

**2019 DRAFTING REQUEST**

**Bill**

For: **Administration-Budget 266-8593** Drafter: **kpleviak**  
 By: **Kretschmann** Secondary Drafters:  
 Date: **2/19/2019** May Contact:

Same as LRB:

Submit via email: **YES**  
 Requester's email:  
 Carbon copy (CC) to: **fern.knepp@legis.wisconsin.gov**  
**krista.pleviak@legis.wisconsin.gov**  
**doasbostatlanguage@wisconsin.gov**

**Pre Topic:**

DOA:.....Kretschmann, BB0442 -

**Topic:**

Choice programs transparency and accountability compile

**Instructions:**

See attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	kpleviak 2/20/2019				
/P1	kpleviak 2/21/2019	aernstr 2/20/2019	dwalker 2/20/2019		State S&L
/P2		csicilia 2/21/2019	jmurphy 2/21/2019		State S&L

FE Sent For: **<END>**

**Pleviak, Krista**

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**From:** Hanaman, Cathlene  
**Sent:** Tuesday, February 19, 2019 4:59 PM  
**To:** Pleviak, Krista; Knepp, Fern  
**Subject:** FW: Statutory Language Drafting Request - 2019-21

**From:** Kretschmann, Kyle - DOA <Kyle.Kretschmann@wisconsin.gov>  
**Sent:** Tuesday, February 19, 2019 4:55 PM  
**To:** Hanaman, Cathlene <Cathlene.Hanaman@legis.wisconsin.gov>  
**Cc:** Hynek, Sara - DOA <Sara.Hynek@wisconsin.gov>; Kretschmann, Kyle - DOA <Kyle.Kretschmann@wisconsin.gov>  
**Subject:** Statutory Language Drafting Request - 2019-21

Biennial Budget: 2019-21

Topic: Choice Programs Transparency and Accountability

Tracking Code: BB0442

SBO Team: EWD

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Agency Acronym: 255

Agency Number: 255

Priority: High

Intent:

Combine LRB-0915/P1, LRB-1295/P3, LRB-1317/P4 and LRB-1362/P4 into a single draft related to transparency and accountability.

Attachments: False

Please send completed drafts to [SBOSatlanguage@spsmail.enterprise.wisstate.us](mailto:SBOSatlanguage@spsmail.enterprise.wisstate.us)



State of Wisconsin  
2019 - 2020 LEGISLATURE

LRB-2163/P1

IN: 02/20/19

KRP&JK all

DOA:.....Kretschmann, BB0442 - Choice programs transparency and accountability compile

**FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION**

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

*Analysis by the Legislative Reference Bureau*

\*\*\* ANALYSIS FROM -0915/P1 \*\*\*  
EDUCATION

KRP

**PRIMARY AND SECONDARY EDUCATION**

Under current law, the estimated cost of the payments made to private schools participating in the Milwaukee Parental Choice Program is partially offset by two reductions in the general school aid otherwise paid to the Milwaukee Public Schools. For the 2010-11 school year and in each school year thereafter, one of the reductions to MPS is an amount equal to 6.6 percent of the cost of payments made to private schools participating in the MPCP. Current law requires DPI to pay an amount equal to that reduction amount to the City of Milwaukee and requires the City of Milwaukee to pay that amount to the board of school directors of MPS. This bill eliminates the 6.6 percent aid reduction and the requirements that the reduction amount be paid by DPI to the city and by the city to the board. The bill does not make any changes to other state aid reduction.

\*\*\* ANALYSIS FROM -1295/P3 \*\*\*

KRP

See TAXATION - PROPERTY TAXATION

3  
BI  
Milwaukee Parental Choice Program  
state aid reduction.

anal: title: sub-sub: 1. Changes to parental choice programs

(P) This bill makes the following changes related to parental choice programs:

EDUCATION

PRIMARY AND SECONDARY EDUCATION

1. Teacher licensure in a parental choice program or in the Special Needs Scholarship Program

With certain exceptions, this bill requires that, beginning on July 1, 2022, teachers at private schools participating in a parental choice program or in the Special Needs Scholarship Program must hold a license or permit issued by DPI. Under current law, teachers at choice schools must have at least a bachelor's degree from a nationally or regionally accredited institution of higher education, but they are not required to be licensed by DPI. There are no current law requirements regarding who may teach at SNSP schools.

\*\*\* ANALYSIS FROM -1317/P4 \*\*\*

EDUCATION

SECONDARY AND PRIMARY EDUCATION

2. Parental choice program accreditation requirements

This bill requires that a private school that begins participation in a parental choice program in the 2021-22 school year or in any school year thereafter must be accredited by August 1 of the school year in which the private school begins participation in the parental choice program. Under current law, a private school must do all of the following:

- 1. Obtain preaccreditation by a preaccrediting entity by August 1 (December 15 for new private schools) before the first school term in which the private school begins participation in the parental choice program, or by May 1 if the private school begins participating in the parental choice program during summer school.
- 2. Apply for accreditation by an accrediting entity by December 31 of the first school year in which the private school begins participation in the parental choice program.
- 3. Obtain accreditation by an accrediting entity by December 31 of the third school year following the first school year in which the private school begins participation in the parental choice program.

\*\*\* ANALYSIS FROM 1362/P4 \*\*\*

TAXATION

PROPERTY TAXATION

3. School aid reduction information

This bill requires that a person's property tax bill include information from the school district where the property is located regarding the amount of any gross reduction in state aid to the district as a result of pupils enrolled in the statewide choice program, the Racine choice program, or the Milwaukee choice program or as a result of making payments to private schools under the Special Needs Scholarship Program.

parental

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

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

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

2            20.255 (2) (ac) *General equalization aids.* The amounts in the schedule for the  
3        payment of educational aids under ss. 121.08, 121.09, 121.095, and 121.105, ~~121.137~~  
4        and subch. VI of ch. 121.

5        ✓ **SECTION 2.** 74.09 (3) (gb) of the statutes is created to read:

6            74.09 (3) (gb) 1. Include information from the school district where the property  
7        is located regarding the amount of any gross reduction in state aid to the district  
8        under ss. 115.7915 (4m), 118.60 (4d), and 121.08 (4) (b) in the previous year and the  
9        current year and the percentage change between those years, except that this  
10       paragraph does not apply in any year in which such a reduction does not occur.

11            2. In addition to the information provided under subd. 1., include the following  
12        insert in substantially similar form:

13            “The gross reduction in state aid to your school district in the .... (current year)  
14        is \$ .... as a result of pupils enrolled in the .... (statewide choice program) (Racine  
15        choice program) (Milwaukee choice program) or as a result of payments to .... (a  
16        private school) under the special needs scholarship program. Your school district had  
17        the option to increase property taxes to replace this aid reduction.”

18        ✓ **SECTION 3.** 115.28 (7) (b) of the statutes is amended to read:

19            115.28 (7) (b) Subject to the same rules and laws concerning qualifications of  
20        applicants and granting and revocation of licenses or certificates under par. (a), the  
21        state superintendent shall grant certificates and licenses to teachers in private

1 schools and tribal schools, except that teaching experience requirements for such  
2 certificates and licenses may be fulfilled by teaching experience in public, private,  
3 or tribal schools. An applicant is not eligible for a license or certificate unless the  
4 state superintendent finds that the private school or tribal school in which the  
5 applicant taught offered an adequate educational program during the period of the  
6 applicant's teaching therein. Private Except as provided under ss. 115.7915 (2) (i),  
7 118.60 (2) (a) 6m., and 119.23 (2) (a) 6m., private schools are not obligated to employ  
8 only licensed or certified teachers.

9 ✓ **SECTION 4.** 115.7915 (2) (i) of the statutes is created to read:

10 115.7915 (2) (i) 1. Except as provided in subd. 2., beginning on July 1, 2022, all  
11 of the eligible school's teachers have a teaching license or permit issued by the  
12 department, except that a teacher employed by the eligible school who teaches only  
13 courses in rabbinical studies is not required to hold a license or permit to teach issued  
14 by the department.

15 2. Any teacher employed by the eligible school on July 1, 2022, who has been  
16 teaching for at least the 5 consecutive years immediately preceding July 1, 2022, and  
17 who does not satisfy the requirements under subd. 1. on July 1, 2022, applies to the  
18 department on a form prepared by the department for a temporary, nonrenewable  
19 waiver from the requirements under subd. 1. The department shall promulgate  
20 rules to implement this subdivision, including the form of the application and the  
21 process by which the waiver application will be reviewed. The application form shall  
22 require the applicant to submit a plan for satisfying the requirements under subd.

23 1. No waiver granted under this subdivision is valid after July 1, 2027.

24 ✓ **SECTION 5.** 118.19 (1) of the statutes is amended to read:

1           118.19 (1) Except as provided in subs. (1b) and (1c) and s. 118.40 (8) (b) 1. and  
2           2., any person seeking to teach in a public school, including a charter school, ~~or~~ in a  
3           school or institution operated by a county or the state, in a private school  
4           participating in a parental choice program under s. 118.60 or 119.23, or in a private  
5           school participating in the program under s. 115.7915 shall first procure a license or  
6           permit from the department.

7           ✓ **SECTION 6.** 118.19 (1b) of the statutes is amended to read:

8           118.19 (1b) An individual may teach an online course in a subject and level in  
9           a public school, including a charter school, in a private school participating in a  
10          parental choice program under s. 118.60 or 119.23, or in a private school  
11          participating in the program under s. 115.7915 without a license or permit from the  
12          department if the individual holds a valid license or permit to teach the subject and  
13          level in the state from which the online course is provided.

14          ✓ **SECTION 7.** 118.19 (1c) (b) (intro.) of the statutes is amended to read:

15          118.19 (1c) (b) (intro.) A faculty member of an institution of higher education  
16          may teach in a public high school, including a charter school that operates only high  
17          school grades, in a private school participating in a parental choice program under  
18          s. 118.60 or 119.23 that operates only high school grades, or in a private school  
19          participating in the program under s. 115.7915 that operates only high school grades  
20          without a license or permit from the department if the faculty member satisfies all  
21          of the following:

22          ✓ **SECTION 8.** 118.19 (3) (a) of the statutes is amended to read:

23          118.19 (3) (a) No license to teach in any public school may be issued unless the  
24          applicant possesses a bachelor's degree including such professional training as the  
25          department by rule requires, except as permitted under par. (b) and ss. 115.28 (17)

1 (a), 118.191, 118.1915, 118.192, 118.193, 118.194, and 118.197. Notwithstanding s.  
2 36.11 (16), no teacher preparatory program in this state may be approved by the state  
3 superintendent under s. 115.28 (7) (a), unless each student in the program is  
4 required to complete student teaching consisting of full days for a full semester  
5 following the daily schedule and semester calendar of the cooperating school. No  
6 license to teach in any public school may be granted to an applicant who completed  
7 a professional training program outside this state unless the applicant completed  
8 student teaching consisting of full days for a full semester following the daily  
9 schedule and semester calendar of the cooperating school or the equivalent, as  
10 determined by the state superintendent. The state superintendent may grant  
11 exceptions to the student teaching requirements under this paragraph when the  
12 midyear calendars of the institution offering the teacher preparatory program and  
13 the cooperating school differ from each other and would prevent students from  
14 attending classes at the institution in accordance with the institution's calendar.  
15 The state superintendent shall promulgate rules to implement this subsection. If for  
16 the purpose of granting a license to teach or for approving a teacher preparatory  
17 program the state superintendent requires that an institution of higher education  
18 be accredited, the state superintendent shall accept accreditation by a regional or  
19 national institutional accrediting agency recognized by the U.S. department of  
20 education or by a programmatic accrediting organization.

21 ✓ **SECTION 9.** 118.19 (3) (b) of the statutes is amended to read:

22 118.19 (3) (b) The state superintendent shall permanently certify any  
23 applicant to teach Wisconsin native American languages and culture who has  
24 successfully completed the university of Wisconsin-Milwaukee school of education  
25 approved Wisconsin native American languages and culture project certification



1 program at any time between January 1, 1974, and December 31, 1977. School  
2 districts shall A school district, the governing body of a private school participating  
3 in a parental choice program under s. 118.60 or 119.23, or the governing body of a  
4 private school participating in the program under s. 115.7915 may not assign  
5 individuals certified under this paragraph to teach courses other than Wisconsin  
6 native American languages and culture, unless they qualify under par. (a).

7 ✓ **SECTION 10.** 118.19 (10) (b) 1. of the statutes is amended to read:

8 118.19 (10) (b) 1. Conduct a background investigation of each applicant for  
9 issuance or renewal of a license or permit, including a license or permit issued to a  
10 pupil services professional, and for a faculty member seeking to teach in a public high  
11 school without a license or permit.

12 ✓ **SECTION 11.** 118.191 (2) (a) of the statutes is amended to read:

13 118.191 (2) (a) Notwithstanding s. 118.19 (7) to (9), the department shall grant  
14 an initial teaching license to teach a technical education subject to an individual who  
15 is eligible for licensure under s. 118.19 (4) and (10), who scores at least 100 points on  
16 the point system under sub. (5), of which at least 25 points are from sub. (5) (a) 1. and  
17 at least 25 points are from sub. (5) (a) 2., and who agrees to complete during the term  
18 of the license a curriculum determined by the school board of the school district, by  
19 the governing body of the private school participating in a parental choice program  
20 under s. 118.60 or 119.23, or by the governing body of the private school participating  
21 in the program under s. 115.7915 in which the individual will teach.

22 ✓ **SECTION 12.** 118.191 (2) (b) of the statutes is amended to read:

23 118.191 (2) (b) Notwithstanding s. 118.19 (7) to (9), the department shall grant  
24 an initial teaching license to teach a vocational education subject to an individual  
25 who is eligible for licensure under s. 118.19 (4) and (10), who scores at least 100 points

1 on the point system under sub. (5m), of which at least 25 points are from sub. (5m)  
2 (a) 1. and at least 25 points are from sub. (5m) (a) 2., and who agrees to complete  
3 during the term of the license a curriculum determined by the school board of the  
4 school district, by the governing body of the private school participating in a parental  
5 choice program under s. 118.60 or 119.23, or by the governing body of the private  
6 school participating in the program under s. 115.7915 in which the individual will  
7 teach.

8 ✓ **SECTION 13.** 118.191 (2m) of the statutes is amended to read:

9 118.191 (2m) An initial teaching license issued under sub. (2) authorizes an  
10 individual to teach only in the school district controlled by the school board, or in the  
11 private school controlled by the governing body, that determined the curriculum the  
12 individual agreed to complete in order to qualify for the initial teaching license.

13 ✓ **SECTION 14.** 118.191 (3) of the statutes is amended to read:

14 118.191 (3) An initial teaching license issued under sub. (2) is valid for 3 years.  
15 An initial teaching license issued under sub. (2) is void if the license holder ceases  
16 to be employed as a teacher in the school district or private school in which the license  
17 holder is authorized to teach under sub. (2m).

18 ✓ **SECTION 15.** 118.191 (4) of the statutes is amended to read:

19 118.191 (4) Upon the expiration of the 3-year term of an initial teaching license  
20 issued under sub. (2), the department shall issue to the license holder a professional  
21 teaching license to teach the technical education subject or vocational education  
22 subject if the individual successfully completed the curriculum that the individual  
23 agreed to under sub. (2), as determined by the school board of the school district, by  
24 the governing body of the private school participating in a parental choice program  
25 under s. 118.60 or 119.23, or by the governing body of the private school participating

1 in the program under s. 115.7915 that established the curriculum. The department  
2 shall indicate on a professional teaching license issued under this subsection that the  
3 license was obtained under the experience-based licensure program under this  
4 section.

5 ✓**SECTION 16.** 118.192 (4) of the statutes is amended to read:

6 118.192 (4) A school board or private school participating in a parental choice  
7 program under s. 118.60 or 119.23 that employs a person who holds a professional  
8 teaching permit shall ensure that no regularly licensed teacher is removed from his  
9 or her position as a result of the employment of persons holding permits.

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

11 118.60 (2) (a) 6. a. Except as provided in subd. 6. c. and d., all of the private  
12 school's teachers have a teaching license issued by the department or a bachelor's  
13 degree or a degree or educational credential higher than a bachelor's degree,  
14 including a masters or doctorate, from a nationally or regionally accredited  
15 institution of higher education. This subd. 6. a. does not apply after June 30, 2022.

16 ✓**SECTION 18.** 118.60 (2) (a) 6m. of the statutes is created to read:

17 118.60 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,  
18 2022, all of the private school's teachers have a teaching license or permit issued by  
19 the department.

20 b. Any teacher employed by the private school on July 1, 2022, who has been  
21 teaching for at least the 5 consecutive years immediately preceding July 1, 2022, and  
22 who does not satisfy the requirements under subd. 6m. a. on July 1, 2022, applies to  
23 the department on a form prepared by the department for a temporary,  
24 nonrenewable waiver from the requirements under subd. 6m. a. The department  
25 shall promulgate rules to implement this subd. 6m. b., including the form of the

1 application and the process by which the waiver application will be reviewed. The  
2 application form shall require the applicant to submit a plan for satisfying the  
3 requirements under subd. 6m. a. No waiver granted under this subd. 6m. b. is valid  
4 after July 1, 2027.

5 ✓ **SECTION 19.** 118.60 (2) (a) 7. b. of the statutes is amended to read:

6 118.60 (2) (a) 7. b. ~~Each~~ If the private school that begins participation in the  
7 program under this section on or after April 10, 2014, and before the 2021-22 school  
8 year, and that the private school is not accredited by an accrediting entity, shall  
9 ~~obtain the private school obtains~~ preaccreditation by a preaccrediting entity by  
10 August 1 before the first school term in which the private school begins participation  
11 in the program under this section, or by May 1 if the private school begins  
12 participating in the program during summer school. In any school year, a private  
13 school to which this subd. 7. b. applies may apply for and seek to obtain  
14 preaccreditation from only one preaccrediting entity. A private school to which this  
15 subd. 7. b. applies that fails to obtain preaccreditation as required under this subd.  
16 7. b. may not participate in the program under this section or under s. 119.23 until  
17 preaccreditation has been obtained, but the private school may apply for and seek  
18 to obtain preaccreditation from a preaccrediting entity for the following school year.

19 ✓ **SECTION 20.** 118.60 (2) (a) 7. c. of the statutes is amended to read:

20 118.60 (2) (a) 7. c. ~~A private school to which~~ If subd. 7. b. applies ~~shall apply~~  
21 to the private school, the private school applies for accreditation by an accrediting  
22 entity by December 31 of the first school year that begins after April 10, 2014, in  
23 which the private school begins participation in the program under this section, and  
24 ~~shall achieve~~ obtains accreditation by an accrediting entity by December 31 of the  
25 3rd school year following the first school year in which the private school begins

1 participation in the program under this section. If the private school is accredited  
2 under this subd. 7. c., the private school is not required to obtain preaccreditation  
3 under subd. 7. b. as a prerequisite to providing instruction under this section in  
4 additional grades or in an additional or new school.

5 ✓ **SECTION 21.** 118.60 (2) (a) 7. d. of the statutes is created to read:

6 118.60 (2) (a) 7. d. If the private school begins participation in the program  
7 under this section in the 2021-22 school year or in any school year thereafter, the  
8 private school is accredited by an accrediting entity by August 1 of the school year  
9 in which the private school begins participation in the program under this section.

10 ✓ **SECTION 22.** 118.60 (2) (ag) 4. of the statutes is amended to read:

11 118.60 (2) (ag) 4. Notwithstanding If the new private school begins  
12 participation in the program under this section before the 2021-22 school year,  
13 notwithstanding the deadline to obtain preaccreditation under sub. (2) par. (a) 7. b.,  
14 by December 15 of the school year immediately preceding the school year in which  
15 the new private school intends to participate in the program under this section,  
16 obtain preaccreditation from a preaccrediting entity. If the new private school begins  
17 participation in the program under this section in the 2021-22 school year or in any  
18 school year thereafter, the new private school shall comply with the requirement  
19 under par. (a) 7. d.

20 ✓ **SECTION 23.** 118.60 (2) (c) 3. of the statutes is created to read:

21 118.60 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private  
22 school participating in the program under this section who teaches only courses in  
23 rabbinical studies is not required to hold a license or permit to teach issued by the  
24 department.

25 ✓ **SECTION 24.** 118.60 (7) (ad) 1. of the statutes is amended to read:

1           118.60 (7) (ad) 1. If a private school participating in the program under this  
2 section or s. 119.23 and accredited under sub. (2) (a) 7. to offer instruction in any  
3 elementary grade, but not any high school grade, seeks to offer instruction in any  
4 high school grade, the private school shall apply for ~~and achieve accreditation by an~~  
5 accrediting entity to offer instruction in the additional grades ~~in the manner~~  
6 established under sub. (2) (a) 7. e by December 31 of the first school year in which the  
7 private school begins offering instruction in the additional grades and shall obtain  
8 accreditation by an accrediting entity by December 31 of the 3rd school year following  
9 the first school year in which the private school begins offering instruction in the  
10 additional grades.

11           ✓ **SECTION 25.** 118.60 (7) (ad) 2. of the statutes is amended to read:

12           118.60 (7) (ad) 2. If a private school participating in the program under this  
13 section or s. 119.23 and accredited under sub. (2) (a) 7. to offer instruction in any high  
14 school grade, but not any elementary grade, seeks to offer instruction in any  
15 elementary grade, the private school shall apply for ~~and achieve accreditation by an~~  
16 accrediting entity to offer instruction in the additional grades ~~in the manner~~  
17 established under sub. (2) (a) 7. e by December 31 of the first school year in which the  
18 private school begins offering instruction in the additional grades and shall obtain  
19 accreditation by an accrediting entity by December 31 of the 3rd school year following  
20 the first school year in which the private school begins offering instruction in the  
21 additional grades.

22           ✓ **SECTION 26.** 119.23 (2) (a) 6. a. of the statutes is amended to 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  
25 a degree or educational credential higher than a bachelor's degree, including a

1 masters or doctorate, from a nationally or regionally accredited institution of higher  
2 education. This subd. 6. a. does not apply after June 30, 2022.

3 **SECTION 27.** 119.23 (2) (a) 6m. of the statutes is created to read:

4 119.23 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,  
5 2022, all of the private school's teachers have a teaching license or permit issued by  
6 the department.

7 b. Any teacher employed by the private school on July 1, 2022, who has been  
8 teaching for at least the 5 consecutive years immediately preceding July 1, 2022, and  
9 who does not satisfy the requirements under subd. 6m. a. on July 1, 2022, applies to  
10 the department on a form prepared by the department for a temporary,  
11 nonrenewable waiver from the requirements under subd. 6m. a. The department  
12 shall promulgate rules to implement this subd. 6m. b., including the form of the  
13 application and the process by which the waiver application will be reviewed. The  
14 application form shall require the applicant to submit a plan for satisfying the  
15 requirements under subd. 6m. a. No waiver granted under this subd. 6m. b. is valid  
16 after July 1, 2027.

17 **SECTION 28.** 119.23 (2) (a) 7. bg. of the statutes is amended to read:

18 119.23 (2) (a) 7. bg. Each If the private school that begins participation in the  
19 program under this section on or after April 10, 2014, and before the 2021-22 school  
20 year, and that the private school is not accredited by an accrediting entity, ~~shall~~  
21 ~~obtain~~ the private school obtains preaccreditation by a preaccrediting entity by  
22 August 1 before the first school term in which the private school begins participation  
23 in the program under this section, or by May 1 if the private school begins  
24 participating in the program during summer school. In any school year, a private  
25 school to which this subd. 7. bg. applies may apply for and seek to obtain

1 preaccreditation from only one preaccrediting entity. A private school to which this  
2 subd. 7. bg. applies that fails to obtain preaccreditation as required under this subd.  
3 7. bg. may not participate in the program under this section or under s. 118.60 until  
4 preaccreditation has been obtained, but the private school may apply for and seek  
5 to obtain preaccreditation from a preaccrediting entity for the following school year.

6 ✓ **SECTION 29.** 119.23 (2) (a) 7. br. of the statutes is amended to read:

7 119.23 (2) (a) 7. br. ~~A private school to which~~ If subd. 7. bg. applies ~~shall apply~~  
8 to the private school, the private school applies for accreditation by an accrediting  
9 entity by December 31 of the first school year that begins after April 10, 2014, in  
10 which the private school begins participation in the program under this section, and  
11 ~~shall achieve~~ obtains accreditation by an accrediting entity by December 31 of the  
12 3rd school year following the school year in which the private school begins  
13 participation in the program under this section. If the private school is accredited  
14 under this subd. 7. br., the private school is not required to obtain preaccreditation  
15 as a prerequisite to providing instruction under this section in additional grades or  
16 in an additional or new school.

17 ✓ **SECTION 30.** 119.23 (2) (a) 7. f. of the statutes is created to read:

18 119.23 (2) (a) 7. f. If the private school begins participation in the program  
19 under this section in the 2021-22 school year or in any school year thereafter, the  
20 private school is accredited by an accrediting entity by August 1 of the school year  
21 in which the private school begins participation in the program under this section.

22 ✓ **SECTION 31.** 119.23 (2) (ag) 4. of the statutes is amended to read:

23 119.23 (2) (ag) 4. ~~Notwithstanding~~ If the new private school begins  
24 participation in the program under this section before the 2021-22 school year,  
25 notwithstanding the deadline to obtain preaccreditation under sub. (2) ~~par.~~ (a) 7. bg.,



1 by December 15 of the school year immediately preceding the school year in which  
2 the new private school intends to participate in the program under this section,  
3 obtain preaccreditation from a preaccrediting entity. If the new private school begins  
4 participation in the program under this section in the 2021-22 school year or in any  
5 school year thereafter, the new private school shall comply with the requirement  
6 under par. (a) 7. f.

7 ✓ **SECTION 32.** 119.23 (2) (c) 3. of the statutes is created to read:

8 119.23 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private  
9 school participating in the program under this section who teaches only courses in  
10 rabbinical studies is not required to hold a license or permit to teach issued by the  
11 department.

12 ✓ **SECTION 33.** 119.23 (7) (ad) 1. of the statutes is amended to read:

13 119.23 (7) (ad) 1. If a private school participating in the program under this  
14 section or s. 118.60 and accredited under sub. (2) (a) 7. to offer instruction in any  
15 elementary grade, but not any high school grade, seeks to offer instruction in any  
16 high school grade, the private school shall apply for ~~and achieve accreditation by an~~  
17 accrediting entity to offer instruction in the additional grades ~~in the manner~~  
18 ~~established under sub. (2) (a) 7. by~~ by December 31 of the first school year in which  
19 the private school begins offering instruction in the additional grades and shall  
20 obtain accreditation by an accrediting entity by December 31 of the 3rd school year  
21 following the first school year in which the private school begins offering instruction  
22 in the additional grades.

23 ✓ **SECTION 34.** 119.23 (7) (ad) 2. of the statutes is amended to read:

24 119.23 (7) (ad) 2. If a private school participating in the program under this  
25 section or s. 118.60 and accredited under sub. (2) (a) 7. to offer instruction in any high

1 school grade, but not any elementary grade, seeks to offer instruction in any  
2 elementary grade, the private school shall apply for and achieve accreditation by an  
3 accrediting entity to offer instruction in the additional grades in the manner  
4 established under sub. (2) (a) 7. or by December 31 of the first school year in which  
5 the private school begins offering instruction in the additional grades and shall  
6 obtain accreditation by an accrediting entity by December 31 of the 3rd school year  
7 following the first school year in which the private school begins offering instruction  
8 in the additional grades.

9 ✓ **SECTION 35.** 119.46 (1) of the statutes is amended to read:

10 119.46 (1) As part of the budget transmitted annually to the common council  
11 under s. 119.16 (8) (b), the board shall report the amount of money required for the  
12 ensuing school year to operate all public schools in the city under this chapter,  
13 including the schools transferred to the superintendent of schools opportunity  
14 schools and partnership program under s. 119.33 and to the opportunity schools and  
15 partnership program under subch. II, to repair and keep in order school buildings  
16 and equipment, including school buildings and equipment transferred to the  
17 superintendent of schools opportunity schools and partnership program under s.  
18 119.33 and to the opportunity schools and partnership program under subch. II, to  
19 make material improvements to school property, and to purchase necessary  
20 additions to school sites. The report shall specify the amount of net proceeds from  
21 the sale or lease of city-owned property used for school purposes deposited in the  
22 immediately preceding school year into the school operations fund as specified under  
23 s. 119.60 (2m) (c) or (5) and the net proceeds from the sale of an eligible school  
24 building deposited in the immediately preceding school year into the school  
25 operations fund as specified under s. 119.61 (5). The amount included in the report

1 for the purpose of supporting the Milwaukee Parental Choice Program under s.  
2 119.23 shall be reduced by the amount of aid received by the board under s. 121.136  
3 ~~and by the amount specified in the notice received by the board under s. 121.137 (2).~~  
4 The common council shall levy and collect a tax upon all the property subject to  
5 taxation in the city, which shall be equal to the amount of money required by the  
6 board for the purposes set forth in this subsection, at the same time and in the same  
7 manner as other taxes are levied and collected. Such taxes shall be in addition to all  
8 other taxes ~~which~~ that the city is authorized to levy. The taxes so levied and collected,  
9 any other funds provided by law and placed at the disposal of the city for the same  
10 purposes, and the moneys deposited in the school operations fund under ss. 119.60  
11 (1), (2m) (c), and (5) and 119.61 (5) shall constitute the school operations fund.

12 ✓ **SECTION 36.** 121.07 (2) (intro.) of the statutes is amended to read:

13 121.07 (2) MEMBERSHIP. (intro.) For the purposes of ss. 121.08, 121.09, 121.095,  
14 and 121.105, ~~and 121.137~~, a school district's membership is the sum of all of the  
15 following:

16 ✓ **SECTION 37.** 121.08 (4) (b) (intro.) and 1. of the statutes are consolidated,  
17 renumbered 121.08 (4) (b) and amended to read:

18 121.08 (4) (b) The amount of state aid that the school district operating under  
19 ch. 119 is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also  
20 be reduced by the amount calculated as follows: ~~1. Multiply the amounts paid under~~  
21 ~~s. 119.23 (4) and (4m) in the 2009-10 school year by 41.6 percent, and multiply by~~  
22 multiplying the amounts paid under s. 119.23 (4) and (4m) in the 2010-11 to 2012-13  
23 school years by 38.4 percent. Beginning in the 2013-14 school year, multiply the  
24 amounts paid under s. 119.23 (4) and (4m) in the current school year by a percentage  
25 determined by subtracting 3.2 percentage points from the percentage that was

1 applied under this ~~subdivision~~ paragraph in the previous school year. This  
2 ~~subdivision~~ paragraph does not apply after the 2024-25 school year.

3 ✓ SECTION 38. 121.08 (4) (b) 2. and 3. of the statutes are repealed.

4 ✓ SECTION 39. 121.137 of the statutes is repealed.

5 ✓ SECTION 40. 121.90 (2) (am) 4. of the statutes is repealed.

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

7 (1) TEACHER LICENSURE IN CERTAIN PRIVATE SCHOOLS. The treatment of s. 118.19  
8 (1), (1b), (1c) (b) (intro.), and (3) (b) takes effect on July 1, 2022.

9 (END)



P2  
RMR

IN: 02/21/19

DOA:.....Kretschmann, BB0442 - Choice programs transparency and accountability compile

**FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION**

NOTE

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

*Analysis by the Legislative Reference Bureau*

**EDUCATION**

**PRIMARY AND SECONDARY EDUCATION**

**1. Changes to parental choice programs**

This bill makes the following changes related to parental choice programs:

**Teacher licensure.** With certain exceptions, the bill requires that, beginning on July 1, 2022, teachers at private schools participating in a parental choice program or in the Special Needs Scholarship Program must hold a license or permit issued by DPI. Under current law, teachers at choice schools must have at least a bachelor's degree from a nationally or regionally accredited institution of higher education, but they are not required to be licensed by DPI. There are no current law requirements regarding who may teach at SNSP schools.

**Accreditation.** The bill requires that a private school that begins participation in a parental choice program in the 2021-22 school year or in any school year thereafter must be accredited by August 1 of the school year in which the private school begins participation in the parental choice program. Under current law, a private school must do all of the following:

1. Obtain preaccreditation by a preaccrediting entity by August 1 (December 15 for new private schools) before the first school term in which the private school

begins participation in the parental choice program, or by May 1 if the private school begins participating in the parental choice program during summer school.

2. Apply for accreditation by an accrediting entity by December 31 of the first school year in which the private school begins participation in the parental choice program.

3. Obtain accreditation by an accrediting entity by December 31 of the third school year following the first school year in which the private school begins participation in the parental choice program.

**Milwaukee Parental Choice Program state aid reduction.** Under current law, the estimated cost of the payments made to private schools participating in the Milwaukee Parental Choice Program is partially offset by two reductions in the general school aid otherwise paid to the Milwaukee Public Schools. For the 2010-11 school year and in each school year thereafter, one of the reductions to MPS is an amount equal to 6.6 percent of the cost of payments made to private schools participating in the MPCP. Current law requires DPI to pay an amount equal to that reduction amount to the City of Milwaukee and requires the City of Milwaukee to pay that amount to the board of school directors of MPS. This bill eliminates the 6.6 percent aid reduction and the requirements that the reduction amount be paid by DPI to the city and by the city to the board. The bill does not make any changes to other state aid reduction. *See Taxation-Property Taxation.*

**TAXATION**

**PROPERTY TAXATION**

**1. School aid reduction information**

This bill requires that a person's property tax bill include information from the school district where the property is located regarding the amount of any gross reduction in state aid to the district as a result of pupils enrolled in the statewide choice program, the Racine Parental Choice Program, or the Milwaukee Parental Choice Program or as a result of making payments to private schools under the Special Needs Scholarship Program.

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

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

1  
2  
3  
4

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

X  
e

1           **SECTION 2.** 74.09 (3) (gb) of the statutes is created to read:

2           74.09 (3) (gb) 1. Include information from the school district where the property  
3 is located regarding the amount of any gross reduction in state aid to the district  
4 under ss. 115.7915 (4m), 118.60 (4d), and 121.08 (4) (b) in the previous year and the  
5 current year and the percentage change between those years, except that this  
6 paragraph does not apply in any year in which such a reduction does not occur.

7           2. In addition to the information provided under subd. 1., include the following  
8 insert in substantially similar form:

9           “The gross reduction in state aid to your school district in the .... (current year)  
10 is \$ .... as a result of pupils enrolled in the .... (statewide choice program) (Racine  
11 choice program) (Milwaukee choice program) or as a result of payments to .... (a  
12 private school) under the special needs scholarship program. Your school district had  
13 the option to increase property taxes to replace this aid reduction.”

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

15           115.28 (7) (b) Subject to the same rules and laws concerning qualifications of  
16 applicants and granting and revocation of licenses or certificates under par. (a), the  
17 state superintendent shall grant certificates and licenses to teachers in private  
18 schools and tribal schools, except that teaching experience requirements for such  
19 certificates and licenses may be fulfilled by teaching experience in public, private,  
20 or tribal schools. An applicant is not eligible for a license or certificate unless the  
21 state superintendent finds that the private school or tribal school in which the  
22 applicant taught offered an adequate educational program during the period of the  
23 applicant’s teaching therein. Private Except as provided under ss. 115.7915 (2) (i),  
24 118.60 (2) (a) 6m., and 119.23 (2) (a) 6m., private schools are not obligated to employ  
25 only licensed or certified teachers.

1           **SECTION 4.** 115.7915 (2) (i) of the statutes is created to read:

2           115.7915 (2) (i) 1. Except as provided in subd. 2., beginning on July 1, 2022, all  
3 of the eligible school's teachers have a teaching license or permit issued by the  
4 department, except that a teacher employed by the eligible school who teaches only  
5 courses in rabbinical studies is not required to hold a license or permit to teach issued  
6 by the department.

7           2. Any teacher employed by the eligible school on July 1, 2022, who has been  
8 teaching for at least the 5 consecutive years immediately preceding July 1, 2022, and  
9 who does not satisfy the requirements under subd. 1. on July 1, 2022, applies to the  
10 department on a form prepared by the department for a temporary, nonrenewable  
11 waiver from the requirements under subd. 1. The department shall promulgate  
12 rules to implement this subdivision, including the form of the application and the  
13 process by which the waiver application will be reviewed. The application form shall  
14 require the applicant to submit a plan for satisfying the requirements under subd.  
15 1. No waiver granted under this subdivision is valid after July 1, 2027.

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

17           118.19 (1) Except as provided in subs. (1b) and (1c) and s. 118.40 (8) (b) 1. and  
18 2., any person seeking to teach in a public school, including a charter school, or in a  
19 school or institution operated by a county or the state, in a private school  
20 participating in a parental choice program under s. 118.60 or 119.23, or in a private  
21 school participating in the program under s. 115.7915 shall first procure a license or  
22 permit from the department.

23           **SECTION 6.** 118.19 (1b) of the statutes is amended to read:

24           118.19 (1b) An individual may teach an online course in a subject and level in  
25 a public school, including a charter school, in a private school participating in a



1 parental choice program under s. 118.60 or 119.23, or in a private school  
2 participating in the program under s. 115.7915 without a license or permit from the  
3 department if the individual holds a valid license or permit to teach the subject and  
4 level in the state from which the online course is provided.

5 **SECTION 7.** 118.19 (1c) (b) (intro.) of the statutes is amended to read:

6 118.19 (1c) (b) (intro.) A faculty member of an institution of higher education  
7 may teach in a public high school, including a charter school that operates only high  
8 school grades, in a private school participating in a parental choice program under  
9 s. 118.60 or 119.23 that operates only high school grades, or in a private school  
10 participating in the program under s. 115.7915 that operates only high school grades  
11 without a license or permit from the department if the faculty member satisfies all  
12 of the following:

13 **SECTION 8.** 118.19 (3) (a) of the statutes is amended to read:

14 118.19 (3) (a) No license to teach in any public school may be issued unless the  
15 applicant possesses a bachelor's degree including such professional training as the  
16 department by rule requires, except as permitted under par. (b) and ss. 115.28 (17)  
17 (a), 118.191, 118.1915, 118.192, 118.193, 118.194, and 118.197. Notwithstanding s.  
18 36.11 (16), no teacher preparatory program in this state may be approved by the state  
19 superintendent under s. 115.28 (7) (a), unless each student in the program is  
20 required to complete student teaching consisting of full days for a full semester  
21 following the daily schedule and semester calendar of the cooperating school. No  
22 license to teach in any public school may be granted to an applicant who completed  
23 a professional training program outside this state unless the applicant completed  
24 student teaching consisting of full days for a full semester following the daily  
25 schedule and semester calendar of the cooperating school or the equivalent, as

1 determined by the state superintendent. The state superintendent may grant  
2 exceptions to the student teaching requirements under this paragraph when the  
3 midyear calendars of the institution offering the teacher preparatory program and  
4 the cooperating school differ from each other and would prevent students from  
5 attending classes at the institution in accordance with the institution's calendar.  
6 The state superintendent shall promulgate rules to implement this subsection. If for  
7 the purpose of granting a license to teach or for approving a teacher preparatory  
8 program the state superintendent requires that an institution of higher education  
9 be accredited, the state superintendent shall accept accreditation by a regional or  
10 national institutional accrediting agency recognized by the U.S. department of  
11 education or by a programmatic accrediting organization.

12 **SECTION 9.** 118.19 (3) (b) of the statutes is amended to read:

13 118.19 (3) (b) The state superintendent shall permanently certify any  
14 applicant to teach Wisconsin native American languages and culture who has  
15 successfully completed the university of Wisconsin-Milwaukee school of education  
16 approved Wisconsin native American languages and culture project certification  
17 program at any time between January 1, 1974, and December 31, 1977. School  
18 districts shall A school district, the governing body of a private school participating  
19 in a parental choice program under s. 118.60 or 119.23, or the governing body of a  
20 private school participating in the program under s. 115.7915 may not assign  
21 individuals certified under this paragraph to teach courses other than Wisconsin  
22 native American languages and culture, unless they qualify under par. (a).

23 **SECTION 10.** 118.19 (10) (b) 1. of the statutes is amended to read:

24 118.19 (10) (b) 1. Conduct a background investigation of each applicant for  
25 issuance or renewal of a license or permit, including a license or permit issued to a

1 pupil services professional, and for a faculty member seeking to teach in a public high  
2 school without a license or permit.

3 **SECTION 11.** 118.191 (2) (a) of the statutes is amended to read:

4 118.191 (2) (a) Notwithstanding s. 118.19 (7) to (9), the department shall grant  
5 an initial teaching license to teach a technical education subject to an individual who  
6 is eligible for licensure under s. 118.19 (4) and (10), who scores at least 100 points on  
7 the point system under sub. (5), of which at least 25 points are from sub. (5) (a) 1. and  
8 at least 25 points are from sub. (5) (a) 2., and who agrees to complete during the term  
9 of the license a curriculum determined by the school board of the school district, by  
10 the governing body of the private school participating in a parental choice program  
11 under s. 118.60 or 119.23, or by the governing body of the private school participating  
12 in the program under s. 115.7915 in which the individual will teach.

13 **SECTION 12.** 118.191 (2) (b) of the statutes is amended to read:

14 118.191 (2) (b) Notwithstanding s. 118.19 (7) to (9), the department shall grant  
15 an initial teaching license to teach a vocational education subject to an individual  
16 who is eligible for licensure under s. 118.19 (4) and (10), who scores at least 100 points  
17 on the point system under sub. (5m), of which at least 25 points are from sub. (5m)  
18 (a) 1. and at least 25 points are from sub. (5m) (a) 2., and who agrees to complete  
19 during the term of the license a curriculum determined by the school board of the  
20 school district, by the governing body of the private school participating in a parental  
21 choice program under s. 118.60 or 119.23, or by the governing body of the private  
22 school participating in the program under s. 115.7915 in which the individual will  
23 teach.

24 **SECTION 13.** 118.191 (2m) of the statutes is amended to read:

1           118.191 (2m) An initial teaching license issued under sub. (2) authorizes an  
2 individual to teach only in the school district controlled by the school board, or in the  
3 private school controlled by the governing body, that determined the curriculum the  
4 individual agreed to complete in order to qualify for the initial teaching license.

5           **SECTION 14.** 118.191 (3) of the statutes is amended to read:

6           118.191 (3) An initial teaching license issued under sub. (2) is valid for 3 years.  
7 An initial teaching license issued under sub. (2) is void if the license holder ceases  
8 to be employed as a teacher in the school district or private school in which the license  
9 holder is authorized to teach under sub. (2m).

10          **SECTION 15.** 118.191 (4) of the statutes is amended to read:

11          118.191 (4) Upon the expiration of the 3-year term of an initial teaching license  
12 issued under sub. (2), the department shall issue to the license holder a professional  
13 teaching license to teach the technical education subject or vocational education  
14 subject if the individual successfully completed the curriculum that the individual  
15 agreed to under sub. (2), as determined by the school board of the school district, by  
16 the governing body of the private school participating in a parental choice program  
17 under s. 118.60 or 119.23, or by the governing body of the private school participating  
18 in the program under s. 115.7915 that established the curriculum. The department  
19 shall indicate on a professional teaching license issued under this subsection that the  
20 license was obtained under the experience-based licensure program under this  
21 section.

22          **SECTION 16.** 118.192 (4) of the statutes is amended to read:

23          118.192 (4) A school board or private school participating in a parental choice  
24 program under s. 118.60 or 119.23 that employs a person who holds a professional

1 teaching permit shall ensure that no regularly licensed teacher is removed from his  
2 or her position as a result of the employment of persons holding permits.

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

4 118.60 (2) (a) 6. a. Except as provided in subd. 6. c. and d., all of the private  
5 school's teachers have a teaching license issued by the department or a bachelor's  
6 degree or a degree or educational credential higher than a bachelor's degree,  
7 including a masters or doctorate, from a nationally or regionally accredited  
8 institution of higher education. This subd. 6. a. does not apply after June 30, 2022.

9 **SECTION 18.** 118.60 (2) (a) 6m. of the statutes is created to read:

10 118.60 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,  
11 2022, all of the private school's teachers have a teaching license or permit issued by  
12 the department.

13 b. Any teacher employed by the private school on July 1, 2022, who has been  
14 teaching for at least the 5 consecutive years immediately preceding July 1, 2022, and  
15 who does not satisfy the requirements under subd. 6m. a. on July 1, 2022, applies to  
16 the department on a form prepared by the department for a temporary,  
17 nonrenewable waiver from the requirements under subd. 6m. a. The department  
18 shall promulgate rules to implement this subd. 6m. b., including the form of the  
19 application and the process by which the waiver application will be reviewed. The  
20 application form shall require the applicant to submit a plan for satisfying the  
21 requirements under subd. 6m. a. No waiver granted under this subd. 6m. b. is valid  
22 after July 1, 2027.

23 **SECTION 19.** 118.60 (2) (a) 7. b. of the statutes is amended to read:

24 118.60 (2) (a) 7. b. ~~Each~~ If the private school that begins participation in the  
25 program under this section on or after April 10, 2014, and before the 2021-22 school

1 ~~year, and that the private school~~ is not accredited by an accrediting entity, shall  
2 ~~obtain the private school obtains~~ preaccreditation by a preaccrediting entity by  
3 August 1 before the first school term in which the private school begins participation  
4 in the program under this section, or by May 1 if the private school begins  
5 participating in the program during summer school. In any school year, a private  
6 school to which this subd. 7. b. applies may apply for and seek to obtain  
7 preaccreditation from only one preaccrediting entity. A private school to which this  
8 subd. 7. b. applies that fails to obtain preaccreditation as required under this subd.  
9 7. b. may not participate in the program under this section or under s. 119.23 until  
10 preaccreditation has been obtained, but the private school may apply for and seek  
11 to obtain preaccreditation from a preaccrediting entity for the following school year.

12 **SECTION 20.** 118.60 (2) (a) 7. c. of the statutes is amended to read:

13 118.60 (2) (a) 7. c. ~~A private school to which~~ If subd. 7. b. applies shall apply  
14 ~~to the private school, the private school applies~~ for accreditation by an accrediting  
15 entity by December 31 of the first school year that begins after April 10, 2014, in  
16 which the private school begins participation in the program under this section, and  
17 ~~shall achieve~~ obtains accreditation by an accrediting entity by December 31 of the  
18 3rd school year following the first school year in which the private school begins  
19 participation in the program under this section. If the private school is accredited  
20 under this subd. 7. c., the private school is not required to obtain preaccreditation  
21 under subd. 7. b. as a prerequisite to providing instruction under this section in  
22 additional grades or in an additional or new school.

23 **SECTION 21.** 118.60 (2) (a) 7. d. of the statutes is created to read:

24 118.60 (2) (a) 7. d. If the private school begins participation in the program  
25 under this section in the 2021-22 school year or in any school year thereafter, the

1 private school is accredited by an accrediting entity by August 1 of the school year  
2 in which the private school begins participation in the program under this section.

3 **SECTION 22.** 118.60 (2) (ag) 4. of the statutes is amended to read:

4 118.60 (2) (ag) 4. Notwithstanding If the new private school begins  
5 participation in the program under this section before the 2021-22 school year,  
6 notwithstanding the deadline to obtain preaccreditation under sub. (2) par. (a) 7. b.,  
7 by December 15 of the school year immediately preceding the school year in which  
8 the new private school intends to participate in the program under this section,  
9 obtain preaccreditation from a preaccrediting entity. If the new private school begins  
10 participation in the program under this section in the 2021-22 school year or in any  
11 school year thereafter, the new private school shall comply with the requirement  
12 under par. (a) 7. d.

13 **SECTION 23.** 118.60 (2) (c) 3. of the statutes is created to read:

14 118.60 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private  
15 school participating in the program under this section who teaches only courses in  
16 rabbinical studies is not required to hold a license or permit to teach issued by the  
17 department.

18 **SECTION 24.** 118.60 (7) (ad) 1. of the statutes is amended to read:

19 118.60 (7) (ad) 1. If a private school participating in the program under this  
20 section or s. 119.23 and accredited under sub. (2) (a) 7. to offer instruction in any  
21 elementary grade, but not any high school grade, seeks to offer instruction in any  
22 high school grade, the private school shall apply for ~~and achieve accreditation by an~~  
23 accrediting entity to offer instruction in the additional grades ~~in the manner~~  
24 established under sub. (2) (a) 7. e by December 31 of the first school year in which the  
25 private school begins offering instruction in the additional grades and shall obtain

1 accreditation by an accrediting entity by December 31 of the 3rd school year following  
2 the first school year in which the private school begins offering instruction in the  
3 additional grades.

4 **SECTION 25.** 118.60 (7) (ad) 2. of the statutes is amended to read:

5 118.60 (7) (ad) 2. If a private school participating in the program under this  
6 section or s. 119.23 and accredited under sub. (2) (a) 7. to offer instruction in any high  
7 school grade, but not any elementary grade, seeks to offer instruction in any  
8 elementary grade, the private school shall apply for and ~~achieve accreditation by an~~  
9 accrediting entity to offer instruction in the additional grades ~~in the manner~~  
10 established under sub. (2) (a) 7. e by December 31 of the first school year in which the  
11 private school begins offering instruction in the additional grades and shall obtain  
12 accreditation by an accrediting entity by December 31 of the 3rd school year following  
13 the first school year in which the private school begins offering instruction in the  
14 additional grades.

15 **SECTION 26.** 119.23 (2) (a) 6. a. of the statutes is amended to read:

16 119.23 (2) (a) 6. a. Except as provided in subd. 6. c., all of the private school's  
17 teachers have a teaching license issued by the department or a bachelor's degree or  
18 a degree or educational credential higher than a bachelor's degree, including a  
19 masters or doctorate, from a nationally or regionally accredited institution of higher  
20 education. This subd. 6. a. does not apply after June 30, 2022.

21 **SECTION 27.** 119.23 (2) (a) 6m. of the statutes is created to read:

22 119.23 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,  
23 2022, all of the private school's teachers have a teaching license or permit issued by  
24 the department.



1           b. Any teacher employed by the private school on July 1, 2022, who has been  
2 teaching for at least the 5 consecutive years immediately preceding July 1, 2022, and  
3 who does not satisfy the requirements under subd. 6m. a. on July 1, 2022, applies to  
4 the department on a form prepared by the department for a temporary,  
5 nonrenewable waiver from the requirements under subd. 6m. a. The department  
6 shall promulgate rules to implement this subd. 6m. b., including the form of the  
7 application and the process by which the waiver application will be reviewed. The  
8 application form shall require the applicant to submit a plan for satisfying the  
9 requirements under subd. 6m. a. No waiver granted under this subd. 6m. b. is valid  
10 after July 1, 2027.

11           **SECTION 28.** 119.23 (2) (a) 7. bg. of the statutes is amended to read:

12           119.23 (2) (a) 7. bg. ~~Each~~ If the private school that begins participation in the  
13 program under this section on or after April 10, 2014, and before the 2021-22 school  
14 year, and that the private school is not accredited by an accrediting entity, shall  
15 obtain the private school obtains preaccreditation by a preaccrediting entity by  
16 August 1 before the first school term in which the private school begins participation  
17 in the program under this section, or by May 1 if the private school begins  
18 participating in the program during summer school. In any school year, a private  
19 school to which this subd. 7. bg. applies may apply for and seek to obtain  
20 preaccreditation from only one preaccrediting entity. A private school to which this  
21 subd. 7. bg. applies that fails to obtain preaccreditation as required under this subd.  
22 7. bg. may not participate in the program under this section or under s. 118.60 until  
23 preaccreditation has been obtained, but the private school may apply for and seek  
24 to obtain preaccreditation from a preaccrediting entity for the following school year.

25           **SECTION 29.** 119.23 (2) (a) 7. br. of the statutes is amended to read:

1           119.23 (2) (a) 7. br. ~~A private school to which~~ If subd. 7. bg. applies shall apply  
2 to the private school, the private school applies for accreditation by an accrediting  
3 entity by December 31 of the first school year that begins after April 10, 2014, in  
4 which the private school begins participation in the program under this section, and  
5 ~~shall achieve~~ obtains accreditation by an accrediting entity by December 31 of the  
6 3rd school year following the school year in which the private school begins  
7 participation in the program under this section. If the private school is accredited  
8 under this subd. 7. br., the private school is not required to obtain preaccreditation  
9 as a prerequisite to providing instruction under this section in additional grades or  
10 in an additional or new school.

11           **SECTION 30.** 119.23 (2) (a) 7. f. of the statutes is created to read:

12           119.23 (2) (a) 7. f. If the private school begins participation in the program  
13 under this section in the 2021-22 school year or in any school year thereafter, the  
14 private school is accredited by an accrediting entity by August 1 of the school year  
15 in which the private school begins participation in the program under this section.

16           **SECTION 31.** 119.23 (2) (ag) 4. of the statutes is amended to read:

17           119.23 (2) (ag) 4. Notwithstanding If the new private school begins  
18 participation in the program under this section before the 2021-22 school year,  
19 notwithstanding the deadline to obtain preaccreditation under sub. (2) par. (a) 7. bg.,  
20 by December 15 of the school year immediately preceding the school year in which  
21 the new private school intends to participate in the program under this section,  
22 obtain preaccreditation from a preaccrediting entity. If the new private school begins  
23 participation in the program under this section in the 2021-22 school year or in any  
24 school year thereafter, the new private school shall comply with the requirement  
25 under par. (a) 7. f.

1           **SECTION 32.** 119.23 (2) (c) 3. of the statutes is created to read:

2           119.23 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private  
3 school participating in the program under this section who teaches only courses in  
4 rabbinical studies is not required to hold a license or permit to teach issued by the  
5 department.

6           **SECTION 33.** 119.23 (7) (ad) 1. of the statutes is amended to read:

7           119.23 (7) (ad) 1. If a private school participating in the program under this  
8 section or s. 118.60 and accredited under sub. (2) (a) 7. to offer instruction in any  
9 elementary grade, but not any high school grade, seeks to offer instruction in any  
10 high school grade, the private school shall apply for and achieve accreditation by an  
11 accrediting entity to offer instruction in the additional grades in the manner  
12 established under sub. (2) (a) 7. br by December 31 of the first school year in which  
13 the private school begins offering instruction in the additional grades and shall  
14 obtain accreditation by an accrediting entity by December 31 of the 3rd school year  
15 following the first school year in which the private school begins offering instruction  
16 in the additional grades.

17           **SECTION 34.** 119.23 (7) (ad) 2. of the statutes is amended to read:

18           119.23 (7) (ad) 2. If a private school participating in the program under this  
19 section or s. 118.60 and accredited under sub. (2) (a) 7. to offer instruction in any high  
20 school grade, but not any elementary grade, seeks to offer instruction in any  
21 elementary grade, the private school shall apply for and achieve accreditation by an  
22 accrediting entity to offer instruction in the additional grades in the manner  
23 established under sub. (2) (a) 7. br by December 31 of the first school year in which  
24 the private school begins offering instruction in the additional grades and shall  
25 obtain accreditation by an accrediting entity by December 31 of the 3rd school year

1 following the first school year in which the private school begins offering instruction  
2 in the additional grades.

3 **SECTION 35.** 119.46 (1) of the statutes is amended to read:

4 119.46 (1) As part of the budget transmitted annually to the common council  
5 under s. 119.16 (8) (b), the board shall report the amount of money required for the  
6 ensuing school year to operate all public schools in the city under this chapter,  
7 including the schools transferred to the superintendent of schools opportunity  
8 schools and partnership program under s. 119.33 and to the opportunity schools and  
9 partnership program under subch. II, to repair and keep in order school buildings  
10 and equipment, including school buildings and equipment transferred to the  
11 superintendent of schools opportunity schools and partnership program under s.  
12 119.33 and to the opportunity schools and partnership program under subch. II, to  
13 make material improvements to school property, and to purchase necessary  
14 additions to school sites. The report shall specify the amount of net proceeds from  
15 the sale or lease of city-owned property used for school purposes deposited in the  
16 immediately preceding school year into the school operations fund as specified under  
17 s. 119.60 (2m) (c) or (5) and the net proceeds from the sale of an eligible school  
18 building deposited in the immediately preceding school year into the school  
19 operations fund as specified under s. 119.61 (5). The amount included in the report  
20 for the purpose of supporting the Milwaukee Parental Choice Program under s.  
21 119.23 shall be reduced by the amount of aid received by the board under s. 121.136  
22 and by the amount specified in the notice received by the board under s. 121.137 (2).  
23 The common council shall levy and collect a tax upon all the property subject to  
24 taxation in the city, which shall be equal to the amount of money required by the  
25 board for the purposes set forth in this subsection, at the same time and in the same

1 manner as other taxes are levied and collected. Such taxes shall be in addition to all  
2 other taxes which that the city is authorized to levy. The taxes so levied and collected,  
3 any other funds provided by law and placed at the disposal of the city for the same  
4 purposes, and the moneys deposited in the school operations fund under ss. 119.60  
5 (1), (2m) (c), and (5) and 119.61 (5) shall constitute the school operations fund.

6 **SECTION 36.** 121.07 (2) (intro.) of the statutes is amended to read:

7 121.07 (2) MEMBERSHIP. (intro.) For the purposes of ss. 121.08, 121.09, 121.095,  
8 and 121.105, and ~~121.137~~, a school district's membership is the sum of all of the  
9 following:

10 **SECTION 37.** 121.08 (4) (b) (intro.) and 1. of the statutes are consolidated,  
11 renumbered 121.08 (4) (b) and amended to read:

12 121.08 (4) (b) The amount of state aid that the school district operating under  
13 ch. 119 is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also  
14 be reduced by the amount calculated as follows: 1. ~~Multiply the amounts paid under~~  
15 ~~s. 119.23 (4) and (4m) in the 2009-10 school year by 41.6 percent, and multiply by~~  
16 multiply the amounts paid under s. 119.23 (4) and (4m) in the 2010-11 to 2012-13  
17 school years by 38.4 percent. Beginning in the 2013-14 school year, multiply the  
18 amounts paid under s. 119.23 (4) and (4m) in the current school year by a percentage  
19 determined by subtracting 3.2 percentage points from the percentage that was  
20 applied under this subdivision paragraph in the previous school year. This  
21 subdivision paragraph does not apply after the 2024-25 school year.

22 **SECTION 38.** 121.08 (4) (b) 2. and 3. of the statutes are repealed.

23 **SECTION 39.** 121.137 of the statutes is repealed.

24 **SECTION 40.** 121.90 (2) (am) 4. of the statutes is repealed.

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

1 (1) TEACHER LICENSURE IN CERTAIN PRIVATE SCHOOLS. The treatment of s. 118.19

2 (1), (1b), (1c) (b) (intro.), and (3) (b) takes effect on July 1, 2022.

3 (END)

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

LRB-2163/P2dn

KRP:..

ijr

*date*

Kyle:

✓ ✓ ✓  
This draft reconciles LRB-0522/P7, LRB-2163/P1, and LRB-2165/P1. All of these drafts should continue to appear in the compiled bill.

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

LRB-2163/P2dn  
KRP:cjs

February 21, 2019

Kyle:

This draft reconciles LRB-0522/P7, LRB-2163/P1, and LRB-2165/P1. All of these drafts should continue to appear in the compiled bill.

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State of Wisconsin  
2019 - 2020 LEGISLATURE

LRB-2163/P2  
KRP&JK:all

DOA:.....Kretschmann, BB0442 - Choice programs transparency and  
accountability compile

**FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION**

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

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*Analysis by the Legislative Reference Bureau*

**EDUCATION**

**PRIMARY AND SECONDARY EDUCATION**

**1. Changes to parental choice programs**

This bill makes the following changes related to parental choice programs:

**Teacher licensure.** With certain exceptions, the bill requires that, beginning on July 1, 2022, teachers at private schools participating in a parental choice program or in the Special Needs Scholarship Program must hold a license or permit issued by DPI. Under current law, teachers at choice schools must have at least a bachelor's degree from a nationally or regionally accredited institution of higher education, but they are not required to be licensed by DPI. There are no current law requirements regarding who may teach at SNSP schools.

**Accreditation.** The bill requires that a private school that begins participation in a parental choice program in the 2021-22 school year or in any school year thereafter must be accredited by August 1 of the school year in which the private school begins participation in the parental choice program. Under current law, a private school must do all of the following:

1. Obtain preaccreditation by a preaccrediting entity by August 1 (December 15 for new private schools) before the first school term in which the private school

begins participation in the parental choice program, or by May 1 if the private school begins participating in the parental choice program during summer school.

2. Apply for accreditation by an accrediting entity by December 31 of the first school year in which the private school begins participation in the parental choice program.

3. Obtain accreditation by an accrediting entity by December 31 of the third school year following the first school year in which the private school begins participation in the parental choice program.

***Milwaukee Parental Choice Program state aid reduction.*** Under current law, the estimated cost of the payments made to private schools participating in the Milwaukee Parental Choice Program is partially offset by two reductions in the general school aid otherwise paid to the Milwaukee Public Schools. For the 2010-11 school year and in each school year thereafter, one of the reductions to MPS is an amount equal to 6.6 percent of the cost of payments made to private schools participating in the MPCP. Current law requires DPI to pay an amount equal to that reduction amount to the City of Milwaukee and requires the City of Milwaukee to pay that amount to the board of school directors of MPS. This bill eliminates the 6.6 percent aid reduction and the requirements that the reduction amount be paid by DPI to the city and by the city to the board. The bill does not make any changes to other state aid reduction. *See Taxation-Property Taxation.*

## TAXATION

### PROPERTY TAXATION

#### ***1. School aid reduction information***

This bill requires that a person's property tax bill include information from the school district where the property is located regarding the amount of any gross reduction in state aid to the district as a result of pupils enrolled in the statewide choice program, the Racine Parental Choice Program, or the Milwaukee Parental Choice Program or as a result of making payments to private schools under the Special Needs Scholarship Program.

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

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

- 1           **SECTION 1.** 74.09 (3) (gb) of the statutes is created to read:
- 2           74.09 (3) (gb) 1. Include information from the school district where the property
- 3           is located regarding the amount of any gross reduction in state aid to the district
- 4           under ss. 115.7915 (4m), 118.60 (4d), and 121.08 (4) (b) in the previous year and the

1 current year and the percentage change between those years, except that this  
2 paragraph does not apply in any year in which such a reduction does not occur.

3 2. In addition to the information provided under subd. 1., include the following  
4 insert in substantially similar form:

5 “The gross reduction in state aid to your school district in the .... (current year)  
6 is \$ .... as a result of pupils enrolled in the .... (statewide choice program) (Racine  
7 choice program) (Milwaukee choice program) or as a result of payments to .... (a  
8 private school) under the special needs scholarship program. Your school district had  
9 the option to increase property taxes to replace this aid reduction.”

10 **SECTION 2.** 115.28 (7) (b) of the statutes is amended to read:

11 115.28 (7) (b) Subject to the same rules and laws concerning qualifications of  
12 applicants and granting and revocation of licenses or certificates under par. (a), the  
13 state superintendent shall grant certificates and licenses to teachers in private  
14 schools and tribal schools, except that teaching experience requirements for such  
15 certificates and licenses may be fulfilled by teaching experience in public, private,  
16 or tribal schools. An applicant is not eligible for a license or certificate unless the  
17 state superintendent finds that the private school or tribal school in which the  
18 applicant taught offered an adequate educational program during the period of the  
19 applicant’s teaching therein. Private Except as provided under ss. 115.7915 (2) (i),  
20 118.60 (2) (a) 6m., and 119.23 (2) (a) 6m., private schools are not obligated to employ  
21 only licensed or certified teachers.

22 **SECTION 3.** 115.7915 (2) (i) of the statutes is created to read:

23 115.7915 (2) (i) 1. Except as provided in subd. 2., beginning on July 1, 2022, all  
24 of the eligible school’s teachers have a teaching license or permit issued by the  
25 department, except that a teacher employed by the eligible school who teaches only

1 courses in rabbinical studies is not required to hold a license or permit to teach issued  
2 by the department.

3 2. Any teacher employed by the eligible school on July 1, 2022, who has been  
4 teaching for at least the 5 consecutive years immediately preceding July 1, 2022, and  
5 who does not satisfy the requirements under subd. 1. on July 1, 2022, applies to the  
6 department on a form prepared by the department for a temporary, nonrenewable  
7 waiver from the requirements under subd. 1. The department shall promulgate  
8 rules to implement this subdivision, including the form of the application and the  
9 process by which the waiver application will be reviewed. The application form shall  
10 require the applicant to submit a plan for satisfying the requirements under subd.  
11 1. No waiver granted under this subdivision is valid after July 1, 2027.

12 **SECTION 4.** 118.19 (1) of the statutes is amended to read:

13 118.19 (1) Except as provided in subs. (1b) and (1c) and s. 118.40 (8) (b) 1. and  
14 2., any person seeking to teach in a public school, including a charter school, or in a  
15 school or institution operated by a county or the state, in a private school  
16 participating in a parental choice program under s. 118.60 or 119.23, or in a private  
17 school participating in the program under s. 115.7915 shall first procure a license or  
18 permit from the department.

19 **SECTION 5.** 118.19 (1b) of the statutes is amended to read:

20 118.19 (1b) An individual may teach an online course in a subject and level in  
21 a public school, including a charter school, in a private school participating in a  
22 parental choice program under s. 118.60 or 119.23, or in a private school  
23 participating in the program under s. 115.7915 without a license or permit from the  
24 department if the individual holds a valid license or permit to teach the subject and  
25 level in the state from which the online course is provided.

1           **SECTION 6.** 118.19 (1c) (b) (intro.) of the statutes is amended to read:

2           118.19 (1c) (b) (intro.) A faculty member of an institution of higher education  
3 may teach in a public high school, including a charter school that operates only high  
4 school grades, in a private school participating in a parental choice program under  
5 s. 118.60 or 119.23 that operates only high school grades, or in a private school  
6 participating in the program under s. 115.7915 that operates only high school grades  
7 without a license or permit from the department if the faculty member satisfies all  
8 of the following:

9           **SECTION 7.** 118.19 (3) (b) of the statutes is amended to read:

10           118.19 (3) (b) The state superintendent shall permanently certify any  
11 applicant to teach Wisconsin native American languages and culture who has  
12 successfully completed the university of Wisconsin-Milwaukee school of education  
13 approved Wisconsin native American languages and culture project certification  
14 program at any time between January 1, 1974, and December 31, 1977. School  
15 ~~districts shall~~ A school district, the governing body of a private school participating  
16 in a parental choice program under s. 118.60 or 119.23, or the governing body of a  
17 private school participating in the program under s. 115.7915 may not assign  
18 individuals certified under this paragraph to teach courses other than Wisconsin  
19 native American languages and culture, unless they qualify under par. (a).

20           **SECTION 8.** 118.19 (10) (b) 1. of the statutes is amended to read:

21           118.19 (10) (b) 1. Conduct a background investigation of each applicant for  
22 issuance or renewal of a license or permit, including a license or permit issued to a  
23 pupil services professional, and for a faculty member seeking to teach in a public high  
24 school without a license or permit.

25           **SECTION 9.** 118.191 (2) (a) of the statutes is amended to read:

1           118.191 (2) (a) Notwithstanding s. 118.19 (7) to (9), the department shall grant  
2           an initial teaching license to teach a technical education subject to an individual who  
3           is eligible for licensure under s. 118.19 (4) and (10), who scores at least 100 points on  
4           the point system under sub. (5), of which at least 25 points are from sub. (5) (a) 1. and  
5           at least 25 points are from sub. (5) (a) 2., and who agrees to complete during the term  
6           of the license a curriculum determined by the school board of the school district, by  
7           the governing body of the private school participating in a parental choice program  
8           under s. 118.60 or 119.23, or by the governing body of the private school participating  
9           in the program under s. 115.7915 in which the individual will teach.

10           **SECTION 10.** 118.191 (2) (b) of the statutes is amended to read:

11           118.191 (2) (b) Notwithstanding s. 118.19 (7) to (9), the department shall grant  
12           an initial teaching license to teach a vocational education subject to an individual  
13           who is eligible for licensure under s. 118.19 (4) and (10), who scores at least 100 points  
14           on the point system under sub. (5m), of which at least 25 points are from sub. (5m)  
15           (a) 1. and at least 25 points are from sub. (5m) (a) 2., and who agrees to complete  
16           during the term of the license a curriculum determined by the school board of the  
17           school district, by the governing body of the private school participating in a parental  
18           choice program under s. 118.60 or 119.23, or by the governing body of the private  
19           school participating in the program under s. 115.7915 in which the individual will  
20           teach.

21           **SECTION 11.** 118.191 (2m) of the statutes is amended to read:

22           118.191 (2m) An initial teaching license issued under sub. (2) authorizes an  
23           individual to teach only in the school district controlled by the school board, or in the  
24           private school controlled by the governing body, that determined the curriculum the  
25           individual agreed to complete in order to qualify for the initial teaching license.

1           **SECTION 12.** 118.191 (3) of the statutes is amended to read:

2           118.191 (3) An initial teaching license issued under sub. (2) is valid for 3 years.  
3           An initial teaching license issued under sub. (2) is void if the license holder ceases  
4           to be employed as a teacher in the school district or private school in which the license  
5           holder is authorized to teach under sub. (2m).

6           **SECTION 13.** 118.191 (4) of the statutes is amended to read:

7           118.191 (4) Upon the expiration of the 3-year term of an initial teaching license  
8           issued under sub. (2), the department shall issue to the license holder a professional  
9           teaching license to teach the technical education subject or vocational education  
10          subject if the individual successfully completed the curriculum that the individual  
11          agreed to under sub. (2), as determined by the school board of the school district, by  
12          the governing body of the private school participating in a parental choice program  
13          under s. 118.60 or 119.23, or by the governing body of the private school participating  
14          in the program under s. 115.7915 that established the curriculum. The department  
15          shall indicate on a professional teaching license issued under this subsection that the  
16          license was obtained under the experience-based licensure program under this  
17          section.

18          **SECTION 14.** 118.192 (4) of the statutes is amended to read:

19          118.192 (4) A school board or private school participating in a parental choice  
20          program under s. 118.60 or 119.23 that employs a person who holds a professional  
21          teaching permit shall ensure that no regularly licensed teacher is removed from his  
22          or her position as a result of the employment of persons holding permits.

23          **SECTION 15.** 118.60 (2) (a) 6. a. of the statutes is amended to read:

24          118.60 (2) (a) 6. a. Except as provided in subd. 6. c. and d., all of the private  
25          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 a nationally or regionally accredited  
3 institution of higher education. This subd. 6. a. does not apply after June 30, 2022.

4 **SECTION 16.** 118.60 (2) (a) 6m. of the statutes is created to read:

5 118.60 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,  
6 2022, all of the private school's teachers have a teaching license or permit issued by  
7 the department.

8 b. Any teacher employed by the private school on July 1, 2022, who has been  
9 teaching for at least the 5 consecutive years immediately preceding July 1, 2022, and  
10 who does not satisfy the requirements under subd. 6m. a. on July 1, 2022, applies to  
11 the department on a form prepared by the department for a temporary,  
12 nonrenewable waiver from the requirements under subd. 6m. a. The department  
13 shall promulgate rules to implement this subd. 6m. b., including the form of the  
14 application and the process by which the waiver application will be reviewed. The  
15 application form shall require the applicant to submit a plan for satisfying the  
16 requirements under subd. 6m. a. No waiver granted under this subd. 6m. b. is valid  
17 after July 1, 2027.

18 **SECTION 17.** 118.60 (2) (a) 7. b. of the statutes is amended to read:

19 118.60 (2) (a) 7. b. ~~Each~~ If the private school that begins participation in the  
20 program under this section on or after April 10, 2014, and before the 2021-22 school  
21 year, and that the private school is not accredited by an accrediting entity, shall  
22 obtain the private school obtains preaccreditation by a preaccrediting entity by  
23 August 1 before the first school term in which the private school begins participation  
24 in the program under this section, or by May 1 if the private school begins  
25 participating in the program during summer school. In any school year, a private



1 school to which this subd. 7. b. applies may apply for and seek to obtain  
2 preaccreditation from only one preaccrediting entity. A private school to which this  
3 subd. 7. b. applies that fails to obtain preaccreditation as required under this subd.  
4 7. b. may not participate in the program under this section or under s. 119.23 until  
5 preaccreditation has been obtained, but the private school may apply for and seek  
6 to obtain preaccreditation from a preaccrediting entity for the following school year.

7 **SECTION 18.** 118.60 (2) (a) 7. c. of the statutes is amended to read:

8 118.60 (2) (a) 7. c. ~~A private school to which~~ If subd. 7. b. applies shall apply  
9 to the private school, the private school applies for accreditation by an accrediting  
10 entity by December 31 of the first school year that begins after April 10, 2014, in  
11 which the private school begins participation in the program under this section, and  
12 ~~shall achieve~~ obtains accreditation by an accrediting entity by December 31 of the  
13 3rd school year following the first school year in which the private school begins  
14 participation in the program under this section. If the private school is accredited  
15 under this subd. 7. c., the private school is not required to obtain preaccreditation  
16 under subd. 7. b. as a prerequisite to providing instruction under this section in  
17 additional grades or in an additional or new school.

18 **SECTION 19.** 118.60 (2) (a) 7. d. of the statutes is created to read:

19 118.60 (2) (a) 7. d. If the private school begins participation in the program  
20 under this section in the 2021-22 school year or in any school year thereafter, the  
21 private school is accredited by an accrediting entity by August 1 of the school year  
22 in which the private school begins participation in the program under this section.

23 **SECTION 20.** 118.60 (2) (ag) 4. of the statutes is amended to read:

24 118.60 (2) (ag) 4. Notwithstanding If the new private school begins  
25 participation in the program under this section before the 2021-22 school year,

1 notwithstanding the deadline to obtain preaccreditation under sub. (2) par. (a) 7. b.,  
2 by December 15 of the school year immediately preceding the school year in which  
3 the new private school intends to participate in the program under this section,  
4 obtain preaccreditation from a preaccrediting entity. If the new private school begins  
5 participation in the program under this section in the 2021-22 school year or in any  
6 school year thereafter, the new private school shall comply with the requirement  
7 under par. (a) 7. d.

8 **SECTION 21.** 118.60 (2) (c) 3. of the statutes is created to read:

9 118.60 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private  
10 school participating in the program under this section who teaches only courses in  
11 rabbinical studies is not required to hold a license or permit to teach issued by the  
12 department.

13 **SECTION 22.** 118.60 (7) (ad) 1. of the statutes is amended to read:

14 118.60 (7) (ad) 1. If a private school participating in the program under this  
15 section or s. 119.23 and accredited under sub. (2) (a) 7. to offer instruction in any  
16 elementary grade, but not any high school grade, seeks to offer instruction in any  
17 high school grade, the private school shall apply for and achieve accreditation by an  
18 accrediting entity to offer instruction in the additional grades ~~in the manner~~  
19 ~~established under sub. (2) (a) 7. e~~ by December 31 of the first school year in which the  
20 private school begins offering instruction in the additional grades and shall obtain  
21 accreditation by an accrediting entity by December 31 of the 3rd school year following  
22 the first school year in which the private school begins offering instruction in the  
23 additional grades.

24 **SECTION 23.** 118.60 (7) (ad) 2. of the statutes is amended to read:

1           118.60 (7) (ad) 2. If a private school participating in the program under this  
2 section or s. 119.23 and accredited under sub. (2) (a) 7. to offer instruction in any high  
3 school grade, but not any elementary grade, seeks to offer instruction in any  
4 elementary grade, the private school shall apply for and achieve accreditation by an  
5 accrediting entity to offer instruction in the additional grades ~~in the manner~~  
6 ~~established under sub. (2) (a) 7. c~~ by December 31 of the first school year in which the  
7 private school begins offering instruction in the additional grades and shall obtain  
8 accreditation by an accrediting entity by December 31 of the 3rd school year following  
9 the first school year in which the private school begins offering instruction in the  
10 additional grades.

11           **SECTION 24.** 119.23 (2) (a) 6. a. of the statutes is amended to read:

12           119.23 (2) (a) 6. a. Except as provided in subd. 6. c., all of the private school's  
13 teachers have a teaching license issued by the department or a bachelor's degree or  
14 a degree or educational credential higher than a bachelor's degree, including a  
15 masters or doctorate, from a nationally or regionally accredited institution of higher  
16 education. This subd. 6. a. does not apply after June 30, 2022.

17           **SECTION 25.** 119.23 (2) (a) 6m. of the statutes is created to read:

18           119.23 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,  
19 2022, all of the private school's teachers have a teaching license or permit issued by  
20 the department.

21           b. Any teacher employed by the private school on July 1, 2022, who has been  
22 teaching for at least the 5 consecutive years immediately preceding July 1, 2022, and  
23 who does not satisfy the requirements under subd. 6m. a. on July 1, 2022, applies to  
24 the department on a form prepared by the department for a temporary,  
25 nonrenewable waiver from the requirements under subd. 6m. a. The department

1 shall promulgate rules to implement this subd. 6m. b., including the form of the  
2 application and the process by which the waiver application will be reviewed. The  
3 application form shall require the applicant to submit a plan for satisfying the  
4 requirements under subd. 6m. a. No waiver granted under this subd. 6m. b. is valid  
5 after July 1, 2027.

6 **SECTION 26.** 119.23 (2) (a) 7. bg. of the statutes is amended to read:

7 119.23 (2) (a) 7. bg. ~~Each~~ If the private school that begins participation in the  
8 program under this section on or after April 10, 2014, and before the 2021-22 school  
9 year, and that the private school is not accredited by an accrediting entity, shall  
10 obtain the private school obtains preaccreditation by a preaccrediting entity by  
11 August 1 before the first school term in which the private school begins participation  
12 in the program under this section, or by May 1 if the private school begins  
13 participating in the program during summer school. In any school year, a private  
14 school to which this subd. 7. bg. applies may apply for and seek to obtain  
15 preaccreditation from only one preaccrediting entity. A private school to which this  
16 subd. 7. bg. applies that fails to obtain preaccreditation as required under this subd.  
17 7. bg. may not participate in the program under this section or under s. 118.60 until  
18 preaccreditation has been obtained, but the private school may apply for and seek  
19 to obtain preaccreditation from a preaccrediting entity for the following school year.

20 **SECTION 27.** 119.23 (2) (a) 7. br. of the statutes is amended to read:

21 119.23 (2) (a) 7. br. ~~A private school to which~~ If subd. 7. bg. applies ~~shall apply~~  
22 to the private school, the private school applies for accreditation by an accrediting  
23 entity by December 31 of the first school year that begins after April 10, 2014, in  
24 which the private school begins participation in the program under this section, and  
25 ~~shall achieve~~ obtains accreditation by an accrediting entity by December 31 of the

1 3rd school year following the school year in which the private school begins  
2 participation in the program under this section. If the private school is accredited  
3 under this subd. 7. br., the private school is not required to obtain preaccreditation  
4 as a prerequisite to providing instruction under this section in additional grades or  
5 in an additional or new school.

6 **SECTION 28.** 119.23 (2) (a) 7. f. of the statutes is created to read:

7 119.23 (2) (a) 7. f. If the private school begins participation in the program  
8 under this section in the 2021-22 school year or in any school year thereafter, the  
9 private school is accredited by an accrediting entity by August 1 of the school year  
10 in which the private school begins participation in the program under this section.

11 **SECTION 29.** 119.23 (2) (ag) 4. of the statutes is amended to read:

12 119.23 (2) (ag) 4. Notwithstanding If the new private school begins  
13 participation in the program under this section before the 2021-22 school year,  
14 notwithstanding the deadline to obtain preaccreditation under sub. (2) par. (a) 7. bg.,  
15 by December 15 of the school year immediately preceding the school year in which  
16 the new private school intends to participate in the program under this section,  
17 obtain preaccreditation from a preaccrediting entity. If the new private school begins  
18 participation in the program under this section in the 2021-22 school year or in any  
19 school year thereafter, the new private school shall comply with the requirement  
20 under par. (a) 7. f.

21 **SECTION 30.** 119.23 (2) (c) 3. of the statutes is created to read:

22 119.23 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private  
23 school participating in the program under this section who teaches only courses in  
24 rabbinical studies is not required to hold a license or permit to teach issued by the  
25 department.

1           **SECTION 31.** 119.23 (7) (ad) 1. of the statutes is amended to read:

2           119.23 (7) (ad) 1. If a private school participating in the program under this  
3 section or s. 118.60 and accredited under sub. (2) (a) 7. to offer instruction in any  
4 elementary grade, but not any high school grade, seeks to offer instruction in any  
5 high school grade, the private school shall apply for ~~and achieve accreditation by an~~  
6 accrediting entity to offer instruction in the additional grades ~~in the manner~~  
7 ~~established under sub. (2) (a) 7. br~~ by December 31 of the first school year in which  
8 the private school begins offering instruction in the additional grades and shall  
9 obtain accreditation by an accrediting entity by December 31 of the 3rd school year  
10 following the first school year in which the private school begins offering instruction  
11 in the additional grades.

12           **SECTION 32.** 119.23 (7) (ad) 2. of the statutes is amended to read:

13           119.23 (7) (ad) 2. If a private school participating in the program under this  
14 section or s. 118.60 and accredited under sub. (2) (a) 7. to offer instruction in any high  
15 school grade, but not any elementary grade, seeks to offer instruction in any  
16 elementary grade, the private school shall apply for ~~and achieve accreditation by an~~  
17 accrediting entity to offer instruction in the additional grades ~~in the manner~~  
18 ~~established under sub. (2) (a) 7. br~~ by December 31 of the first school year in which  
19 the private school begins offering instruction in the additional grades and shall  
20 obtain accreditation by an accrediting entity by December 31 of the 3rd school year  
21 following the first school year in which the private school begins offering instruction  
22 in the additional grades.

23           **SECTION 33.** 121.07 (2) (intro.) of the statutes is amended to read:

