

**2017 DRAFTING REQUEST****Bill**

For: **Cory Mason (608) 266-0634** Drafter: **tkuczens**  
 By: **Alex** Secondary Drafters:  
 Date: **9/1/2016** May Contact:

Same as LRB:

Submit via email: **YES**  
 Requester's email: **Rep.Mason@legis.wisconsin.gov**  
 Carbon copy (CC) to: **tracy.kuczenski@legis.wisconsin.gov**  
**fern.knepp@legis.wisconsin.gov**

**Pre Topic:**

No specific pre topic given

**Topic:**

Compulsory school attendance

**Instructions:**

2015 AB 488 as amended

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tkuczens 9/1/2016	kmochal 9/6/2016			
/1	tkuczens 12/21/2016	anienaja 12/21/2016	rmilford 9/6/2016		
/2	tkuczens 9/21/2017	anienaja 9/22/2017	hkohn 12/21/2016		
/3			dwalker 9/22/2017	dwalker 10/24/2017	

FE Sent For: 2  
Not  
Needed

<END>



State of Wisconsin  
2015 - 2016 LEGISLATURE

- 0032/1

LRB-2769/1  
TKK:amn&kjf  
kem  
RMSR

2017

2015 ASSEMBLY BILL 488

in 9/1 wanted 9/4

November 9, 2015 - Introduced by Representatives MASON, BERCEAU, BOWEN, HINTZ, MEYERS, MILROY, SINICKI and C. TAYLOR, cosponsored by Senator WIRCH. Referred to Committee on Education.

1 AN ACT <sup>Resen. Cat.</sup> to amend 118.15 (3) (a) and 118.16 (4) (a); and to create 118.16 (2) (cg)  
2 2m. of the statutes; relating to: requiring an evaluation by a local educational  
3 agency of whether a pupil with an extended absence from school is a child with  
4 a disability.

in a school year

**Analysis by the Legislative Reference Bureau**

This bill requires a school attendance officer to direct the school board to determine whether to refer a child who has been excused absent for ten or more days for an evaluation as to whether the child is a child with a disability. Under current law, a child who has been evaluated and determined to be a child with a disability may be eligible for certain special education and related services. Current law defines a school attendance officer as an employee designated by the school board to deal with matters relating to school attendance and truancy. The bill requires the school attendance officer to notify the parent or guardian of a pupil that has been excused absent for ten or more days that the parent or guardian may request an evaluation of whether the child is a child with a disability.

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

5 SECTION 1. 118.15 (3) (a) of the statutes is amended to read:

## ASSEMBLY BILL 488

## SECTION 1

1           118.15 (3) (a) Any child who is excused by the school board because the child  
2 is temporarily not in proper physical or mental condition to attend a school program  
3 but who can be expected to return to a school program upon termination or  
4 abatement of the illness or condition. The school attendance officer may request the  
5 parent or guardian of the child to obtain a written statement from a licensed  
6 physician, dentist, chiropractor, optometrist, psychologist, physician assistant, or  
7 nurse practitioner, as defined in s. 255.06 (1) (d), or certified advanced practice nurse  
8 prescriber or Christian Science practitioner living and residing in this state, who is  
9 listed in the Christian Science Journal, as sufficient proof of the physical or mental  
10 condition of the child. An excuse under this paragraph shall be in writing and shall  
11 state the time period for which it is valid, not to exceed 30 days. The school  
12 attendance officer shall direct the local educational agency, as defined in s. 115.76  
13 (10), to determine whether to refer a child who is excused under this paragraph for  
14 10 or more days <sup>in a school year</sup> for an evaluation as to whether the child is a child with a disability  
15 under s. 115.76 (5). The school attendance officer shall direct the local educational  
16 agency to provide the parent or guardian of that child with the information described  
17 under s. 115.777 (3) (d).

18           **SECTION 2.** 118.16 (2) (cg) 2m. of the statutes is created to read:

19           118.16 (2) (cg) 2m. A statement that the parent or guardian may request a  
20 referral under s. 115.777 for an evaluation of whether the child is a child with a  
21 disability under s. 115.76 (5), together with the information described under s.  
22 115.777 (3) (d).

23           **SECTION 3.** 118.16 (4) (a) of the statutes is amended to read:

24           118.16 (4) (a) The school board shall establish a written attendance policy  
25 specifying the reasons for which pupils may be permitted to be absent from a public

**ASSEMBLY BILL 488**

1 school under s. 118.15 and shall require the teachers employed in the school district  
2 to submit to the school attendance officer daily attendance reports on all pupils under  
3 their charge. The attendance policy under this paragraph shall require the school  
4 attendance officer to direct the local educational agency, as defined in s. 115.76 (10),  
5 to determine whether to refer a child who is absent for 10 or more days <sup>in a school year</sup> for an  
6 evaluation as to whether the child is a child with a disability under s. 115.76 (5).

(END)



**2017 DRAFTING REQUEST****Bill**For: **Cory Mason (608) 266-0634** Drafter: **tkuczens**By: **Alex** Secondary Drafters:Date: **9/1/2016** May Contact:

Same as LRB:

Submit via email: **YES**  
 Requester's email: **Rep.Mason@legis.wisconsin.gov**  
 Carbon copy (CC) to: **tracy.kuczenski@legis.wisconsin.gov**  
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/?	tkuczens				

FE Sent For:

&lt;END&gt;

**Kuczenski, Tracy**

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**From:** Madorsky, Alex  
**Sent:** Wednesday, August 17, 2016 8:23 AM  
**To:** Kuczenski, Tracy  
**Cc:** Madorsky, Alex  
**Subject:** 2015 AB 488

Can we please get a P Draft of this legislation (as amended) for next session? Thanks!

**Alex Madorsky**  
**Office of State Representative Cory Mason**  
**66<sup>th</sup> Assembly District**  
State Capitol, Room 6 North  
PO Box 8953, Madison, WI 53708  
Phone: (608) 266-0634  
Toll-free: (888) 534-0066



**Kuczenski, Tracy**

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**From:** Madorsky, Alex  
**Sent:** Thursday, December 08, 2016 8:19 AM  
**To:** Kuczenski, Tracy  
**Subject:** FW: LRB 0032/1 - Comments

**Follow Up Flag:** Flag for follow up  
**Flag Status:** Flagged

Hi Tracy,

We'd like a P2 incorporating DPI's suggestions below. Should be a simple switch from "local educational agency" to "pupil services professional" as that terms is defined in statute. Thanks as always for your help.

**Alex Madorsky**  
**Office of State Representative Cory Mason**  
**66<sup>th</sup> Assembly District**  
State Capitol, Room 6 North  
PO Box 8953, Madison, WI 53708  
Phone: (608) 266-0634  
Toll-free: (888) 534-0066

---

**From:** Pettack, Deanna L - DPI  
**Sent:** Wednesday, December 07, 2016 1:32 PM  
**To:** Madorsky, Alex <Alex.Madorsky@legis.wisconsin.gov>  
**Subject:** LRB 0032/1 - Comments

Hi Alex,

Thanks for your time this afternoon – here is a copy of LRB 0032-1 with the edits we suggested relating to changing from an LEA to the a pupil services professional. This would offer a solution to those who may have concerns over student privacy and offer more expediency in responding to students need instead of having to wait for the school board to meet.

Please let me know if you have any questions about this suggestion.

Thanks,

Dee



LRB 0032-1 w  
comments.pdf



State of Wisconsin  
2017 - 2018 LEGISLATURE

LRB-0032/1  
TKK:amn/kjf/klm

## 2017 BILL

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2 2m. of the statutes; **relating to:** requiring an evaluation by a local educational  
3 agency of whether a pupil with an extended absence from school is a child with  
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***Analysis by the Legislative Reference Bureau***

This bill requires a school attendance officer to direct the school board to determine whether to refer a child who has been excused absent for ten or more days in a school year for an evaluation as to whether the child is a child with a disability. Under current law, a child who has been evaluated and determined to be a child with a disability may be eligible for certain special education and related services. Current law defines a school attendance officer as an employee designated by the school board to deal with matters relating to school attendance and truancy. The bill requires the school attendance officer to notify the parent or guardian of a pupil that has been excused absent for ten or more days that the parent or guardian may request an evaluation of whether the child is a child with a disability.

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7 115.76 (5).

8

(END)



State of Wisconsin  
2017 - 2018 LEGISLATURE

LRB-0032/1<sup>2</sup>  
TKK:amn/kjf/klm  
Rm112

JA  
X  
P  
twf

2017 BILL

in 12/21

Regen.

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 12 attendance officer shall direct <sup>a pupil services professional</sup> ~~the local educational agency~~, as defined in s. 115.76  
 13 <sup>118.257(1)(c)</sup> ~~(10)~~, to determine whether to refer a child who is excused under this paragraph for  
 14 10 or more days in a school year for an evaluation as to whether the child is a child  
 15 with a disability under s. 115.76 (5). The school attendance officer shall direct the  
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3 their charge. The attendance policy under this paragraph shall require the school  
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5 to determine whether to refer a child who is absent for 10 or more days in a school  
6 year for an evaluation as to whether the child is a child with a disability under s.  
7 115.76 (5).

(END)

**Kuczenski, Tracy**

---

**From:** Madorsky, Alex  
**Sent:** Friday, August 11, 2017 10:20 AM  
**To:** Kuczenski, Tracy  
**Subject:** Revised re-draft of AB 488

Can we get a /3 on this incorporating Ms. Flaschberger's comments below (incorporating her perspective on Mr. Rossmiller's comments below)? No rush on this one.

**Alex Madorsky**  
**Office of State Representative Cory Mason**  
**66<sup>th</sup> Assembly District**  
State Capitol, Room 6 North  
PO Box 8953, Madison, WI 53708  
Phone: (608) 266-0634  
Toll-free: (888) 534-0066

---

**From:** Sally Flaschberger [<mailto:Sally.Flaschberger@drwi.org>]  
**Sent:** Thursday, March 09, 2017 3:21 PM  
**To:** Madorsky, Alex <[Alex.Madorsky@legis.wisconsin.gov](mailto:Alex.Madorsky@legis.wisconsin.gov)>  
**Subject:** RE: Revised re-draft of AB 488

Alex:

Sorry for the long delay. I have been travelling doing budget trainings around the state. I reviewed Dan's suggestions and I do agree with several of his suggestions.

✓ Dan might be right about #1 and if the language is added there is may be subject to all absences. The language does qualify the 10 absences but it may lead to some confusion.

I disagree with #2 and I do believe there could be local policy even though there is a statutory mandate. There are many board policies that have stator mandates. But whether the policy is part of 118.16 (4) (a) might not be correct.

✓ I think his #3 would be a good option for a policy and I also think #4 would work.

I wonder not be concerned about lengthening the truancy referral as Dan points out.

I wonder if in 116.16 (2)(cg) 2m it should add something about parents right to request an IEP meeting if the student is already identified. We often have families who may be going though truancy but the IEP team has not met.

So at Section 2 add or a state that the parent or guardian may request a review/revise IEP meeting under 115.787 (4) (a) (e).

Let me know if you have any questions.

Thanks,  
Sally



Sally Flaschberger  
Lead Advocacy Specialist

**disabilityrights** | WISCONSIN

6737 W. Washington St, Suite 3230  
Milwaukee, WI 53214  
414-773-4646 Fax 414-773-4647

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Toll-free: (888) 534-0066

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**From:** Dan Rossmiller [<mailto:drossmiller@wasb.org>]  
**Sent:** Friday, February 24, 2017 3:51 PM  
**To:** Madorsky, Alex <[Alex.Madorsky@legis.wisconsin.gov](mailto:Alex.Madorsky@legis.wisconsin.gov)>  
**Subject:** RE: Revised re-draft of AB 488

Hi Alex,

I'm sorry it has taken so long for me to get back to you. In between your sending this to me I had our annual state convention, a trip to Washington DC to meet with our congressional delegation and the flu... and then the governor proposed his budget bill.

Here are my comments regarding the draft (LRB 0032/2) you sent me. I think it can be a lot simpler and still function as you intend:

- 1) The attendance policy element that the draft (LRB 0032/2) inserts into s. 118.16(4)(a) appears to apply to ALL ABSENCES (i.e., it appears to be triggered after ANY 10 absences), and, therefore, it appears to be much broader than the requirement inserted into s. 118.15(3)(a) (which is applicable only to absences attributed to the student's mental/physical condition).

Under this broad policy element proposed to be inserted into s. 118.16(4)(a), it appears (as currently drafted) that a school could be subject to the referral requirement if, for example, the student's 9<sup>th</sup> and 10<sup>th</sup> days of absence were due to college visits or even if the parents did a parent-excused absence under s.

118.15(3)(c). **Keeping the bill focused on repeated absences related to mental/physical conditions makes much more sense.** If you think you need to retain the policy element inserted into 118.16(4)(a), it should be

- \* limited to *a child who is excused from school under s. 118.15(3)(a) for 10 or more days in a school year.* As currently drafted, the attendance policy element being inserted into s. 118.16(4)(a) effectively swallows the narrower requirement that is being inserted into s. 118.15(3)(a).

- 2) We don't think there is really a need to add the local policy language mandate in Section 3. The statutory language that the bill inserts establishes a legal mandate over which there would be no local discretion. The statutory mandate should be sufficient. It is generally not a good practice to require school district policy to

restate each and every aspect of state law over which there is no local discretion. Policy manuals would become statute books. Not a good thing in our view, and not helpful.

3) If your office (or perhaps the drafter) really feels strongly about the need for a local attendance policy element, it might be simpler if you just re-phrased the language you are inserting into s. 118.15(3)(a) to say, “... A written attendance policy established under s. 118.16(4)(a) shall require the school attendance officer to direct a pupil services professional, as defined in s. 118.257 (1) (c), to determine whether to refer a child who is excused under this paragraph for 10 or more days in a school year for an evaluation as to whether the child is a child with a disability under s. 115.76 (5) if the district has not already identified the child as a child with disability. The school attendance officer shall direct the pupil services professional to provide the parent or guardian of that child with the information described under s. 115.777 (3) (d).” Under this approach, you wouldn’t need the amendment to s. 118.16(4)(a).

4) The language creating sub. 118.16 (2) (cg) 2m is a little ambiguous—particularly the phrase that starts, “together with...” Question: Would the new district’s obligation be to provide the parent with notice that the parent **may request** the information described under s. 115.777(3)(d), or is the new obligation to expressly include the s. 115.777(3)(d) information within the truancy notice? Given everything else that already goes into the notice of truancy, it makes more sense (to us, anyway) to limit the district’s obligation to the following:

“2m. Except where the school district has already identified the child as a child with disability under s. 115.76 (5) or where the child is currently being evaluated to determine whether the child is a child with a disability under s. 115.76 (5), a statement that the parent or guardian may request any of the following:

- a. a referral under s. 115.777 for an evaluation of whether the child is a child with a disability under s. 115.76 (5);
- b. a copy of the information described under s. 115.777 (3) (d).”

Otherwise, we think the standard truancy notice will start to get bogged down with a lot of special education detail that is not even going to be relevant to many instances of truancy.

Question: Other than Mr. Gingras’ belief, is there a strong sense (perhaps based on data/research?) that there is a significant and problematic link between truancy and unreferred potential disabilities? If not, it seems likely to us that creating sub. 118.16 (2) (cg) 2m and lengthening the standard truancy notice could have the practical effect of causing many parents/guardians to “tune out” of a long document and not get the critical information that the truancy notice is currently intending to convey.

5) Even if the bill retains the creation of sub. 118.16 (2) (cg) 2m, it makes little sense (to us) to apply that language to a truant student who is already a student with an IEP or who is currently going through the evaluation process. Again, given everything else that already has to be included in the notice of truancy, including the proposed language in a truancy notice that is issued in connection with a student who already has an IEP in place would not only be unnecessary, but potentially confusing. Thus, please consider the “exceptions” I’ve listed above (under #4).

6) Finally, all of these new requirements (and not just the truancy-related provisions as mentioned in the point #5 above) should be expressly qualified by the condition that they only apply if the student is not currently (i.e., already) identified as a student with disability.

If you adopt these suggestions I think you will find that your bill can accomplish pretty much the same thing in a simpler, more straightforward way.

Thanks for the opportunity to have input on this bill at the front end. Please feel free to contact me if you have any questions or if you need additional information.

Best regards,

**Dan Rossmiller**

*Government Relations Director*

Wisconsin Association of School Boards (WASB)

122 West Washington Avenue, Suite 400  
Madison, Wisconsin 53703

(608) 512-1720 (Direct line)

(608) 333-4923 (Cell)

[drossmiller@wasb.org](mailto:drossmiller@wasb.org)

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**From:** Madorsky, Alex [<mailto:Alex.Madorsky@legis.wisconsin.gov>]

**Sent:** Thursday, January 12, 2017 7:58 AM

**To:** Dan Rossmiller <[drossmiller@wasb.org](mailto:drossmiller@wasb.org)>

**Subject:** FW: Revised re-draft of AB 488

Hi Dan,

Just wanted to follow up on this one more time to see if you have any feedback. Thanks!

**Alex Madorsky**

**Office of State Representative Cory Mason**

**66<sup>th</sup> Assembly District**

State Capitol, Room 6 North

PO Box 8953, Madison, WI 53708

Phone: (608) 266-0634

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**From:** Madorsky, Alex

**Sent:** Wednesday, January 04, 2017 11:53 AM

**To:** 'drossmiller@wasb.org' <[drossmiller@wasb.org](mailto:drossmiller@wasb.org)>

**Subject:** Revised re-draft of AB 488

Hi Dan,

I hope you and yours had very happy holidays. I am attaching a revised draft of last session's legislation. Per the suggestion of DPI, we've shifted the responsibilities under this bill from the School Board writ large to pupil service professionals, who are probably best equipped to handle the issues this legislation pertains to. We'd welcome your feedback and any suggestions – we'd like to try to make this a bill all stakeholder and legislators of both parties can support. Thanks again.

**Alex Madorsky**  
**Office of State Representative Cory Mason**  
**66<sup>th</sup> Assembly District**  
State Capitol, Room 6 North  
PO Box 8953, Madison, WI 53708  
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State of Wisconsin  
2017 - 2018 LEGISLATURE

3  
LRB-0032/2  
TKK:amn/kjf/klm

amr  
insert

2017 BILL

SA

in 9/21

Regen.

Insert Analysis A

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a pupil services professional

This bill requires a school attendance officer to direct the school board to determine whether to refer a child who has been excused absent for ten or more days in a school year for an evaluation as to whether the child is a child with a disability. Under current law, a child who has been evaluated and determined to be a child with a disability may be eligible for certain special education and related services. Current law defines a school attendance officer as an employee designated by the school board to deal with matters relating to school attendance and truancy. The bill requires the school attendance officer to notify the parent or guardian of a pupil that has been excused absent for ten or more days that the parent or guardian may request an evaluation of whether the child is a child with a disability.

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Insert Analysis B

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7 listed in the Christian Science Journal, as sufficient proof of the physical or mental  
8 condition of the child. An excuse under this paragraph shall be in writing and shall

*A written attendance policy established under 50 / 11806(4)(a) shall require the*

9 state the time period for which it is valid, not to exceed 30 days. The school  
10 attendance officer <sup>or to</sup> shall direct a pupil services professional, as defined in s. 118.257  
11 (1) (c), to determine whether to refer a child who is excused under this paragraph for  
12 10 or more days in a school year for an evaluation as to whether the child is a child  
13 with a disability under s. 115.76 (5). *if the district has not already identified the child as a*  
14 pupil services professional to provide the parent or guardian of that child with the *child with a disability*  
15 information described under s. 115.777 (3) (d).

**SECTION 2.** 118.16 (2) (cg) 2m. of the statutes is created to read:

*any of the following (a) or (b)*

17 118.16 (2) (cg) 2m. A statement that the parent or guardian may request a  
18 referral under s. 115.777 for an evaluation of whether the child is a child with a  
19 disability under s. 115.76 (5), together with *A copy of* the information described under s.  
20 115.777 (3) (d).

**SECTION 3.** 118.16 (4) (a) of the statutes is amended to read:

21 118.16 (4) (a) The school board shall establish a written attendance policy  
22 specifying the reasons for which pupils may be permitted to be absent from a public  
23 school under s. 118.15 and shall require the teachers employed in the school district  
24 to submit to the school attendance officer daily attendance reports on all pupils under  
25

*Insert 2-21*

**BILL**

1     their charge. The attendance policy under this paragraph shall require the school  
2     attendance officer to direct a pupil services professional, as defined in s. 118.257 (1)  
3     (c), to determine whether to refer a child who is absent for 10 or more days in a school  
4     year for an evaluation as to whether the child is a child with a disability under s.  
5     115.76 (5).

6

(END)

**2017-2018 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0032/2ins  
TKK:amn/kjf/klm

**INSERT ANALYSIS A**

Under current law, a “pupil services professional” is a school counselor, school social worker, school psychologist, or school nurse.

**INSERT ANALYSIS B**

or, for a child who has been identified as a child with a disability and for whom an individualized education program has been prepared, a review and, if appropriate, revision<sup>g</sup> of the child’s IEP<sup>g</sup>

**INSERT 2-21**

- 1           c. For a child who has been identified as a child with a disability under s. 115.76<sup>✓</sup>  
2           (5) and for whom an individualized education program under s. 115.787<sup>✓</sup> is in effect,  
3           a meeting of the child’s individualized education program team to review, and, if  
4           appropriate, revise, that individualized education program as provided under s.  
5           115.787<sup>✓</sup> (4).



**Walker, Dan**

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**From:** Neubauer, Greta  
**Sent:** Tuesday, October 24, 2017 4:19 PM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB -0032/3

Please Jacket LRB -0032/3 for the ASSEMBLY.

Thank you!

Greta Neubauer  
Office of Representative Mason  
66<sup>th</sup> Assembly District



State of Wisconsin  
2017 - 2018 LEGISLATURE

12-19-2017  
E.W.

LRB-0032/3  
TKK:amn/kjf/klm

Corrected  
copy

2017 ASSEMBLY BILL 700

November 29, 2017 - Introduced by Representatives MASON, JAGLER, ANDERSON, BERCEAU, BOWEN, CONSIDINE, GENRICH, HEBL, HORLACHER, KITCHENS, KOLSTE, MURSAU, OHNSTAD, RIPP, SPIROS and SUBECK, cosponsored by Senators OLSEN and JOHNSON. Referred to Committee on Education.

1 AN ACT to amend 118.15 (3) (a); and to create 118.16 (2) (cg) 2m. of the statutes;  
2 relating to: requiring an evaluation to determine whether a pupil with an  
3 extended absence from school is a child with a disability.

*Analysis by the Legislative Reference Bureau*

This bill requires a school attendance officer to direct a pupil services professional to determine whether to refer a child who has been excused absent for ten or more days in a school year because the child is temporarily not in proper physical or mental condition to attend school for an evaluation as to whether the child is a child with a disability. Under current law, a child who has been evaluated and determined to be a child with a disability may be eligible for certain special education and related services. Under current law, a "pupil services professional" is a school counselor, school social worker, school psychologist, or school nurse. Current law defines a "school attendance officer" as an employee designated by the school board to deal with matters relating to school attendance and truancy.

The bill also requires the school attendance officer to notify the parent or guardian of a pupil that has been excused absent for ten or more days as described in this bill that the parent or guardian may request an evaluation of whether the child is a child with a disability or, for a child who has been identified as a child with

without an excuse  
part or all of five





## 2017 ASSEMBLY BILL 700

November 29, 2017 - Introduced by Representatives MASON, JAGLER, ANDERSON, BERCEAU, BOWEN, CONSIDINE, GENRICH, HEBL, HORLACHER, KITCHENS, KOLSTE, MURSAU, OHNSTAD, RIPP, SPIROS and SUBECK, cosponsored by Senators OLSEN and JOHNSON. Referred to Committee on Education.

1 **AN ACT to amend** 118.15 (3) (a); and **to create** 118.16 (2) (cg) 2m. of the statutes;  
2 **relating to:** requiring an evaluation to determine whether a pupil with an  
3 extended absence from school is a child with a disability.

---

### *Analysis by the Legislative Reference Bureau*

This bill requires a school attendance officer to direct a pupil services professional to determine whether to refer a child who has been excused absent for ten or more days in a school year because the child is temporarily not in proper physical or mental condition to attend school for an evaluation as to whether the child is a child with a disability. Under current law, a child who has been evaluated and determined to be a child with a disability may be eligible for certain special education and related services. Under current law, a "pupil services professional" is a school counselor, school social worker, school psychologist, or school nurse. Current law defines a "school attendance officer" as an employee designated by the school board to deal with matters relating to school attendance and truancy.

The bill also requires the school attendance officer to notify the parent or guardian of a pupil that has been absent without an excuse for part or all of five or more days that the parent or guardian may request an evaluation of whether the child is a child with a disability or, for a child who has been identified as a child with

**ASSEMBLY BILL 700**

a disability and for whom an individualized education program has been prepared, a review and, if appropriate, revision of the child's IEP.

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

1           **SECTION 1.** 118.15 (3) (a) of the statutes is amended to read:

2           118.15 (3) (a) Any child who is excused by the school board because the child  
3 is temporarily not in proper physical or mental condition to attend a school program  
4 but who can be expected to return to a school program upon termination or  
5 abatement of the illness or condition. The school attendance officer may request the  
6 parent or guardian of the child to obtain a written statement from a licensed  
7 physician, dentist, chiropractor, optometrist, psychologist, physician assistant, or  
8 nurse practitioner, as defined in s. 255.06 (1) (d), or certified advanced practice nurse  
9 prescriber or Christian Science practitioner living and residing in this state, who is  
10 listed in the Christian Science Journal, as sufficient proof of the physical or mental  
11 condition of the child. An excuse under this paragraph shall be in writing and shall  
12 state the time period for which it is valid, not to exceed 30 days. A written attendance  
13 policy established under s. 118.16 (4) (a) shall require the school attendance officer  
14 to direct a pupil services professional, as defined in s. 118.257 (1) (c), to determine  
15 whether to refer a child who is excused under this paragraph for 10 or more days in  
16 a school year for an evaluation as to whether the child is a child with a disability  
17 under s. 115.76 (5) if the district has not already identified the child as a child with  
18 a disability. The school attendance officer shall direct the pupil services professional  
19 to provide the parent or guardian of that child with the information described under  
20 s. 115.777 (3) (d).

21           **SECTION 2.** 118.16 (2) (cg) 2m. of the statutes is created to read:

**ASSEMBLY BILL 700**

1           118.16 (2) (cg) 2m. A statement that the parent or guardian may request any  
2 of the following:

3           a. A referral under s. 115.777 for an evaluation of whether the child is a child  
4 with a disability under s. 115.76 (5).

5           b. A copy of the information described under s. 115.777 (3) (d).

6           c. For a child who has been identified as a child with a disability under s. 115.76  
7 (5) and for whom an individualized education program under s. 115.787 is in effect,  
8 a meeting of the child's individualized education program team to review, and, if  
9 appropriate, revise, that individualized education program as provided under s.  
10 115.787 (4).

11

(END)