me know!!

Thanks!

Megan

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



State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-0832/P2
FFK:cjs:rs

IN 1-27

SPB
RMK
Stays

DOA:.....Stritchko, BB0280 – Make participation in CESAs optional

FOR 2015-2017 BUDGET – NOT READY FOR INTRODUCTION

do NOT go

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

Analysis by the Legislative Reference Bureau
EDUCATION

PRIMARY AND SECONDARY EDUCATION

Under current law, a school board of a school district in cooperative service agency (CESA) no. 1 may withdraw from CESA no. 1 by adopting a resolution. This bill expands the authority to withdraw from a CESA to all school boards in all CESAs, making school board participation in a CESA optional. A school board that withdraws from a CESA may contract with DPI for programs and services that the school district would receive if it were in a CESA. A school board that withdraws from a CESA may rejoin the CESA by adopting a resolution.

Under current law, DPI pays to each CESA an amount up to \$25,000 for maintenance and operation of the CESA and to match any federal funds received for vocational education administration. Beginning in the 2016-17 school year, this bill requires a school board participating in a CESA to pay to the board of control of that CESA the school district's proportional share of these costs.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

1 **SECTION 1.** 20.255 (2) (fg) of the statutes is amended to read:

2 20.255 (2) (fg) *Aid for cooperative educational service agencies.* The amounts
3 in the schedule for a payment not to exceed \$25,000 annually to each cooperative
4 educational service agency, ~~for the current operational expenses of these agencies~~
5 ~~and~~ to match any federal funds received by these agencies for vocational education
6 administration.

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9 the legislature recognizes the need for benefit of a service unit between the school
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13 educational service agencies may provide leadership, coordination, and education
14 services to school districts, University of Wisconsin System institutions, and
15 technical colleges. Cooperative educational service agencies may facilitate
16 communication and cooperation among all public, private, and tribal schools, and all
17 public and private agencies and organizations, that provide services to pupils.

18 **SECTION 3.** 116.03 (2) of the statutes is repealed.

19 **SECTION 4.** 116.03 (5) of the statutes is created to read:

20 116.03 (5) Determine each school district's proportional share of the cost of the
21 maintenance and operation of the office of the board of control and agency
22 administrator and to match any federal funds received by the agency for vocational
23 education administration less any amount received under s. 116.08 (1). No cost may
24 be assessed against a school district that has withdrawn under s. 116.065 for
25 expenses incurred while the school district is not in the agency.

1 **SECTION 5.** 116.03 (11) of the statutes is amended to read:

2 116.03 (11) Establish the salaries of the agency administrator and other
3 professional and nonprofessional employees. ~~State reimbursement for the cost of the~~
4 ~~salary of the agency administrator shall be equal to the actual salary paid or the~~
5 ~~maximum of the salary range for public instruction supervisors under the state~~
6 ~~superintendent, whichever is less.~~

7 **SECTION 6.** 116.065 (1) of the statutes is amended to read:

8 116.065 (1) The school board of a school district ~~in cooperative educational~~
9 ~~service agency no. 1, as designated on April 1, 1985, may adopt a resolution to~~
10 ~~withdraw from the an agency. The school board shall immediately notify the board~~
11 ~~of control and the state superintendent of its intention that the school board has~~
12 ~~adopted a resolution under this subsection.~~

13 **SECTION 7.** 116.065 (2) of the statutes is amended to read:

14 116.065 (2) A resolution adopted under sub. (1) or (3) prior to January 15 in any
15 school year shall be effective the next succeeding July 1. A resolution adopted under
16 sub. (1) or (3) on or after January 15 in any school year shall be effective on the 2nd
17 succeeding July 1.

18 **SECTION 8.** 116.065 (3) of the statutes is amended to read:

19 116.065 (3) A school district that has withdrawn from the an agency described
20 under sub. (1) may rejoin the agency. ~~The procedures under subs. (1) and (2) apply~~
21 ~~to readmissions by adopting a resolution and immediately notifying the board of~~
22 ~~control and state superintendent of the resolution to rejoin.~~

23 **SECTION 9.** 116.07 (4) of the statutes is amended to read:

1 116.07 (4) No such plan is valid if it permits any territory of this state to be
2 outside an agency area, unless the territory is part of a school district that has
3 withdrawn from an agency under s. 116.065.

4 **SECTION 10.** 116.08 (title) of the statutes is amended to read:

5 **116.08 (title) State Loans and local aid.**

6 **SECTION 11.** 116.08 (1) of the statutes is amended to read:

7 116.08 (1) An amount not to exceed \$25,000 annually shall be paid to each
8 agency ~~for the maintenance and operation of the office of the board of control and~~
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14 ~~the state aid exceed the actual expenditures for the prior year as certified in such~~
15 ~~statement.~~

16 **SECTION 12.** 116.08 (3m) of the statutes is renumbered 116.065 (4) and
17 amended to read:

18 116.065 (4) The school board of a school district that has withdrawn from
19 ~~cooperative educational service an~~ agency ~~no. 1 under s. 116.065~~ under this section
20 and is not in any other agency may contract with the department for other programs
21 and services the school district would be receiving if it were in an agency.

22 **SECTION 13.** 116.08 (4m) of the statutes is created to read:

23 116.08 (4m) Beginning in the ~~2016-17~~ ²⁰¹⁵⁻¹⁶ school year, each school board of a school
24 district in an agency shall pay to the board of control the school district's proportional
25 share of the cost of the maintenance and operation of the office of the board of control

1 and agency administrator and to match any federal funds received by the agency for
2 vocational education administration, as determined by the board of control under s.
3 116.03 (5).

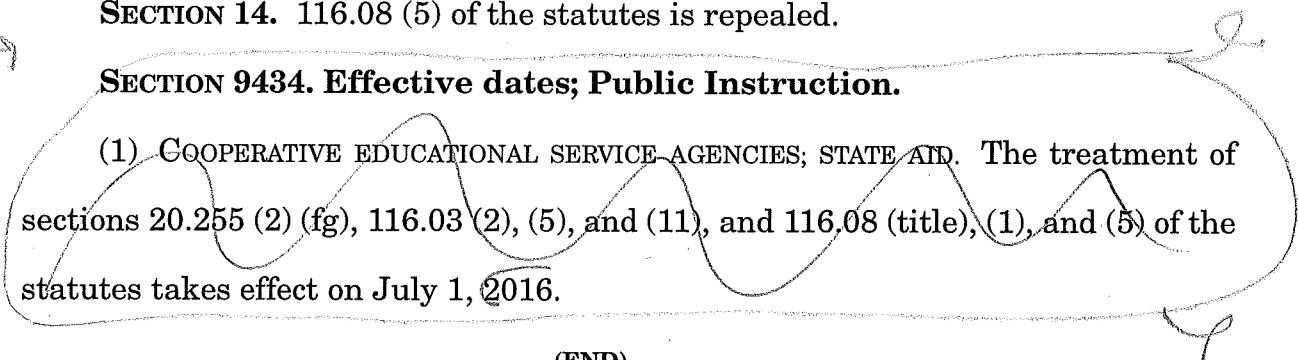
4 **SECTION 14.** 116.08 (5) of the statutes is repealed.

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

6 (1) ~~COOPERATIVE EDUCATIONAL SERVICE AGENCIES; STATE AID.~~ The treatment of
7 sections 20.255 (2) (fg), 116.03 (2), (5), and (11), and 116.08 (title), (1), and (5) of the
8 statutes takes effect on July 1, 2016.

9 (END)

Handwritten note: 116.08 (5) →



2015-2016 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0832/P3
FFK:.....

INS 5-4



1 **SECTION 9134. Nonstatutory provisions; Public Instruction.**
2 ~~(1)~~ **(1)** OPTIONAL PARTICIPATION IN COOPERATIVE EDUCATIONAL SERVICE AGENCIES.
3 Notwithstanding section 116.065 (2) of the statutes, if a school board adopts a
4 resolution to withdraw from a cooperative education service agency under section
5 116.065 (1), as affected by this act, by no later than 30 days after the effective date
6 of this subsection, the resolution is effective July 1, 2015.



END INS 5-4

of the statutes



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-0832/P3

FFK:cjs:rs

DOA:.....Stritchko, BB0280 – Make participation in CESAs optional

FOR 2015-2017 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

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PRIMARY AND SECONDARY EDUCATION

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7 Notwithstanding section 116.065 (2) of the statutes, if a school board adopts a
8 resolution to withdraw from a cooperative education service agency under section
9 116.065 (1) of the statutes, as affected by this act, by no later than 30 days after the
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11

(END)