

1 (c) Notwithstanding s. 118.30 (1s), beginning in the 2015-16 school year, the
2 governing body of each private school participating in the program under s. 119.23
3 that is required to administer an examination under s. 118.30 (1s) is not required to
4 administer an examination adopted or approved by the state superintendent under
5 s. 118.30 (1) in any grade for which an examination is required to be administered
6 under s. 118.30 if the governing body administers in that grade an alternative
7 examination approved by the research center under sub. (2). If the governing body
8 of the private school elects to administer an alternative examination under this
9 paragraph, the governing body shall notify the department of its intent to administer
10 the examination and shall publish that fact and information about the examination
11 on the school's Internet site.

12 (d) Notwithstanding s. 118.30 (1t), beginning in the 2015-16 school year, the
13 governing body of a private school participating in a program under s. 118.60 that
14 is required to administer an examination under s. 118.30 (1t) is not required to
15 administer an examination adopted or approved by the state superintendent under
16 s. 118.30 (1) in any grade for which an examination is required to be administered
17 under s. 118.30 if the governing body administers in that grade an alternative
18 examination approved by the research center under sub. (2). If the governing body
19 of the private school elects to administer an alternative examination under this
20 paragraph, the governing body shall notify the department of its intent to administer
21 the examination and shall publish that fact and information about the examination
22 on the school's Internet site.

23 (e) If a school administers an alternative examination under this subsection,
24 the school board, operator, or governing body of the school is responsible for any
25 additional costs to administer the alternative examinations.

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1 (4) (a) If a school board, an operator of a charter school under s. 118.40 (2r), or
2 the governing body of a private school participating in a program under s. 118.60 or
3 119.23 administers an alternative examination under sub. (3), the school board,
4 operator, or governing body shall submit the examination results to the research
5 center.

6 (b) The research center shall review all examination results received under par.
7 (a) and statistically equate them to the pupil examinations required under s. 118.30.
8 The research center shall provide the examination data, as statistically equated, to
9 the school board, operator, or governing body and to the department. The
10 department shall use data received under this subsection to determine a school's
11 performance or school district's improvement under s. 115.385.

12 *~~1509/P2.34~~SECTION 3265. 118.33 (6) (a) 1. of the statutes is amended to
13 read:

14 118.33 (6) (a) 1. Each school board shall adopt a written policy specifying the
15 criteria for promoting a pupil from the 4th grade to the 5th grade and from the 8th
16 grade to the 9th grade. The criteria shall include the pupil's score on the examination
17 administered under s. 118.30 (1m) (a) or (am) or s. 118.301 (3), unless the pupil has
18 been excused from taking the examination under s. 118.30 (2) (b); the pupil's
19 academic performance; the recommendations of teachers, which shall be based solely
20 on the pupil's academic performance; and any other academic criteria specified by
21 the school board. Except as provided in par. (b) 1. and 3., the criteria apply to pupils
22 enrolled in charter schools located in the school district.

23 *~~1509/P2.35~~SECTION 3266. 118.33 (6) (b) 1. of the statutes is amended to
24 read:

1 118.33 (6) (b) 1. Each operator of a charter school under s. 118.40 (2r) shall
2 adopt a written policy specifying the criteria for promoting a pupil from the 4th grade
3 to the 5th grade and from the 8th grade to the 9th grade. The criteria shall include
4 the pupil's score on the examination administered under s. 118.30 (1r) (a) or (am) or
5 s. 118.301 (3), unless the pupil has been excused from taking the examination under
6 s. 118.30 (2) (b); the pupil's academic performance; the recommendations of teachers,
7 which shall be based solely on the pupil's academic performance; and any other
8 academic criteria specified by the operator of the charter school.

9 *~~1509/P2.36~~SECTION 3267. 118.33 (6) (c) 1. of the statutes is amended to
10 read:

11 118.33 (6) (c) 1. The governing body of each private school participating in the
12 program under s. 119.23 shall adopt a written policy specifying criteria for promoting
13 a pupil who is attending the private school under s. 119.23 from the 4th grade to the
14 5th grade and from the 8th grade to the 9th grade. The criteria shall include the
15 pupil's score on the examination administered under s. 118.30 (1s) (a) or (b) or s.
16 118.301 (3), unless the pupil has been excused from taking the examination under
17 s. 118.30 (2) (b); the pupil's academic performance; the recommendations of teachers,
18 which shall be based solely on the pupil's academic performance; and any other
19 academic criteria specified by the governing body of the private school.

20 *~~1509/P2.37~~SECTION 3268. 118.33 (6) (cr) 1. of the statutes is amended to
21 read:

22 118.33 (6) (cr) 1. The governing body of each private school participating in the
23 program under s. 118.60 shall adopt a written policy specifying criteria for promoting
24 a pupil who is attending the private school under s. 118.60 from the 4th grade to the
25 5th grade and from the 8th grade to the 9th grade. The criteria shall include the

1 pupil's score on the examination administered under s. 118.30 (1t) (a) or (b) or s.
2 118.301 (3), unless the pupil has been excused from taking the examination under
3 s. 118.30 (2) (b); the pupil's academic performance; the recommendations of teachers,
4 which shall be based solely on the pupil's academic performance; and any other
5 academic criteria specified by the governing body of the private school.

6 *~~0333/P3.7~~SECTION 3269. 118.40 (2r) (b) 1. (intro.) of the statutes is
7 amended to read:

8 118.40 (2r) (b) 1. (intro.) All Except as provided in subd. 3., any of the following
9 entities may establish by charter and operate a charter school or, on behalf of their
10 respective entities, may initiate a contract with an individual or group a person to
11 operate a school as a charter school:

12 *~~0333/P3.8~~SECTION 3270. 118.40 (2r) (b) 1. e. of the statutes is created to
13 read:

14 118.40 (2r) (b) 1. e. Any nonprofit, nonsectarian organization or consortium of
15 such organizations approved by the charter school oversight board under par. (bm).

16 *~~0333/P3.9~~SECTION 3271. 118.40 (2r) (b) 2. of the statutes is renumbered
17 118.40 (2r) (b) 2. (intro.) and amended to read:

18 118.40 (2r) (b) 2. (intro.) A charter shall include all of the provisions specified
19 under sub. (1m) (b) 3. to 14. A contract shall include all of the provisions specified
20 under sub. (1m) (b) 1. to 14. and shall specify the effect of the establishment of the
21 charter school on the liability of the contracting entity under this paragraph. The
22 contract shall also include all of the following provisions and may include other
23 provisions agreed to by the parties. ~~The chancellor of the University of~~
24 ~~Wisconsin-Milwaukee or of the University of Wisconsin-Parkside may not establish~~
25 ~~or enter into a contract for the establishment of a charter school under this~~

1 paragraph without the approval of the board of regents of the University of
2 Wisconsin System.;

****NOTE: This is reconciled s. 118.40 (2r) (b) 2. This SECTION has been affected by
drafts with the following LRB numbers: -0333/P2 and -0971/P4.

3 *-0333/P3.10*SECTION 3272. 118.40 (2r) (b) 2. a. to k. of the statutes are
4 created to read:

5 118.40 (2r) (b) 2. a. A requirement that the charter school governing board
6 adhere to specified annual academic and operational performance standards
7 developed in accordance with the performance framework of the entity with which
8 it is contracting.

9 b. Provisions detailing the corrective measures the charter school governing
10 board will take if the charter school fails to meet performance standards.

11 ~~e. A provision allowing the governing board of a charter school that is in one
12 of the top 2 performance categories in the most recent school report published by the
13 department under s. 115.385 to open one or more additional charter schools. If the
14 charter school governing board opens one or more additional charter schools, the
15 existing contract applies to the new school or schools unless the parties agree to
16 amend the existing contract or enter into a new contract.~~

Handwritten note: IAS 1055 -11 see attached

17 d. The methodology that will be used by the charter school governing board to
18 monitor and verify pupil enrollment, credit accrual, and course completion.

19 e. A requirement that the entity under subd. 1. have direct access to pupil data.

20 f. A description of the administrative relationship between the parties to the
21 contract.

22 g. A requirement that the charter school governing board hold parent-teacher
23 conferences at least annually.

1 h. A requirement that if more than one charter school is operated under the
2 contract, the charter school governing board reports to the entity under subd. 1. on
3 each charter school separately.

4 i. A requirement that the charter school governing board provide the data
5 needed by the entity under subd. 1. for purposes of making the report required under
6 sub. (3m) (a) 6.

7 j. A requirement that the charter school governing board participate in any
8 training provided by the entity under subd. 1.

9 k. A description of all fees that the entity under subd. 1. will charge the charter
10 school governing board.

11 ***-0333/P3.11*SECTION 3273.** 118.40 (2r) (b) 3. of the statutes is repealed and
12 recreated to read:

13 118.40 (2r) (b) 3. If an entity specified in subd. 1. a. to d. was operating a charter
14 school itself immediately prior to the effective date of this subdivision [LRB
15 inserts date], it may continue to do so.

****NOTE: This is reconciled s. 118.40 (2r) (b) 3. This SECTION has been affected by
drafts with the following LRB numbers: -0333/P2 and -0971/P4.

16 ***-0333/P3.12*SECTION 3274.** 118.40 (2r) (bm) of the statutes is repealed and
17 recreated to read:

18 118.40 (2r) (bm) 1. A nonprofit, nonsectarian organization or a consortium of
19 such organizations that wishes to contract with a charter school governing board to
20 operate a charter school shall submit an application to the charter school oversight
21 board. The application shall include all of the following and any other information
22 requested by the board:

1 a. A strategic plan for contracting with charter school governing boards that
2 submit high-quality proposals for charter schools that meet identified educational
3 needs and promote a diversity of educational choices.

4 b. A performance framework for use in supervising and evaluating charter
5 schools that addresses pupil academic proficiency, growth in pupil academic
6 achievement, gaps in achievement between groups of pupils, pupil attendance, the
7 readiness of pupils for postsecondary education, the financial proficiency and
8 sustainability of charter schools, and charter school management.

9 c. An assurance that the organization or consortium will ensure accountability
10 and transparency on the part of those charter school governing boards with which
11 it contracts.

12 d. A plan, including corrective action strategies, designed to improve a charter
13 school under contract with the organization or consortium, or to close such a charter
14 school, based on contractual performance standards.

15 e. A description of the types of charter schools the organization or consortium
16 is seeking to establish, and their potential attendance areas.

17 f. Information on the organization's or consortium's finances and other
18 resources necessary for the charter school oversight board to determine the
19 applicant's ability to perform its functions under this section.

20 g. A plan for entering into additional contracts in order to replicate successful
21 charter schools.

22 2. The charter school oversight board shall approve or deny an application
23 within 90 days of receiving the application.

24 ***-0333/P3.13*****SECTION 3275.** 118.40 (2r) (c) of the statutes is repealed and
25 recreated to read:

SECTION 3275

1 118.40 (2r) (c) 1. An entity under par. (b) 1. may contract for the operation of
2 a charter school located anywhere in this state.

3 5. a. A school board may prohibit a pupil who resides in the school district from
4 attending a charter school established under this subsection unless the school
5 district's membership, as defined in s. 121.004 (5), is at least 4,000 and a total of at
6 least 2 public schools in the school district were in the bottom 2 performance
7 categories in the most recent school report published by the department under s.
8 115.385.

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9 b. A pupil who wishes to attend a charter school established under this
10 subsection and who resides in a school district in which the school board may prohibit
11 pupils from attending a charter school established under this subsection shall
12 submit an application to the school board. Within 30 days of receiving the
13 application, the school board shall issue a decision allowing or prohibiting the pupil
14 from attending the charter school.

15 *-0333/P3.14*SECTION 3276. 118.40 (2r) (cm) of the statutes is repealed.

16 *-1509/P2.38*SECTION 3277. 118.40 (2r) (d) 2. of the statutes is amended to
17 read:

18 118.40 (2r) (d) 2. Administer the examinations under ~~ss.~~ s. 118.30 (1r) or
19 118.301 (3) and s. 121.02 (1) (r) to pupils enrolled in charter schools under this
20 subsection.

21 *-0627/P3.1*SECTION 3278. 118.40 (2r) (dm) of the statutes is created to read:

22 118.40 (2r) (dm) The operator of a charter school authorized under this
23 subsection may provide transportation to pupils attending the charter school and
24 may claim transportation aid under s. 121.58 for pupils so transported.

1 *~~1261/P2.1~~*SECTION 3279. 118.40 (2r) (e) 2n. of the statutes is amended to
2 read:

3 118.40 (2r) (e) 2n. In the 2014–15, 2015–16, and 2016–17 school year years,
4 from the appropriation under s. 20.255 (2) (fm), the department shall pay to the
5 operator of the charter school an amount equal to \$8,075 multiplied by the number
6 of pupils attending the charter school.

7 *~~1261/P2.2~~*SECTION 3280. 118.40 (2r) (e) 2p. (intro.) of the statutes is
8 amended to read:

9 118.40 (2r) (e) 2p. (intro.) In the ~~2015–16~~ 2017–18 school year and in each
10 school year thereafter, from the appropriation under s. 20.255 (2) (fm), the
11 department shall pay to the operator of the charter school an amount equal to the
12 sum of the amount paid per pupil under this paragraph in the previous school year;
13 the amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for the
14 current school year, if positive; and the change in the amount of statewide categorical
15 aid per pupil between the previous school year and the current school year, if positive.
16 The change in the statewide categorical aid per pupil shall be determined as follows:

17 *~~1078/P4.21~~*SECTION 3281. 118.40 (2r) (e) 2p. a. of the statutes is amended
18 to read:

19 118.40 (2r) (e) 2p. a. Add the amounts appropriated in the current fiscal year
20 under s. 20.255 (2), except s. 20.255 (2) (ac), (bb), (fm), (fr), (fu), (k), and (m); s. 20.285
21 (1) (r) and (rc); and 20.505 (4) (es); and the amount, as determined by secretary of
22 administration, of the appropriation under s. 20.505 (4) (s) allocated for payments
23 to telecommunication providers under contracts with school districts and
24 cooperative educational service agencies under s. 16.971 (13) and for grants to school
25 district consortia under s. 16.997 (7).

SECTION 3282

1 ***-0971/P5.616***SECTION 3282. 118.40 (2r) (e) 2p. a. of the statutes, as affected
2 by 2015 Wisconsin Act (this act), is amended to read:

3 118.40 (2r) (e) 2p. a. Add the amounts appropriated in the current fiscal year
4 under s. 20.255 (2), except s. 20.255 (2) (ac), (bb), (fm), (fr), (fu), (k), and (m); s. ~~20.285~~
5 ~~(1) (r) and (re)~~; and 20.505 (4) (es); and the amount, as determined by secretary of
6 administration, of the appropriation under s. 20.505 (4) (s) allocated for payments
7 to telecommunication providers under contracts with school districts and
8 cooperative educational service agencies under s. 16.971 (13) and for grants to school
9 district consortia under s. 16.997 (7).

 ****NOTE: This is reconciled s. 118.40 (2r) (e) 2p. a. This SECTION has been affected
by drafts with the following LRB numbers: LRB-0971/P4 and LRB-1061/P2.

10 ***-0333/P3.15***SECTION 3283. 118.40 (2r) (f) of the statutes is created to read:

11 118.40 (2r) (f) A charter school established under this subsection is a local
12 educational agency under 20 USC 6301 to 6578 and as such is eligible for funding as
13 a local educational agency, and shall comply with all requirements of local
14 educational agencies, under 20 USC 6301 to 6578.

15 ***-0333/P3.16***SECTION 3284. 118.40 (2r) (g) of the statutes is created to read:

16 118.40 (2r) (g) If a charter school established by contract with an entity under
17 par. (b) 1. a. to d. is in operation on the effective date of this paragraph [LRB inserts

18 date], and the charter school is in one of the top 2 performance categories in the most
19 recent school report published by the department under s. 115.385, the person
20 operating the charter school may open one or more additional charter schools
21 notwithstanding the terms of the existing contract. All provisions of the existing
22 contract, other than any provision that conflicts with this paragraph, apply to the

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1 new school or schools unless parties agree to amend the existing contract or enter
2 into a new contract.

3 *~~0333/P3.17~~*SECTION 3285. 118.40 (3) (d) of the statutes is renumbered
4 118.40 (3m) (a) 3. and amended to read:

5 118.40 (3m) (a) 3. ~~A school board or an entity under sub. (2r) (b) shall give~~ Give
6 preference in awarding contracts for the operation of charter schools to those charter
7 schools that serve children at risk, as defined in s. 118.153 (1) (a).

8 *~~0333/P3.18~~*SECTION 3286. 118.40 (3) (e) of the statutes is renumbered
9 118.40 (3m) (a) 2. and amended to read:

10 118.40 (3m) (a) 2. When ~~establishing or~~ contracting for the establishment of
11 a charter school under this section, ~~a school board or entity specified under sub. (2r)~~
12 ~~(b) shall consider~~ adhere to the principles and standards for quality charter schools
13 established by the National Association of Charter School Authorizers.

14 *~~0333/P3.19~~*SECTION 3287. 118.40 (3) (f) of the statutes is created to read:
15 118.40 (3) (f) A contract with a school board or an entity under sub. (2r) (b) may
16 provide for the establishment of more than one charter school, and a charter school
17 governing board may enter into more than one contract with a school board or entity
18 under sub. (2r) (b).

19 *~~0333/P3.20~~*SECTION 3288. 118.40 (3) (g) of the statutes is created to read:
20 118.40 (3) (g) 1. Except as provided in subds. 2. and 3. and sub. (4) (ar) 1., a
21 contract with a school board or an entity under sub. (2r) (b) shall require that if the
22 capacity of the charter school is insufficient to accept all pupils who apply, the charter
23 school shall accept pupils at random.

1 2. A charter school shall give preference in enrollment to pupils who were
2 enrolled in the charter school in the previous school year and to siblings of pupils who
3 are enrolled in the charter school.

4 3. A charter school may give preference in enrollment to the children of the
5 charter school's founders, governing board members, and full-time employees, but
6 the total number of such children given preference may constitute no more than 10
7 percent of the charter school's total enrollment.

8 *~~0333/P3.21~~SECTION 3289. 118.40 (3m) (title) and (a) (intro.) of the statutes
9 are created to read:

10 118.40 (3m) (title) AUTHORIZING ENTITY DUTIES. (a) (intro.) A school board or
11 entity under sub. (2r) (b) shall do all of the following:

12 *~~0333/P3.22~~SECTION 3290. 118.40 (3m) (a) 1. and 4. to 6. of the statutes are
13 created to read:

14 118.40 (3m) (a) 1. Solicit and evaluate charter school applications.

15 4. Approve only high-quality charter school applications that meet identified
16 educational needs and promote a diversity of educational choices.

17 5. In accordance with the terms of each charter school contract, monitor the
18 performance and compliance with this section of each charter school with which it
19 contracts.

20 6. Annually, submit to the state superintendent and to the legislature under
21 s. 13.172 (2) a report that includes all of the following:

22 a. An identification of each charter school operating under contract with it,
23 each charter school that operated under a contract with it but had its contract
24 nonrenewed or revoked or that closed, and each charter school under contract with
25 it that has not yet begun to operate.

1 b. The academic and financial performance of each charter school operated
2 under contract with it.

3 c. The operating costs of the school board or entity under sub. (2r) (b) incurred
4 under subs. 1. to 5., detailed in an audited financial statement prepared in
5 accordance with generally accepted accounting principles.

6 d. The services the school board or entity under sub. (2r) (b) has provided to the
7 charter schools under contract with it and an itemized accounting of the cost of the
8 services.

9 ***-0333/P3.23***SECTION 3291. 118.40 (3m) (b) of the statutes is created to read:

10 118.40 (3m) (b) An organization or consortium approved by the charter school
11 oversight board under sub. (2r) (bm) annually shall submit a report to the charter
12 school oversight board that includes all the information specified in par. (a) 6.

13 ***-0333/P3.24***SECTION 3292. 118.40 (4) (title) of the statutes is amended to
14 read:

15 118.40 (4) (title) CHARTER SCHOOL GOVERNING BOARD; DUTIES, POWERS, AND
16 RESTRICTIONS.

17 ***-0333/P3.25***SECTION 3293. 118.40 (4) (a) of the statutes is renumbered
18 118.40 (4) (ar), and 118.40 (4) (ar) (intro.), as renumbered, is amended to read:

19 118.40 (4) (ar) *Duties.* (intro.) A charter school governing board shall do all of
20 the following:

21 ***-0333/P3.26***SECTION 3294. 118.40 (4) (ag) of the statutes is created to read:

22 118.40 (4) (ag) *Governing board.* Each charter school shall be governed by a
23 governing board that is a party to the contract with the authorizing entity. No more
24 than a minority of the governing board's members may be employees of the charter

1 school or employees or officers of the school district in which the charter school is
2 located.

3 *~~0333/P3.27~~**SECTION 3295.** 118.40 (4) (b) (intro.) of the statutes is amended
4 to read:

5 118.40 (4) (b) *Restrictions.* (intro.) A charter school governing board may not
6 do any of the following:

7 *~~0333/P3.28~~**SECTION 3296.** 118.40 (4) (b) 2. of the statutes is amended to
8 read:

9 118.40 (4) (b) 2. Except as provided in ~~par. (e)~~ sub. (3) (h), discriminate in
10 admission or deny participation in any program or activity on the basis of a person's
11 sex, race, religion, national origin, ancestry, pregnancy, marital or parental status,
12 sexual orientation or physical, mental, emotional or learning disability.

13 *~~0333/P3.29~~**SECTION 3297.** 118.40 (4) (c) of the statutes is renumbered
14 118.40 (3) (h) and amended to read:

15 118.40 (3) (h) ~~*Single-sex schools and courses.*~~ A school board ~~may enter into~~
16 ~~a contract for,~~ and an entity under sub. (2r) ~~may establish or enter into a contract for,~~
17 ~~the establishment of~~ establish a charter school that enrolls only one sex or that
18 provides one or more courses that enroll only one sex if the school board or entity
19 under sub. (2r) makes available to the opposite sex, under the same policies and
20 criteria of admission, schools or courses that are comparable to each such school or
21 course.

22 *~~0333/P3.30~~**SECTION 3298.** 118.40 (4) (d) of the statutes is created to read:

23 118.40 (4) (d) *Powers.* Subject to the terms of its contract, a charter school
24 governing board has all the powers necessary to carry out the terms of its contract,
25 including all of the following:

1 1. To receive and disburse funds for school purposes.

2 2. To secure appropriate insurance.

3 3. To enter into contracts, including contracts with a University of Wisconsin
4 institution or college campus, technical college district board, or private college or
5 university, for technical or financial assistance, academic support, curriculum
6 review, or other services.

7 4. To incur debt in reasonable anticipation of the receipt of funds.

8 5. To pledge, assign, or encumber its assets to be used as collateral for loans or
9 extensions of credit.

10 6. To solicit and accept gifts or grants for school purposes.

11 7. To acquire real property for its use.

12 8. To sue and be sued in its own name.

13 ***-0971/P5.617*SECTION 3299.** 118.40 (7) (am) 2. of the statutes is amended to
14 read:

15 118.40 (7) (am) 2. A charter school established under sub. (2r) or a private
16 school located in the school district operating under ch. 119 that is converted to a
17 charter school is not an instrumentality of any school district and no school board
18 may employ any personnel for the charter school. If the chancellor of the University
19 of Wisconsin–Parkside contracts for the establishment of a charter school under sub.
20 (2r), the board of regents of the University of Wisconsin System Authority may
21 employ instructional staff for the charter school.

22 ***-0638/P2.6*SECTION 3300.** 118.43 (1) (b) of the statutes is amended to read:

23 118.43 (1) (b) “Low income” means ~~the measure of low income that is used by~~
24 ~~the school district under 20 USC 2723~~ pupils who satisfy the income eligibility
25 criteria 42 USC 1758 (b) (1).

1 *-0541/P3.18*SECTION 3301. 118.50 of the statutes is created to read:

2 **118.50 Whole grade sharing. (1) AGREEMENT.** The school boards of 2 or more
3 school districts may enter into a whole grade sharing agreement that provides for all
4 or a substantial portion of the pupils enrolled in one or more grades in any of the
5 school districts to attend school in one or more of the other school districts for all or
6 a substantial portion of a school day. School boards shall include in a whole grade
7 sharing agreement all of the following:

8 (a) The term of the agreement and the date by which each school board must
9 notify the other participating school boards of its intent to renew the agreement.

10 (b) The grade levels in each school district that are subject to the agreement.

11 (c) The annual amount that the school board of a pupil's resident school district
12 pays to the school board of the school district that the pupil attends under the
13 agreement.

14 (d) Which school board grants diplomas to pupils who, under the agreement,
15 graduate from high school in a school district other than the pupil's resident school
16 district.

17 (e) Which school board is responsible for pupil records, as defined in s. 118.125
18 (1) (d), for pupils, who under the agreement, attend school in a school district other
19 than the pupil's resident school district.

20 **(2) PROCEDURE.** (a) A school board may not enter into, extend, or renew a whole
21 grade sharing agreement after February 1 of the school year preceding the school
22 year in which the agreement, extension, or renewal takes effect.

23 (b) At least 90 days before entering into, extending, or renewing a whole grade
24 sharing agreement, the school board shall adopt a resolution stating its intention to
25 do so. Within 10 days after adoption of the resolution, the school district clerk shall

1 publish notice of the adoption of the resolution as a class 1 notice under ch. 985 in
2 a newspaper published in the school district or post a notice of the adoption of the
3 resolution as provided in s. 10.05.

4 (c) Within 30 days after publication or posting, a petition signed by at least 20
5 percent of the electors residing in the school district may be filed with the school
6 board requesting a feasibility study of the agreement. Upon receiving the petition,
7 the school board shall contract with an organization approved by the department to
8 conduct the feasibility study. If a feasibility study is required under this paragraph,
9 the school board may not enter into, extend, or renew a whole grade sharing
10 agreement until it receives the results of the study. The school board shall post the
11 results of the feasibility study on the school district's Internet site.

12 (d) At least 30 days before entering into, extending, or renewing a whole grade
13 sharing agreement, the school board shall hold a public hearing in the school district
14 at which the proposed agreement is described and at which any school district elector
15 may comment on the proposed agreement. Two or more school boards that will be
16 parties to the agreement may hold a joint public hearing in one of the school districts.

17 **(3) TRANSPORTATION.** (a) In addition to the requirements under sub. (1), a whole
18 grade sharing agreement shall specify which school board is responsible for
19 transporting pupils to and from the school they are attending under the agreement.

20 (b) A whole grade sharing agreement may also specify which school board may
21 provide transportation for pupils attending summer classes under the agreement.

22 (c) If, under a whole grade sharing agreement, a school board provides
23 transportation for fewer than all pupils, there shall be reasonable uniformity in the
24 minimum and maximum distances pupils are transported.

1 (4) ATTENDANCE AREAS. If a school board enters into a whole grade sharing
2 agreement that designates more than one school district for the attendance of its
3 pupils, the school board shall establish attendance areas within the school district
4 for determining the school districts of attendance of the pupils.

5 (5) RIGHTS AND PRIVILEGES OF NONRESIDENT PUPILS; PARTICIPATION IN PROGRAMS.

6 (a) Except as provided in s. 118.134 (3m), a pupil attending a public school in a
7 nonresident school district under this section has all of the rights and privileges of
8 pupils residing in that school district and is subject to the same rules and regulations
9 as pupils residing in that school district.

10 (b) A pupil attending a public school in a nonresident school district under this
11 section is considered a resident of the nonresident school district for the purposes of
12 participating in programs of a cooperative educational service agency or a county
13 children with disabilities education board.

14 (6) FULL-TIME ENROLLMENT IN NONRESIDENT DISTRICT. If a whole grade sharing
15 agreement provides for a pupil to attend a grade in a nonresident school district, the
16 pupil may not attend that grade in the nonresident school district under s. 118.51.

17 (7) SCHOOL DISTRICT REORGANIZATION. A whole grade sharing agreement entered
18 into under this section is not an order of school district reorganization under ch. 117.

19 *~~0333/P3.31~~*SECTION 3302. 118.51 (1) (a) of the statutes is renumbered
20 118.51 (1) (ag).

21 *~~0333/P3.32~~*SECTION 3303. 118.51 (1) (ad) of the statutes is created to read:
22 118.51 (1) (ad) "Charter school" excludes a school under contract with an entity
23 under s. 118.40 (2r) (b).

24 *~~0541/P3.19~~*SECTION 3304. 118.51 (2) of the statutes is amended to read:

1 118.51 (2) APPLICABILITY. ~~A~~ Except as provided in s. 118.50 (6), a pupil may
2 attend a public school, including a charter school, prekindergarten, 4-year-old
3 kindergarten, or early childhood or school-operated child care program, in a
4 nonresident school district under this section, except that a pupil may attend a
5 prekindergarten, 4-year-old kindergarten, or early childhood or school-operated
6 child care program in a nonresident school district only if the pupil's resident school
7 district offers the same type of program that the pupil wishes to attend and the pupil
8 is eligible to attend that program in his or her resident school district.

9 *~~0638/P2.7~~SECTION 3305. 118.51 (14) (b) of the statutes is amended to read:

10 118.51 (14) (b) *Low-income assistance*. The parent of a pupil who ~~is eligible~~
11 satisfies the income eligibility criteria for a free or reduced-price lunch under 42
12 USC 1758 (b) (1) and who will be attending public school in a nonresident school
13 district in the following school year under this section may apply to the department,
14 on the form prepared under sub. (15) (a), for the reimbursement of costs incurred by
15 the parent for the transportation of the pupil to and from the pupil's residence and
16 the school that the pupil will be attending. The department shall determine the
17 reimbursement amount and shall pay the amount from the appropriation under s.
18 20.255 (2) (cy). The reimbursement amount may not exceed the actual
19 transportation costs incurred by the parent or 3 times the statewide average per
20 pupil transportation costs, whichever is less. If the appropriation under s. 20.255 (2)
21 (cy) in any one year is insufficient to pay the full amount of approved claims under
22 this paragraph, payments shall be prorated among the parents entitled thereto. By
23 the 2nd Friday following the first Monday in May following receipt of the parent's
24 application under sub. (3) (a), the department shall provide to each parent
25 requesting reimbursement under this paragraph an estimate of the amount of

1 reimbursement that the parent will receive if the pupil attends public school in the
2 nonresident school district in the following school year.

3 *~~1287/P1.1~~*SECTION 3306. 118.51 (16) (a) 1m. of the statutes is created to
4 read:

5 118.51 (16) (a) 1m. For the amount in the 2015–16 and 2016–17 school years,
6 the amount determined under subd. 3. a. for the 2014–15 school year.

7 *~~1287/P1.2~~*SECTION 3307. 118.51 (16) (a) 3. b. of the statutes is amended to
8 read:

9 118.51 (16) (a) 3. b. Beginning with the amount in the ~~2015–16~~ 2017–18 school
10 year, the sum of the amount determined under this subdivision for the previous
11 school year; the amount of the per pupil revenue limit adjustment under s. 121.91
12 (2m) for the current school year, if positive; and the change in the amount of
13 statewide categorical aid per pupil between the previous school year and the current
14 school year, as determined under s. 118.40 (2r) (e) 2p., if positive.

15 *~~0638/P2.8~~*SECTION 3308. 118.52 (11) (b) of the statutes is amended to read:

16 118.52 (11) (b) *Low-income assistance*. The parent of a pupil who is attending
17 a course at an educational institution under this section may apply to the
18 department for reimbursement of the costs incurred by the parent for the
19 transportation of the pupil to and from the pupil's residence or school in which the
20 pupil is enrolled and the educational institution that the pupil is attending for the
21 course if the pupil and parent are unable to pay the cost of such transportation. The
22 department shall determine the reimbursement amount and shall pay the amount
23 from the appropriation under s. 20.255 (2) (cy). The department shall give preference
24 under this paragraph to those pupils who are ~~eligible~~ satisfy the income eligibility
25 criteria for a free or reduced-price lunch under 42 USC 1758 (b) (1).

1 *~~0638/P2.9~~*SECTION 3309. 118.55 (7g) of the statutes is amended to read:

2 118.55 (7g) TRANSPORTATION. The parent or guardian of a pupil who is
3 attending an institution of higher education or technical college under this section
4 and is taking a course for high school credit may apply to the state superintendent
5 for reimbursement of the cost of transporting the pupil between the high school in
6 which the pupil is enrolled and the institution of higher education or technical college
7 that the pupil is attending if the pupil and the pupil's parent or guardian are unable
8 to pay the cost of such transportation. The state superintendent shall determine the
9 reimbursement amount and shall pay the amount from the appropriation under s.
10 20.255 (2) (cw). The state superintendent shall give preference under this subsection
11 to those pupils who ~~are eligible~~ satisfy the income eligibility criteria for a free or
12 reduced-price lunch under 42 USC 1758 (b) (1).

13 *~~1509/P2.39~~*SECTION 3310. 118.57 of the statutes is created to read:

14 **118.57 Notice of educational options; review report grade; pupil**
15 **assessments.** (1) Annually, by January 31, each school board shall publish as a
16 class 1 notice, under ch. 985, ^{and} post on its Internet site, and send by U.S. mail to the
17 parent or guardian of each child who is at least 3 years old but not yet 18 years old
18 who resides in the school district, a description of the educational options available
19 to the child, including public schools, private schools participating in a parental
20 choice program, charter schools, virtual schools, full-time open enrollment, youth
21 options, and course options.

22 (2) The school board shall include in the notice under sub. (1) and in the letter
23 sent under sub. (1) the most recent grade level assigned under s. 115.385 (2) to each
24 school within the school district boundaries, including charter schools established
25 under s. 118.40 (2r) and private schools participating in a parental choice program

1 under s. 118.60 or 119.23. The letter sent by the school board shall inform parents
2 that the full school and school district accountability report is available on the school
3 board's Internet site.

4 (3) Annually, by August 1, each school board shall provide the parent or
5 guardian of each child enrolled in a public school in the school district a written
6 summary of all of the following:

7 (a) Each examination required or permitted to be administered under s. 118.30
8 that will be administered to pupils enrolled in a public school in the school district.

9 (b) The grade level to which each examination identified under par. (a) will be
10 administered.

11 (c) The expected date on which each examination identified under par. (a) will
12 be administered.

13 (d) The duration of each examination identified under par. (a).

14 (e) The instructional time required to prepare pupils for the examinations
15 identified under par. (a).

16 (f) The instructional time dedicated to administering each examination
17 identified under par. (a).

18 ***-1137/P7.4*SECTION 3311.** 118.60 (1) (b) of the statutes is repealed.

****NOTE: This is reconciled s. 118.60 (1) (b). This SECTION has been affected by
drafts with the following LRB numbers: LRB-1137/P4 and LRB-0633/P3.

19 ***-0633/P4.1*SECTION 3312.** 118.60 (1) (e) of the statutes is repealed.

20 ***-0633/P4.2*SECTION 3313.** 118.60 (1) (f) of the statutes is repealed.

21 ***-1137/P7.5*SECTION 3314.** 118.60 (2) (a) (intro.) of the statutes is amended

22 to read:

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1 118.60 (2) (a) (intro.) Subject to pars. (ag) and (ar), any pupil in grades
2 kindergarten to 12 who resides within an 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 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:

7 ***-1232/P2.1***SECTION 3315. 118.60 (2) (a) 1. a. of the statutes is amended to
8 read:

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

17 ***-1232/P2.2***SECTION 3316. 118.60 (2) (a) 1. c. of the statutes is created to read:

18 118.60 (2) (a) 1. c. The family income of a pupil does not need to be verified
19 under subd. 1. b. for a pupil who resided in a school district other than an eligible
20 school district or a 1st class city school district in a school year, attended a
21 participating private school in a school district other than an eligible school district
22 or a 1st class city school district under the program under this section in that school
23 year, and applies to attend a participating private school in any other school district
24 in the school year immediately following that school year.

25 ***-1137/P7.6***SECTION 3317. 118.60 (2) (a) 2m. of the statutes is created to read:

1 118.60 (2) (a) 2m. For a pupil who resides in a school district, other than an
2 eligible school district or a 1st class city school district, that begins participating in
3 the program under this section in the 2015–16 school year or any school year
4 thereafter, the pupil satisfies one or more of the following:

5 a. The pupil was enrolled in a public school in the school district in which the
6 pupil resides during the previous school year.

7 b. The pupil was not enrolled in school in the previous school year.

8 c. The pupil attended a private school under this section in the previous school
9 year.

10 d. The pupil is applying to kindergarten, first grade, or 9th grade in a private
11 school participating in the program under this section.

12 *~~0633/P4.3~~SECTION 3318. 118.60 (2) (a) 3. a. of the statutes is amended to
13 read:

14 118.60 (2) (a) 3. a. Except as provided in subd. 3. b. and c. and ~~sub. (2) par. (ag)~~
15 1., the private school notified the state superintendent of its intent to participate in
16 the program under this section or in the program under s. 119.23, and paid the
17 nonrefundable fee, set by the department as required under s. 119.23 (2) (a) 3., by
18 ~~February 1~~ January 10 of the previous school year. The notice shall specify the
19 number of pupils participating in the program under this section and in the program
20 under s. 119.23 for which the school has space.

21 *~~0633/P4.4~~SECTION 3319. 118.60 (2) (a) 6. a. of the statutes is amended to
22 read:

23 118.60 (2) (a) 6. a. Except as provided in subd. 6. c. and d., all of the private
24 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 ***-0633/P4.5*SECTION 3320.** 118.60 (2) (a) 6. b. of the statutes is amended to
4 read:

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

8 ***-1137/P7.7*SECTION 3321.** 118.60 (2) (be) of the statutes is repealed.

9 ***-1137/P7.8*SECTION 3322.** 118.60 (3) (a) (intro.) and 1. (intro.) of the statutes
10 are consolidated, renumbered 118.60 (3) (a) (intro.) and amended to read:

11 118.60 (3) (a) (intro.) The pupil or the pupil's parent or guardian shall submit
12 an application, on a form provided by the state superintendent, to the participating
13 private school that the pupil wishes to attend. If more than one pupil from the same
14 family applies to attend the same private school, the pupils may use a single
15 application. Within 60 days after receiving the application, the private school shall
16 notify each applicant, in writing, whether his or her application has been accepted.
17 If the private school rejects an application, the notice shall include the reason.
18 ~~Subject to pars. (ag) and (ar), a~~ A private school may reject an applicant only if it has
19 reached its maximum general capacity or seating capacity. ~~Except as provided in~~
20 ~~pars. (ag) and (ar), the~~ The state superintendent shall ensure that the private school
21 determines which pupils to accept on a random basis, except that: ~~1. The~~ the private
22 school may give preference to the following in accepting applications ~~to any of the~~
23 following, in the order of preference listed:

****NOTE: This is reconciled s.118.60 (3) (a) (intro.). This SECTION has been affected
by drafts with the following LRB numbers: -1137 and -0633

SECTION 3323

1 ***-1137/P7.9***SECTION 3323. 118.60 (3) (a) 1. a. to c. and 2. of the statutes are
2 repealed.

 ****NOTE: This is reconciled s.118.60 (3) (a) 1. a. to c. This SECTION has been affected
by drafts with the following LRB numbers: -1137 and -0633.

3 ***-1137/P7.10***SECTION 3324. 118.60 (3) (a) 1m., 2m., 3., 4. and 5. of the statutes
4 are created to read:

5 118.60 (3) (a) 1m. Pupils who attended the private school under this section
6 during the previous school year.

7 2m. Siblings of pupils described in subd. 1m.

8 3. Pupils who attended a different private school under this section or s. 119.23
9 during the previous school year.

10 4. Siblings of pupils described under subd. 3.

11 5. Siblings of those pupils who have been randomly accepted to attend the
12 private school under this section and who did not attend a private school under this
13 section or s. 119.23 during the previous school year.

 ****NOTE: This is reconciled s.118.60 (3) (a) 1m. to 5. This SECTION has been affected
by drafts with the following LRB numbers: -1137 and -0633.

14 ***-1137/P7.11***SECTION 3325. 118.60 (3) (ag) of the statutes is repealed.

15 ***-1137/P7.12***SECTION 3326. 118.60 (3) (ar) of the statutes is repealed.

16 ***-0633/P4.6***SECTION 3327. 118.60 (3) (ar) 2. of the statutes is amended to
17 read:

18 118.60 (3) (ar) 2. By May 1, 2014, and by May 1 of any school year thereafter,
19 each private school that has received applications under subd. 1. shall report to the
20 department the name of each pupil who has applied to attend the private school
21 under this section, the total number of pupils that have applied to attend the private
22 school under this section, ~~the names of those applicants that have siblings who have~~

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1 also applied to attend the private school under this section, and the number of such
2 sibling applicants any information the department determines is necessary to apply
3 the priorities listed in subd. 6m. FFK

4 *~~0633/P4.7~~SECTION 3328. 118.60 (3) (ar) 3. b. of the statutes is amended to
5 read:

6 118.60 (3) (ar) 3. b. Subject to subd. 7., if the total number of applicants exceeds
7 the pupil participation limit established under sub. (2) (be) 2., the department shall
8 allocate to those private schools that participated in the program in the preceding
9 school year the same number of slots held by pupils participating in the program
10 under this section in that school year. The department shall allocate the remaining
11 slots to those private schools that received the most applications in the manner set
12 forth under par. (ag) 3. b. ~~If a pupil chosen by random drawing has a sibling that~~
13 ~~applied to the private school, the next available slot shall be filled by the sibling and~~
14 shall fill the pupil slots in each private school in accordance with subd. 6m.

15 *~~0633/P4.8~~SECTION 3329. 118.60 (3) (ar) 4. of the statutes is amended to
16 read:

17 118.60 (3) (ar) 4. The department shall establish and maintain a waiting list
18 for those applicants who were not selected ~~in a random drawing conducted under~~
19 ~~subd. 3. b., and shall give preference to siblings to attend a private school under subd.~~
20 3. b.

21 *~~0633/P4.9~~SECTION 3330. 118.60 (3) (ar) 6. of the statutes is amended to
22 read:

23 118.60 (3) (ar) 6. A private school that has accepted a pupil who resides in a
24 school district, other than ~~an~~ the eligible school district or a 1st class city school
25 district, under this paragraph shall notify the department whenever the private

1 school determines that a pupil will not attend the private school under this
2 paragraph. The department shall fill any such available slot with a pupil selected
3 ~~at random~~ from a waiting list established under subd. 4. in accordance with subd.
4 6m., if such a waiting list exists, ~~but shall give preference to a sibling of a pupil who~~
5 ~~resides in a school district other than an eligible school district and who is attending~~
6 ~~the private school under this section.~~

7 *~~0633/P4.10~~*SECTION 3331. 118.60 (3) (ar) 6m. of the statutes is created to
8 read:

9 118.60 (3) (ar) 6m. Beginning in the 2016-17 school year, the department shall
10 allocate available pupil slots under this paragraph as follows, in the order of
11 preference listed:

12 a. To pupils who attended the private school under this section during the
13 previous school year.

14 b. To siblings of pupils described in subd. 6m. a.

15 c. To pupils who attended a different private school under this section or s.
16 119.23 during the previous school year.

17 d. To siblings of pupils described under subd. 6m. c.

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

21 *~~1137/P7.13~~*SECTION 3332. 118.60 (3) (c) of the statutes is amended to read:

22 118.60 (3) (c) If a participating private school rejects an applicant who resides
23 in a school district, other than an eligible school district or a 1st class city school
24 district, because the private school has too few available spaces, the applicant may
25 transfer his or her application to a participating private school that has space

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1 available. An applicant rejected under this paragraph may, subject to sub. (2) ~~(be)~~
2 ~~and~~ (bm), be admitted to a private school participating in the program under this
3 section for the following school year.

4 ***-1137/P7.14*SECTION 3333.** 118.60 (3) (d) of the statutes is created to read:

5 118.60 (3) (d) By the 3rd Friday in September, a pupil or a pupil's parent or
6 guardian shall notify, using a form provided by the department, the department that
7 the pupil is currently participating in the program under this section. The form
8 provided by the department under this paragraph shall require a pupil or a pupil's
9 parent or guardian to indicate the school year during which the pupil first began
10 participating in the program under this section.

11 ***-0633/P4.11*SECTION 3334.** 118.60 (4) (a) of the statutes is amended to read:

12 118.60 (4) (a) Annually, on or before October ~~15~~ 1, a private school participating
13 in the program under this section shall file with the department a report stating its
14 ~~summer average daily membership equivalent and its summer choice average daily~~
15 ~~membership equivalent~~ attendance for each day of summer school for the purpose
16 of sub. (4m).

17 ***-0633/P4.12*SECTION 3335.** 118.60 (4) (bg) 2m. of the statutes is created to
18 read:

19 118.60 (4) (bg) 2m. Except as provided in subd. 4. and subject to subd. 6., in the
20 2015-16 and 2016-17 school years, upon receipt from the pupil's parent or guardian
21 of proof of the pupil's enrollment in the private school during a school term, the state
22 superintendent shall pay to the private school in which the pupil is enrolled on behalf
23 of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fr), an
24 amount either of \$7,210, if the pupil is enrolled in a grade from kindergarten to 8,
25 or of \$7,856, if the pupil is enrolled in a grade from 9 to 12.

SECTION 3335

****NOTE: This is reconciled s. 118.60 (4) (bg) 2m. This SECTION has been affected by drafts with the following LRB numbers: -0663/P3, -1261/P1, and -1137/P4.

1 ***-0633/P4.13***SECTION 3336. 118.60 (4) (bg) 3. (intro.) and 118.60 (4) (bg) 3. b.
2 of the statutes are consolidated, renumbered 118.60 (4) (bg) 3. and amended to read:
3 118.60 (4) (bg) 3. In Subject to subd. 6., in the 2015–16 2017–18 school year and
4 in each school year thereafter, upon receipt from the pupil's parent or guardian of
5 proof of the pupil's enrollment in the private school during a school term, except as
6 provided in subd. 5., the state superintendent shall pay to the private school in which
7 the pupil is enrolled on behalf of the pupil's parent or guardian, from the
8 appropriation under s. 20.255 (2) (fr), the lesser of the following: b. ~~Except as~~
9 provided in subd. 5., an amount equal to the sum of the maximum amount per pupil
10 the state superintendent paid a private school under this section in the previous
11 school year for the grade in which the pupil is enrolled; the amount of the per pupil
12 revenue adjustment under s. 121.91 (2m) for the current school year, if positive; and
13 the change in the amount of statewide categorical aid per pupil between the previous
14 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,
15 if positive.

****NOTE: This is reconciled s. 118.60 (4) (bg) 3. This SECTION has been affected by drafts with the following LRB numbers: -0663/P3, -1261/P1, and -1137/P4.

16 ***-0633/P4.14***SECTION 3337. 118.60 (4) (bg) 3. a. of the statutes is repealed.

17 ***-0633/P4.15***SECTION 3338. 118.60 (4) (bg) 5. (intro.) of the statutes is
18 amended to read:

19 118.60 (4) (bg) 5. (intro.) If the pupil described in subd. 3. is enrolled in a private
20 school that enrolls pupils under the program in any grade between kindergarten to
21 8 and also in any grade between 9 to 12, the state superintendent shall substitute

1 for the amount described in subd. 3. ~~b.~~ the amount determined under subd. 4. a. to
2 d., with the following modifications:

3 ***-1137/P7.15*SECTION 3339.** 118.60 (4) (bg) 6. of the statutes is created to
4 read:

5 118.60 (4) (bg) 6. This paragraph applies only to pupils who participated in the
6 program under this section before the 2015–16 school year.

7 ***-1137/P7.16*SECTION 3340.** 118.60 (4) (bk) of the statutes is created to read:

8 118.60 (4) (bk) 1. In this paragraph, “incoming choice pupil” means a pupil who
9 begins participating in the program under this section in the 2015–16 school year or
10 any school year thereafter who is enrolled in a private school under this section
11 during the school term.

12 2. For an incoming choice pupil, upon receipt from the pupil’s parent or
13 guardian of proof of the pupil’s enrollment in the private school during a school term,
14 the state superintendent shall pay to the private school in which the pupil is enrolled
15 on behalf of the pupil’s parent or guardian, from the appropriation under s. 20.255
16 (2) (ac), the amount determined by the state superintendent as follows:

17 a. Identify each school district in which an incoming choice pupil resides.

18 b. For each school district identified under subd. 2. a., calculate that school
19 district’s per pupil equalization aid by dividing the total amount of state aid that the
20 school district is eligible to receive under s. 121.08 after making the reduction under
21 s. 121.08 (4) (a) but before making the reduction under s. 121.08 (4) (c) by the school
22 district’s membership that was used to calculate the state aid under s. 121.08.

23 c. For each school district identified under subd. 2. a., multiply the school
24 district’s per pupil equalization aid calculated under subd. 2. b. by the number of
25 incoming choice pupils residing in the school district.

1 d. Add together all of the amounts determined under subd. 2. c. for school
2 districts identified under subd. 2. a.

3 e. Divide the amount determined under subd. 2. d. by the total number of
4 incoming choice pupils.

5 3. By October 15, using the most accurate data available, the state
6 superintendent shall calculate the per pupil amount under subd. 2. for the current
7 school year. Any adjustments to that calculation shall be made by increasing or
8 decreasing the payment to a participating private school made in September of the
9 following school year. If the private school is not participating in the program under
10 this section in September of the following school year, the department shall make any
11 adjustments to the calculation by making a separate payment to the private school
12 or if the adjustment is a decrease, the private school shall refund the department for
13 any overpayment it received under this subsection or sub. (4m).

14 ***-1137/P7.17*SECTION 3341.** 118.60 (4) (c) of the statutes is renumbered
15 118.60 (4) (c) 1. and amended to read:

16 118.60 (4) (c) 1. The Subject to subd. 2., the state superintendent shall pay 25
17 percent of the total amount under this subsection in September, 25 percent in
18 November, 25 percent in February, and 25 percent in May. Each installment may
19 consist of a single check for all pupils attending the private school under this section.
20 The state superintendent shall include the entire amount under sub. (4m) in the
21 November installment, but the payment shall be made in a separate check from the
22 payment under this subsection.

23 ***-1137/P7.18*SECTION 3342.** 118.60 (4) (c) 2. of the statutes is created to read:

24 118.60 (4) (c) 2. Beginning with payments for the 2016–17 school year, the
25 portion of the September payment that is for a pupil under par. (bk) shall be based

1 on the per pupil payment under par. (bk) in the previous school year. Any adjustment
2 to ensure that a participating private school receives the total amount due under this
3 section for pupil payments under par. (bk) shall be made by increasing or decreasing
4 the amount paid in May of the current school year.

5 *~~0633/P4.16~~*SECTION 3343. 118.60 (4) (d) of the statutes is repealed.

6 *~~1137/P7.19~~*SECTION 3344. 118.60 (4m) (a) (intro.) of the statutes is
7 renumbered 118.60 (4m) (a) 1m. (intro.) and amended to read:

8 118.60 (4m) (a) 1m. (intro.) In addition to the payment under sub. (4), the state
9 superintendent shall, subject to par. (b), pay to each private school participating in
10 the program under this section, on behalf of the parent or guardian of each pupil
11 attending summer school in the private school under this section during a summer
12 and in the manner described in sub. (4) (c), from the appropriation under s. 20.255
13 (2) (fr), an amount determined as follows:

14 *~~1137/P7.20~~*SECTION 3345. 118.60 (4m) (a) 1. of the statutes is renumbered
15 118.60 (4m) (a) 1m. a.

16 *~~1137/P7.21~~*SECTION 3346. 118.60 (4m) (a) 2. of the statutes is renumbered
17 118.60 (4m) (a) 1m. b. and amended to read:

18 118.60 (4m) (a) 1m. b. Multiply the amount under subd. ~~1. 1m. a.~~ by 0.05.

19 *~~1137/P7.22~~*SECTION 3347. 118.60 (4m) (a) 2m. of the statutes is created to
20 read:

21 118.60 (4m) (a) 2m. This paragraph applies only to pupils who participated in
22 the program under this section before the 2015-16 school year.

23 *~~1137/P7.23~~*SECTION 3348. 118.60 (4m) (am) of the statutes is created to
24 read:

1 118.60 (4m) (am) For a pupil who begins participating in the program under
2 this section in the 2015–16 school year or any school year thereafter, in addition to
3 the payment under sub. (4) and subject to par. (b), the state superintendent shall pay
4 to the private school participating in the program under this section that the pupil
5 attends during a summer in the manner described in sub. (4) (c), on behalf of the
6 pupil's parent or guardian, from the appropriation under s. 20.255 (2) (ac), an amount
7 determined as follows:

8 1. Determine the amount that would have been paid under sub. (4) (bk) in the
9 immediately preceding school term.

10 2. Multiply the amount under subd. 1. by 0.05.

11 *~~1137/P7.24~~SECTION 3349. 118.60 (4m) (b) (intro.) of the statutes is amended
12 to read:

13 118.60 (4m) (b) (intro.) A participating private school may receive a per pupil
14 payment under par. (a) or (am) if all of the following are satisfied:

15 *~~1137/P7.25~~SECTION 3350. 118.60 (4m) (b) 3. of the statutes is amended to
16 read:

17 118.60 (4m) (b) 3. Each pupil for whom the private school seeks a payment
18 under par. (a) or (am) attends no fewer than 15 days of summer instruction at the
19 private school during that summer.

20 *~~1137/P7.26~~SECTION 3351. 118.60 (4r) (intro.) of the statutes is renumbered
21 118.60 (4r) (am) (intro.) and amended to read:

22 118.60 (4r) (am) (intro.) If, after the 3rd Friday in September in any school year,
23 a private school participating in the program under this section closes, for each
24 installment under sub. (4) (c) that was not paid to the private school in that school
25 year, the state superintendent shall pay to the board of the school district within

1 which the pupil resides, from the appropriation under s. 20.255 (2) (fv), the amount
2 determined, for each pupil who participated in the program under this section before
3 the 2015-16 school year who had been attending the private school under this section
4 in that school year and who enrolls in the school district within which the pupil
5 resides in that school year, as follows:

6 ***-1137/P7.27*SECTION 3352.** 118.60 (4r) (a) of the statutes is renumbered
7 118.60 (4r) (am) 1.

8 ***-1137/P7.28*SECTION 3353.** 118.60 (4r) (b) of the statutes is renumbered
9 118.60 (4r) (am) 2. and amended to read:

10 118.60 (4r) (am) 2. Multiply the product under ~~par. (a)~~ subd. 1. by 0.25.

11 ***-1137/P7.29*SECTION 3354.** 118.60 (4r) (bm) of the statutes is created to read:

12 118.60 (4r) (bm) If, after the 3rd Friday in September in any school year, a
13 private school participating in the program under this section closes, for each
14 installment under sub. (4) (c) that was not paid to the private school in that school
15 year, the state superintendent shall pay to the board of the school district within
16 which the pupil resides, from the appropriation under s. 20.255 (2) (ac), the amount
17 determined, for each pupil who participated in the program under this section
18 beginning in the 2015-16 school year or any school year thereafter who had been
19 attending the private school under this section in that school year and who enrolls
20 in the school district within which the pupil resides in that school year, as follows:

21 1. Multiply the amount determined under sub. (4) (bk) by 0.667.

22 2. Multiply the product under subd. 1. by 0.25.

23 ***-1137/P7.30*SECTION 3355.** 118.60 (6m) (b) 1. of the statutes is amended to
24 read:

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1 118.60 (6m) (b) 1. The number of pupils attending the private school under this
2 section in the previous school year who began participating in the program under
3 this section in the 2015–16 school year or any school year thereafter and the number
4 of pupils attending the private school under this section in the previous school year
5 who began participating in the program under this section before the 2015–16 school
6 year.

7 *–0633/P4.17*SECTION 3356. 118.60 (6m) (b) 3. (intro.) and d. of the statutes
8 are consolidated, renumbered 118.60 (6m) (b) 3. and amended to read:

9 118.60 (6m) (b) 3. For each of the previous 5 school years in which the private
10 school has participated in the program under this section, ~~all of the following~~
11 ~~information: d. To~~ to the extent permitted under 20 USC 1232g and 43 CFR part 99,
12 pupil scores on all standardized tests administered under ~~sub. (7) (e) s. 118.30 (1t).~~

13 *–0633/P4.18*SECTION 3357. 118.60 (6m) (b) 3. a. to c. of the statutes are
14 repealed.

15 *–0633/P4.19*SECTION 3358. 118.60 (7) (am) 1. of the statutes is amended to
16 read:

17 118.60 (7) (am) 1. An independent financial audit of the private school
18 conducted by an independent certified public accountant, accompanied by the
19 auditor's statement that the report is free of material misstatements and fairly
20 presents pupil costs ~~under sub. (4) (bg). The audit under this subdivision shall be~~
21 ~~limited in scope to those records that are necessary for the department to make~~
22 ~~payments under subs. (4) and (4m). The audit shall be prepared in accordance with~~
23 generally accepted accounting principles, as modified by the department. The audit
24 shall include a calculation of the private school's net eligible educational
25 programming costs and a calculation of the balance of the private school's fund for

1 future educational programming costs. The auditor shall conduct his or her audit,
2 including determining sample sizes and evaluating financial viability, in accordance
3 with the auditing standards established by the American Institute of Certified
4 Public Accountants. The department may not require an auditor to comply with
5 standards that exceed the scope of the standards established by the American
6 Institute of Certified Public Accountants. If a private school participating in the
7 program under this section also accepts pupils under s. 119.23, the private school
8 may submit one comprehensive financial audit to satisfy the requirements of this
9 subdivision and s. 119.23 (7) (am) 1. The private school shall include in the
10 comprehensive financial audit the information specified under s. 119.23 (7) (am) 1.

11 ***-1509/P2.40*SECTION 3359.** 118.60 (7) (e) of the statutes is amended to read:

12 118.60 (7) (e) Each private school participating in the program under this
13 section shall administer the examinations required under s. 118.30 (1t) or
14 examinations permitted under s. 118.301 (3) to pupils attending the school under the
15 program. The private school may administer additional standardized tests to such
16 pupils.

17 ***-0633/P4.20*SECTION 3360.** 118.60 (8) of the statutes is repealed.

18 ***-1137/P7.31*SECTION 3361.** 118.60 (10) (a) 3. of the statutes is amended to
19 read:

20 118.60 (10) (a) 3. Failed to refund to the state any overpayment made under
21 s. 118.60 (4) (b), 2011 stats., or s. 118.60 (4) (bg), 2011 stats., or under sub. (4) (bg) or
22 (4m) by the date specified by department rule.

23 ***-0541/P3.20*SECTION 3362.** 119.04 (1) of the statutes is amended to read:

24 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),
25 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,

1 115.345, 115.363, 115.365 (3), 115.38 (2), 115.415, 115.445, 118.001 to 118.04,
2 118.045, 118.06, 118.07, 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145
3 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20,
4 118.223, 118.225, 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.255, 118.258,
5 118.291, 118.292, 118.293, 118.30 to 118.43, 118.46, 118.50, 118.51, 118.52, 118.53,
6 118.55, 118.56, 120.12 (2m), (4m), (5), and (15) to (27), 120.125, 120.13 (1), (2) (b) to
7 (g), (3), (14), (17) to (19), (26), (34), (35), (37), (37m), and (38), 120.137, 120.14, 120.21
8 (3), and 120.25 are applicable to a 1st class city school district and board.

9 ***-0633/P4.21***SECTION 3363. 119.23 (1) (ah) of the statutes is repealed.

10 ***-0633/P4.22***SECTION 3364. 119.23 (1) (b) of the statutes is repealed.

11 ***-0633/P4.23***SECTION 3365. 119.23 (1) (c) of the statutes is repealed.

12 ***-1232/P2.3***SECTION 3366. 119.23 (2) (a) 1. a. of the statutes is amended to
13 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 Except as provided in
19 subd. 1. d., the family income of the pupil shall be verified as provided in subd. 1. b.
20 A pupil attending a private school under this section whose family income increases,
21 including a pupil who attended a private school under this section in the 2010–11
22 school year and whose family income has increased, may continue to attend a private
23 school under this section.

24 ***-1232/P2.4***SECTION 3367. 119.23 (2) (a) 1. d. of the statutes is created to read:

1 119.23 (2) (a) 1. d. In this subd. 1. d., “eligible school district” has the meaning
2 given in s. 118.60 (1) (am). The family income of a pupil does not need to be verified
3 under subd. 1. b. for a pupil who resided in a school district other than an eligible
4 school district and other than the school district operating under this chapter in a
5 school year, attended a participating private school under the program under s.
6 118.60 in a school district other than an eligible school district in that school year,
7 and applies to attend a participating private school in the program under this section
8 in the school year immediately following that school year.

9 *~~0633/P4.24~~SECTION 3368. 119.23 (2) (a) 3. of the statutes is amended to
10 read:

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

21 *~~0633/P4.25~~SECTION 3369. 119.23 (2) (a) 6. a. of the statutes is amended to
22 read:

23 119.23 (2) (a) 6. a. Except as provided in subd. 6. c., all of the private school’s
24 teachers have a teaching license issued by the department or a bachelor’s degree or

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

3 ***-0633/P4.26***SECTION 3370. 119.23 (2) (a) 6. b. of the statutes is amended to
4 read:

5 119.23 (2) (a) 6. b. All of the private school's administrators have at least a
6 bachelor's degree from an accredited institution of higher education or a teaching
7 license or administrator's license issued by the department.

8 ***-0633/P4.27***SECTION 3371. 119.23 (3) (a) (intro.) of the statutes is amended
9 to read:

10 119.23 (3) (a) (intro.) The pupil or the pupil's parent or guardian shall submit
11 an application, on a form provided by the state superintendent, to the participating
12 private school that the pupil wishes to attend. If more than one pupil from the same
13 family applies to attend the same private school, the pupils may use a single
14 application. Within 60 days after receiving the application, the private school shall
15 notify each applicant, in writing, whether his or her application has been accepted.
16 If the private school rejects an application, the notice shall include the reason. A
17 private school may reject an applicant only if it has reached its maximum general
18 capacity or seating capacity. The state superintendent shall ensure that the private
19 school determines which pupils to accept on a random basis, except that the private
20 school may give preference to the following in accepting applications ~~to any of the~~
21 following, in order of preference listed:

22 ***-0633/P4.28***SECTION 3372. 119.23 (3) (a) 1. of the statutes is amended to
23 read:

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

4 ~~*-0633/P4.29*~~SECTION 3373. 119.23 (3) (a) 2. of the statutes is amended to
5 read:

6 119.23 (3) (a) 2. Siblings of pupils ~~who attended the private school during the~~
7 ~~school year prior to the school year for which the application is being made and to~~
8 ~~siblings of pupils who have been accepted to the private school for the school year for~~
9 ~~which the application is being made~~ described in subd. 1.

10 ~~*-0633/P4.30*~~SECTION 3374. 119.23 (3) (a) 3. of the statutes is amended to
11 read:

12 119.23 (3) (a) 3. Pupils who attended ~~another~~ a different private school under
13 this section or s. 118.60 during the previous school year ~~prior to the school year for~~
14 ~~which the application is being made.~~

15 ~~*-0633/P4.31*~~SECTION 3375. 119.23 (3) (a) 4. of the statutes is created to read:

16 119.23 (3) (a) 4. Siblings of pupils described in subd. 3.

17 ~~*-0633/P4.32*~~SECTION 3376. 119.23 (3) (a) 5. of the statutes is created to read:

18 119.23 (3) (a) 5. Siblings of those pupils who have been randomly accepted to
19 attend the private school under this section and who did not attend a private school
20 under this section or s. 118.60 during the previous school year.

21 ~~*-0633/P4.33*~~SECTION 3377. 119.23 (4) (a) of the statutes is amended to read:

22 119.23 (4) (a) Annually, on or before October ~~15~~ 1, a private school participating
23 in the program under this section shall file with the department a report stating its
24 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 ***-0633/P4.34*SECTION 3378.** 119.23 (4) (bg) 2m. of the statutes is created to
4 read:

5 119.23 (4) (bg) 2m. Except as provided in subd. 4., in the 2015-16 and 2016-17
6 school years, upon receipt from the pupil's parent or guardian of proof of the pupil's
7 enrollment in the private school during a school term, the state superintendent shall
8 pay to the private school in which the pupil is enrolled on behalf of the pupil's parent
9 or guardian, from the appropriation under s. 20.255 (2) (fu), an amount either of
10 \$7,210, if the pupil is enrolled in a grade from kindergarten to 8, or of \$7,856, if the
11 pupil is enrolled in a grade from 9 to 12.

****NOTE: This is reconciled s. 119.23 (4) (bg) 2m. This SECTION has been affected
by drafts with the following LRB numbers: -0633/P3 and -1261/P1.

12 ***-0633/P4.35*SECTION 3379.** 119.23 (4) (bg) 3. (intro.) and 119.23 (4) (bg) 3. b.
13 of the statutes are consolidated, renumbered 119.23 (4) (bg) 3. and amended to read:

14 119.23 (4) (bg) 3. In the 2015-16 2017-18 school year and in each school year
15 thereafter, upon receipt from the pupil's parent or guardian of proof of the pupil's
16 enrollment in the private school during a school term, except as provided in subd. 5.,
17 the state superintendent shall pay to the private school in which the pupil is enrolled
18 on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255
19 (2) (fu), ~~the lesser of the following: b. Except as provided in subd. 5.,~~ an amount equal
20 to the sum of the maximum amount per pupil the state superintendent paid a private
21 school under this section in the previous school year for the grade in which the pupil
22 is enrolled; the amount of the per pupil revenue adjustment under s. 121.91 (2m) for
23 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.

****NOTE: This is reconciled s. 118.60 (4) (bg) 2m. This SECTION has been affected
by drafts with the following LRB numbers: -0633/P3 and -1261/P1.

3 ***-0633/P4.36*SECTION 3380.** 119.23 (4) (bg) 3. a. of the statutes is repealed.

4 ***-0633/P4.37*SECTION 3381.** 119.23 (4) (bg) 5. (intro.) of the statutes is
5 amended to read:

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

11 ***-0633/P4.38*SECTION 3382.** 119.23 (4) (d) of the statutes is repealed.

12 ***-0633/P4.39*SECTION 3383.** 119.23 (6m) (b) 3. (intro.) and d. of the statutes
13 are consolidated, renumbered 119.23 (6m) (b) 3. and amended to read:

14 119.23 (6m) (b) 3. For each of the previous 5 school years in which the private
15 school has participated in the program under this section, ~~all of the following~~
16 ~~information:~~ ~~d. To~~ to the extent permitted under 20 USC 1232g and 43 CFR part 99,
17 pupil scores on all standardized tests administered under ~~sub. (7) (e)~~ s. 118.30 (1s).

18 ***-0633/P4.40*SECTION 3384.** 119.23 (6m) (b) 3. a. to c. of the statutes are
19 repealed.

20 ***-0633/P4.41*SECTION 3385.** 119.23 (7) (am) 1. of the statutes is amended to
21 read:

22 119.23 (7) (am) 1. An independent financial audit of the private school
23 conducted by an independent certified public accountant, accompanied by the

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1 auditor's statement that the report is free of material misstatements and fairly
2 presents pupil costs under sub. (4) (bg). ~~The audit under this subdivision shall be~~
3 ~~limited in scope to those records that are necessary for the department to make~~
4 ~~payments under subs. (4) and (4m). The audit shall be prepared in accordance with~~
5 ~~generally accepted accounting principles, as modified by the department. The audit~~
6 ~~shall include a calculation of the private school's net eligible educational~~
7 ~~programming costs and a calculation of the balance of the private school's fund for~~
8 ~~future educational programming costs.~~ The auditor shall conduct his or her audit,
9 including determining sample sizes and evaluating financial viability, in accordance
10 with the auditing standards established by the American Institute of Certified
11 Public Accountants. The department may not require an auditor to comply with
12 standards that exceed the scope of the standards established by the American
13 Institute of Certified Public Accountants. If a private school participating in the
14 program under this section also accepts pupils under s. 118.60, the private school
15 may submit one comprehensive financial audit to satisfy the requirements of this
16 subdivision and s. 118.60 (7) (am) 1. The private school shall include in the
17 comprehensive financial audit the information specified under s. 118.60 (7) (am) 1.

18 *~~1509/P2.41~~*SECTION 3386. 119.23 (7) (e) of the statutes is amended to read:

19 119.23 (7) (e) Each private school participating in the program under this
20 section shall administer the examinations required under s. 118.30 (1s) or
21 examinations permitted under s. 118.301 (3) to pupils attending the school under the
22 program. The private school may administer additional standardized tests to such
23 pupils.

24 *~~0633/P4.42~~*SECTION 3387. 119.23 (8) of the statutes is repealed.

25 *~~0807/P6.263~~*SECTION 3388. 119.495 (2) of the statutes is amended to read:

1 119.495 (2) The board shall include in its budget transmitted to the common
2 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
3 to be authorized in the budget for the ensuing year. The common council shall issue
4 the notes and levy a direct annual irrevocable tax sufficient to pay the principal and
5 interest on the notes as they become due. The common council may issue the notes
6 by private sale. The common council shall make every effort to involve a minority
7 investment firm certified under s. ~~16.287~~ 203.07 as managing underwriter of the
8 notes or to engage a minority financial adviser certified under s. ~~16.287~~ 203.07 to
9 advise the city regarding any public sale of the notes.

10 *~~0807/P6.264~~*SECTION 3389. 119.496 (2) of the statutes is amended to read:

11 119.496 (2) The board shall include in its budget transmitted to the common
12 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
13 to be authorized in the budget for the ensuing year. The common council shall issue
14 the notes and levy a direct annual irrevocable tax sufficient to pay the principal and
15 interest on the notes as they become due. The common council may issue the notes
16 by private sale. The common council shall establish goals of involving minority
17 investment firms certified under s. ~~16.287~~ 203.07 as managing underwriters for at
18 least 50% of the total amount financed by the notes and of engaging a minority
19 financial adviser certified under s. ~~16.287~~ 203.07 to advise the city regarding any
20 public sale of the notes.

21 *~~0638/P2.10~~*SECTION 3390. 119.71 (3) (a) of the statutes is amended to read:

22 119.71 (3) (a) Annually, the board shall spend at least \$5,090,000 to expand its
23 half-day 5-year-old kindergarten program to a full-day program, as provided under
24 par. (b), and shall enroll in the expanded program only pupils who meet the income
25 eligibility standards for a free lunch under 42 USC 1758 (b) (1). The board shall select

1 pupils for the expanded program based on the order in which the pupils register for
2 the program.

3 *–1509/P2.42*SECTION 3391. 120.12 (13) of the statutes is created to read:

4 120.12 (13) DECLARATION OF EDUCATIONAL STANDARDS. (a) Annually, prior to the
5 beginning of the school term, notify the parents and guardians of pupils enrolled in
6 the school district of the pupil academic standards, adopted under s. 118.30 (1g) (a)
7 1., that will be in effect for the school year.

8 (b) Annually, include as an item on the agenda of the first school board meeting
9 of the school year a notice that clearly identifies the pupil academic standards
10 adopted by the school board under s. 118.30 (1g) (a) 1. that will be in effect for the
11 school year.

12 *–0638/P2.11*SECTION 3392. 120.12 (22) of the statutes is amended to read:

13 120.12 (22) ADVANCED PLACEMENT EXAMINATIONS. Using federal, state, local, or
14 private funds, pay the costs of advanced placement examinations taken by pupils
15 enrolled in the school district who ~~are eligible~~ satisfy the income eligibility criteria
16 for free or reduced-price lunches in the federal school lunch program under 42 USC
17 1758 (b) (1).

18 *–0305/P1.3*SECTION 3393. 120.13 (14) (a) of the statutes is amended to read:

19 120.13 (14) (a) Establish and provide or contract for the provision of child care
20 programs for children. The school board may receive federal or state funds for this
21 purpose. The school board may charge a fee for all or part of the cost of the service
22 for participation in a child care program established under this subsection. Costs
23 associated with a child care program under this subsection may not be included in
24 shared costs under s. 121.07 (6). Child care programs established under this
25 subsection shall meet the standards for licensed child care centers established by the

1 department of children and families. If a school board proposes to contract for or
2 ~~renew a contract for~~ the provision of a child care program under this subsection or
3 if on July 1, 1996, a school board is a party to a contract for the provision of a child
4 care program under this subsection, the school board shall refer the ~~contractor or~~
5 proposed contractor to the department of children and families for the criminal
6 history and child abuse record search required under s. 48.685. Each school board
7 shall provide the department of health services with information about each person
8 who is denied a contract for a reason specified in s. 48.685 (4m) (a) 1. to 5.

9 *~~0638/P2.12~~SECTION 3394. 120.13 (27m) of the statutes is amended to read:

10 120.13 (27m) TRANSPORTATION OF INDIGENT PUPILS. Provide transportation to
11 and from school for indigent pupils who reside in the school district and who are not
12 required to be transported under s. 121.54. In this subsection, "indigent pupils"
13 means pupils who ~~are eligible~~ satisfy the income eligibility criteria for free lunches
14 or reduced-price lunches under 42 USC 1758 (b) (1) or who are members of a
15 Wisconsin works group, as defined in s. 49.141 (1) (s), with a member who is
16 participating in Wisconsin works under s. 49.147 (3) to (5) or any combination
17 thereof, as determined by the school board. If a school board determines to provide
18 transportation under this subsection, there shall be reasonable uniformity in the
19 transportation furnished such pupils whether they attend public or private schools.
20 The cost of transporting pupils under this subsection may not be included in the
21 school district's shared cost under s. 121.07 (6) (a).

22 *~~1137/P7.32~~SECTION 3395. 121.004 (5) of the statutes is amended to read:

23 121.004 (5) MEMBERSHIP. "Membership" Except as provided in s. 121.07 (2),
24 "membership" for any school district is the sum of pupils enrolled as reported under
25 s. 121.05 (1) or (2), as appropriate, and the summer average daily membership

1 equivalent for those academic summer classes, interim session classes, and
2 laboratory periods approved for necessary academic purposes under s. 121.14 (1) (a)
3 1. and 2. and those online classes described in s. 121.14 (1) (a) 3.

4 ***-0541/P3.21*SECTION 3396.** 121.02 (1) (L) 3. of the statutes is amended to
5 read:

6 121.02 (1) (L) 3. In grades 9 to 12, provide access to an educational program
7 that enables pupils each year to study English, social studies, mathematics, science,
8 vocational education, foreign language, physical education, art and music. In this
9 subdivision, “access” means an opportunity to study through school district course
10 offerings, independent study, cooperative educational service agencies, or
11 cooperative arrangements between school boards or between school boards and
12 postsecondary educational institutions.

13 ***-0541/P3.22*SECTION 3397.** 121.05 (1) (a) 11. of the statutes is amended to
14 read:

15 121.05 (1) (a) 11. Pupils residing in the school district but attending a public
16 school in another school district under s. 118.50, 118.51, 121.84 (4), or 121.85 (3) (a).

17 ***-1137/P7.33*SECTION 3398.** 121.07 (2) of the statutes is created to read:

18 121.07 (2) MEMBERSHIP. For purposes of computing the amount of state aid paid
19 under s. 121.08, beginning with state aid paid for the 2016–17 school year,
20 “membership” means the membership, as defined in s. 121.004 (5), of the school
21 district in the previous school year plus the number of pupils residing in the school
22 district who are attending a private school under s. 118.60 in the current school year
23 and did not participate in the program under s. 118.60 before the 2015–16 school
24 year, as reported under s. 118.60 (3) (d).

25 ***-1137/P7.34*SECTION 3399.** 121.08 (4) (c) of the statutes is created to read:

1 121.08 (4) (c) The amount of state aid that a school district is eligible to be paid
2 from the appropriation under s. 20.255 (2) (ac) shall be reduced by an amount
3 determined as follows:

4 1. Divide the amount of state aid that the school district is eligible to be paid
5 from the appropriation under s. 20.255 (2) (ac), calculated after the reduction under
6 par. (a) is made, by the school district's membership.

7 2. Multiply the quotient under subd. 1. by the number of pupils residing in the
8 school district for whom the department is required to make a payment under s.
9 118.60 (4) (bk).

10 3. Add to the product under subd. 2. the total amount paid in the previous school
11 year under s. 118.60 (4m) (am) for pupils who resided in the school district while
12 attending a private school during the summer of the previous year.

13 *~~-0541/P3.23~~SECTION 3400. 121.105 (4) of the statutes is created to read:

14 121.105 (4) (a) In the school year in which a whole grade sharing agreement
15 under s. 118.50 takes effect and in each of the subsequent 4 school years, the
16 department shall pay additional aid to each school district that is participating in the
17 agreement to ensure that the school district receives no less state aid than the
18 amount of state aid to which the school district was eligible in the school year prior
19 to the school year in which the whole grade sharing agreement took effect. In the 5th
20 school year following the school year in which a whole grade sharing agreement takes
21 effect, the department shall pay additional aid to each school district that is
22 participating in the whole grade sharing agreement in an amount that is equal to 66
23 percent of the payment that the school district received under this subsection in the
24 prior school year. In the 6th school year following the school year in which the whole
25 grade sharing agreement takes effect, the department shall pay to each school

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1 district that is participating in the whole grade sharing agreement an amount that
2 is equal to 33 percent of the payment that the school district received in the 4th school
3 year following the school year in which the whole grade sharing agreement took
4 effect. The department shall pay additional aid under this paragraph from the
5 appropriation under s. 20.255 (2) (ac).

6 ***-0638/P2.13*SECTION 3401.** 121.136 (2) (a) of the statutes is amended to read:

7 121.136 (2) (a) In the 2009–10 school year and annually thereafter, the
8 department shall pay additional state aid to a school district if at least 50 percent of
9 the district's enrollment on the 3rd Friday of September in the immediately
10 preceding even-numbered year, as rounded to the nearest whole percentage point,
11 ~~was eligible~~ satisfied the income eligibility criteria for a free or reduced-price lunch
12 in the federal school lunch program under 42 USC 1758 (b) (1).

13 ***-0038/P3.18*SECTION 3402.** 121.53 (3) (c) of the statutes is amended to read:

14 121.53 (3) (c) When the school bus is used as specified in s. 340.01 (56) (am) for
15 the purpose of transporting ~~elderly seniors or disabled persons~~ individuals with
16 disabilities in connection with a transportation assistance program for such persons.

17 ***-0627/P3.2*SECTION 3403.** 121.58 (1) of the statutes is renumbered 121.58

18 (1) (a).

19 ***-0627/P3.3*SECTION 3404.** 121.58 (1) (b) of the statutes is created to read:

20 121.58 (1) (b) Annually, by the time the department prescribes under s. 120.18,
21 an operator of a charter school authorized under s. 118.40 (2r) that provides
22 transportation to and from the charter school shall provide a report to the
23 department that includes the number of pupils for whom transportation is provided
24 and any other information the department requires related to the transportation of
25 those pupils.