

1 school year thereafter. The department shall make the payments from the
2 appropriation under s. 20.255 (2) (aq).

3 **SECTION 1460.** 115.438 of the statutes, as affected by 2019 Wisconsin Act
4 (this act), is repealed.

5 **SECTION 1461.** 115.438 (1) (intro.) and (b) (intro.) of the statutes are
6 consolidated, renumbered 115.438 (1) (intro.) and amended to read:

7 115.438 (1) (intro.) In this section: ~~(b) “Personal,~~ “personal electronic
8 computing device” means an electronic computing device that satisfies all of the
9 following criteria:

10 **SECTION 1462.** 115.438 (1) (a) of the statutes is repealed.

11 **SECTION 1463.** 115.438 (1) (b) 1. to 3. of the statutes are renumbered 115.438
12 (1) (a) to (c).

13 **SECTION 1464.** 115.438 (4) (a) 1. of the statutes is amended to read:

14 115.438 (4) (a) 1. For a school district, the number of 9th grade pupils included
15 ~~in the school district’s membership~~ enrolled, as defined in s. 121.004 (7), in the
16 previous current school year.

17 **SECTION 1465.** 115.446 of the statutes is created to read:

18 **115.446 After-school and out-of-school-time programs; grants.** From
19 the appropriation under s. 20.255 (2) (dk), the department shall award grants to
20 support high-quality after-school programs and out-of-school-time programs to
21 organizations that provide services to school-age children. The department may
22 promulgate rules to implement and administer this section.

23 **SECTION 1466.** 115.447 (title) of the statutes is amended to read:

24 **115.447 (title) Summer school programs; grants; urban school districts.**

25 **SECTION 1467.** 115.447 (1) of the statutes is amended to read:

1 115.447 (1) In this section, “eligible urban school district” means a 1st class
2 city school district has the meaning given in s. 115.42 (1c) (b).

3 **SECTION 1468.** 115.447 (2) (intro.) of the statutes is amended to read:

4 115.447 (2) (intro.) Beginning in the 2018-19 school year and in each year
5 thereafter, from the appropriation under s. 20.255 (2) (dj), the department shall
6 award grants to eligible urban school districts to do any of the following:

7 **SECTION 1469.** 115.447 (2m) of the statutes is created to read:

8 115.447 (2m) Beginning in the 2019-20 school year and in each school year
9 thereafter, the department shall allocate in each school year \$2,000,000 for grants
10 to an urban school district that is a 1st class city school district and shall allocate the
11 remaining amount appropriated under s. 20.255 (2) (dj) equally among the urban
12 school districts that are not 1st class city school districts.

13 **SECTION 1470.** 115.448 of the statutes is created to read:

14 **115.448 Early childhood education grants; urban school districts. (1)**

15 In this section:

16 (a) “Early childhood education program” means a program provided by an
17 urban school district to enhance learning opportunities for young children residing
18 in the urban school district and to prepare those children for entry into the
19 elementary grades.

20 (b) “Eligible child” means a child who resides in an urban school district that
21 provides an early childhood education program and who meets any of the following
22 criteria:

23 1. The child is 3 years old on or before September 1 in the year the child proposes
24 to attend the early childhood education program.

1 2. The child is less than 3 years old on or before September 1 in the year the
2 child proposes to attend the early childhood education program, and the child is
3 eligible to attend the early childhood education program under procedures,
4 conditions, and standards the school board of the urban school district prescribes for
5 early admission to the early childhood education program.

6 (c) "Urban school district" has the meaning given in s. 115.42 (1c) (b).

7 (2) An urban school district may annually submit to the department a
8 statement that the urban school district is interested in receiving a grant award
9 under this section.

10 (3) From the appropriation under s. 20.255 (2) (dm), beginning in the 2020-21
11 school year, the department shall annually award a grant in an amount determined
12 under sub. (4) to an urban school district under sub. (2) that provides, or that will use
13 the grant award to implement, an early childhood education program.

14 (4) Subject to sub. (6), the department shall award a grant under sub. (3) to an
15 urban school district in the amount of \$1,000 per eligible child who, in the current
16 school year, attends the urban school district's early childhood education program.
17 The urban school district shall report to the department the number of eligible
18 children attending the urban school district's early childhood education program on
19 the 3rd Friday of September in the current school year, and the department shall
20 calculate the amount of the urban school district's grant award based on the
21 attendance on that date.

22 (5) An urban school district that receives a grant under this section shall use
23 the grant moneys to develop, implement, and administer a new or expanded early
24 childhood education program, and the urban school district shall ensure that its
25 early childhood education program meets the licensing requirements for child care

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1 centers established by the department of children and families, including staff to
2 child ratios, required for participation in the quality rating system under s. 49.155
3 (6) (e).

4 (6) (a) If the appropriation under s. 20.255 (2) (dm) in any fiscal year is
5 insufficient to pay the full amount under sub. (4) to all urban school districts entitled
6 to receive grants under this section, the department shall prorate the payments
7 among those urban school districts.

8 (b) If, after the department makes the payments to urban school districts
9 required under sub. (4), moneys remain in the appropriation account under s. 20.255
10 (2) (dm) for the fiscal year, the department may distribute the balance of the funds
11 remaining in that appropriation account to any of those urban school districts in
12 amounts determined by the department.

13 **SECTION 1471.** 115.449 of the statutes is created to read:

14 **115.449 Community engagement grants; urban school districts.** (1) In
15 this section, "urban school district" has the meaning given in s. 115.42 (1c) (b).

16 (2) Annually, the department shall award a grant to each urban school district
17 to support projects that satisfy the following criteria:

18 (a) The project includes collaboration with at least one of the following:

19 1. A nonstock, nonprofit corporation organized under ch. 181.

20 2. A cooperative educational service agency.

21 3. An institution within the University of Wisconsin System.

22 4. A technical college district board.

23 5. Any local unit of government.

24 (b) The project makes additional resources or services available to pupils and
25 their families.

1 (c) The goal of the project is to improve the academic achievement of pupils, the
2 well-being of pupils and their families, or relationships between pupils, school staff,
3 and the community.

4 (3) In each school year, the amount of a grant under sub. (2) is the amount
5 appropriated under s. 20.255 (2) (dh) in that school year divided by the total number
6 of urban school districts in that school year.

7 (4) The department may promulgate rules to implement and administer this
8 section.

9 SECTION 1472. 115.45 (title) of the statutes is amended to read:

10 115.45 (title) **Robotics league participation grants pilot program.**

11 SECTION 1473. 115.45 (2) (a) of the statutes is amended to read:

12 115.45 (2) (a) Annually, the department shall notify school boards, operators
13 of charter schools under s. 118.40 (2r) and (2x), governing bodies of private schools,
14 and administrators of home-based private educational programs that applications
15 for grants under this section to participate in one or more robotics competitions will
16 be accepted from eligible teams through a date set forth in the notice. As a condition
17 of receiving a grant under this section, an applicant eligible team shall demonstrate
18 to the satisfaction of the department that the applicant eligible team will provide
19 matching funds in an amount equal to the amount awarded under this section.

20 SECTION 1474. 115.45 (2) (b) of the statutes is amended to read:

21 115.45 (2) (b) From the appropriation under s. 20.255 (2) (dr), the department
22 shall award a grant of up to \$5,000 grants to eligible teams selected from the
23 applicants under par. (a). Grant funds awarded under this section may be applied
24 only towards allowable expenses. The department may not award more than \$5,000
25 to an eligible team in a school year.

1 **SECTION 1475.** 115.455 of the statutes is repealed.

2 **SECTION 1476.** 115.745 (1) of the statutes is renumbered 115.745 (1) (intro.) and
3 amended to read:

4 115.745 (1) (intro.) A school board, a cooperative educational service agency,
5 or an agency determined by the state superintendent to be eligible for designation
6 under 42 USC 9836 as a head start agency, in conjunction with a tribal education
7 authority, may apply to the department for ~~a~~ any of the following grants:

8 (a) A grant for the purpose of supporting innovative, effective instruction in one
9 or more American Indian languages.

10 **SECTION 1477.** 115.745 (1) (b) of the statutes is created to read:

11 115.745 (1) (b) Beginning in the 2020-21 school year, a 2-year grant to develop,
12 implement, and provide American Indian heritage, language, and cultural
13 instruction programs for children participating in head start programs and for
14 pupils in grades kindergarten to 2.

15 **SECTION 1478.** 115.745 (2) of the statutes is renumbered 115.745 (2) (a).

16 **SECTION 1479.** 115.745 (2) (b) of the statutes is created to read:

17 115.745 (2) (b) The department may contract with and, from the appropriation
18 under s. 20.255 (1) (kt), pay the Great Lakes Inter-Tribal Council, Inc., to implement
19 and administer the grant programs under this section.

20 **SECTION 1480.** 115.77 (1) of the statutes is amended to read:

21 115.77 (1) In sub. (1m) (a) to (d), except as provided in s. 118.51 (12) ~~(b)~~, if a child
22 with a disability is attending a public school in a nonresident school district under
23 s. 118.50, 118.51, or 121.84 (1) (a) or (4), "local educational agency" means the school
24 district that the child is attending.

25 **SECTION 1481.** 115.79 (1) (b) of the statutes is amended to read:

1 115.79 (1) (b) An educational placement is provided to implement a child's
2 individualized education program. Except as provided in s. 118.51 (12) (b), if a child
3 with a disability is attending a public school in a nonresident school district under
4 s. 118.50, 118.51, or 121.84 (1) (a) or (4), the school board of the school district that
5 the child is attending shall provide an educational placement for the child and shall
6 pay tuition charges instead of the school district in which the child resides if required
7 by the placement.

8 **SECTION 1482.** 115.7915 (1) (a) of the statutes is renumbered 115.7915 (1) (an).

9 **SECTION 1483.** 115.7915 (1) (ac) of the statutes is created to read:

10 115.7915 (1) (ac) "Accrediting entity" has the meaning given in s. 118.60 (1)
11 (ab).

12 **SECTION 1484.** 115.7915 (1) (ag) of the statutes is created to read:

13 115.7915 (1) (ag) "Disqualified organization" means an accrediting
14 organization that is not an accrediting entity or a member of or otherwise sanctioned
15 by an accrediting entity.

16 **SECTION 1485.** 115.7915 (1) (ar) of the statutes is created to read:

17 115.7915 (1) (ar) "Preaccreditation" has the meaning given in s. 118.60 (1) (c).

18 **SECTION 1486.** 115.7915 (1) (aw) of the statutes is created to read:

19 115.7915 (1) (aw) "Preaccrediting entity" has the meaning given in s. 118.60
20 (1) (cm).

21 **SECTION 1487.** 115.7915 (2) (intro.) of the statutes is amended to read:

22 115.7915 (2) SCHOLARSHIP REQUIREMENTS. (intro.) Beginning in the 2016-17
23 school year, the department shall, subject to sub. (11), provide to a child with a
24 disability a scholarship under sub. (4m) (a) to attend an eligible school if all of the
25 following apply:

1 **SECTION 1488.** 115.7915 (2) (c) (intro.) of the statutes is created to read:

2 115.7915 (2) (c) (intro.) Any of the following applies to the eligible school:

3 **SECTION 1489.** 115.7915 (2) (c) of the statutes is renumbered 115.7915 (2) (c)

4 2. a. and amended to read:

5 115.7915 (2) (c) 2. a. ~~The For the 2019-20 school year, the eligible school has~~
6 ~~been either is~~ approved as a private school by the state superintendent under s.
7 118.165 (2) or is accredited by ~~AdvancED, Wisconsin Religious and Independent~~
8 ~~Schools Accreditation, the Independent Schools Association of the Central States,~~
9 ~~Wisconsin Evangelical Lutheran Synod School Accreditation, Wisconsin Association~~
10 ~~of Christian Schools, National Lutheran School Accreditation, Christian Schools~~
11 ~~International, Association of Christian Schools International, the diocese or~~
12 ~~archdiocese within which the eligible school is located, or any other organization~~
13 ~~recognized by the National Council for Private School Accreditation, as of the an~~
14 ~~accrediting entity on August 1 preceding the school term for which the scholarship~~
15 ~~is awarded, 2019.~~

16 **SECTION 1490.** 115.7915 (2) (c) 1. of the statutes is created to read:

17 115.7915 (2) (c) 1. The eligible school participates in a parental choice program
18 under s. 118.60 or 119.23 for the school year for which the scholarship is awarded.

19 **SECTION 1491.** 115.7915 (2) (c) 2. (intro.) of the statutes is created to read:

20 115.7915 (2) (c) 2. (intro.) If the eligible school participates in the program
21 under this section in the 2019-20 school year, all of the following apply to the eligible
22 school:

23 **SECTION 1492.** 115.7915 (2) (c) 2. b. of the statutes is created to read:

24 115.7915 (2) (c) 2. b. Beginning with the 2020-21 school year and in each school
25 year thereafter, if the eligible school continuously participates in the program under

1 this section, the eligible school complies with the accreditation requirements under
2 sub. (6m).

3 **SECTION 1493.** 115.7915 (2) (c) 2. c. of the statutes is created to read:

4 115.7915 (2) (c) 2. c. Beginning in the 2020-21 school year, if the eligible school
5 does not participate in the program under this section in any school year, the eligible
6 school participates in a parental choice program under s. 118.60 or 119.23 for the
7 school year for which the scholarship is awarded.

8 **SECTION 1494.** 115.7915 (2) (i) of the statutes is created to read:

9 115.7915 (2) (i) 1. Except as provided in subd. 2., beginning on July 1, 2022, all
10 of the eligible school's teachers have a teaching license or permit issued by the
11 department, except that a teacher employed by the eligible school who teaches only
12 courses in rabbinical studies is not required to hold a license or permit to teach issued
13 by the department.

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

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

23 **SECTION 1495.** 115.7915 (4c) of the statutes is repealed.

24 **SECTION 1496.** 115.7915 (4m) (a) 2. a. of the statutes is renumbered 115.7915
25 (4m) (a) 2. and amended to read:

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1 115.7915 (4m) (a) 2. In the 2017-18 and 2018-19 school year years, the sum
2 of the scholarship amount under this paragraph for the previous school year; the
3 amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for the
4 current school year, if positive; and the change in the amount of statewide categorical
5 aid per pupil between the previous school year and the current school year, as
6 determined under s. 118.40 (2r) (e) 2p., if positive.

7 **SECTION 1497.** 115.7915 (4m) (a) 2. b. of the statutes is repealed.

8 **SECTION 1498.** 115.7915 (4m) (a) 3. of the statutes is repealed.

9 **SECTION 1499.** 115.7915 (4m) (a) 4. of the statutes is created to read:

10 115.7915 (4m) (a) 4. Beginning in the 2019-20 school year, the sum of the
11 scholarship amount under this subdivision for the previous school year; the amount
12 of the per pupil revenue limit adjustment under s. 121.91 (2m) for the current school
13 year, if positive; and the change in the per pupil amount under s. 115.437 (2) (a)
14 between the previous school year and the current school year, if positive.

15 **SECTION 1500.** 115.7915 (4m) (cm) of the statutes is repealed.

16 **SECTION 1501.** 115.7915 (4m) (f) 1. a. of the statutes is amended to read:

17 115.7915 (4m) (f) 1. a. ~~Determine the sum of the amount paid for each child~~
18 number of pupils residing in the school district for whom a payment is made under
19 par. (a) in that school year.

20 **SECTION 1502.** 115.7915 (4m) (f) 1. b. of the statutes is created to read:

21 115.7915 (4m) (f) 1. b. Multiply the number of pupils under subd. 1. a. by the
22 per pupil amount calculated under par. (a) for that school year.

23 **SECTION 1503.** 115.7915 (4m) (f) 1. e. of the statutes is amended to read:

24 115.7915 (4m) (f) 1. e. Sum the amounts calculated under subd. 1. -a. b., d., and
25 dh.

1 **SECTION 1504.** 115.7915 (4t) of the statutes is created to read:

2 115.7915 (4t) TUITION COSTS AND OTHER FEES. (a) Beginning in the 2020-21
3 school year, a private school participating in the program under this section may not
4 charge or receive any additional tuition payment for a child participating in the
5 program under this section, other than the payments the school receives under subs.
6 (4m) and (4p), if any of the following applies:

7 1. The child is enrolled in a grade from kindergarten to 8.

8 2. The child is enrolled in a grade from 9 to 12 and the child is a member of a
9 family that has total family income that does not exceed an amount equal to 2.2 times
10 the poverty line, as defined in 42 USC 9902 (2). The child's family income shall be
11 determined as provided in par. (b).

12 (b) 1. A private school participating in the program under this section shall
13 determine whether the private school is prohibited from charging or receiving
14 additional tuition for a child under par. (a) 2. The private school shall establish a
15 process for accepting an appeal to the governing body of the private school of the
16 determination made under this paragraph.

17 2. A private school participating in the program under this section shall obtain
18 the names of the child's parents that reside in the same household as the child;
19 whether and to whom the parents are married; the names of all of the other members
20 of the child's family residing in the same household as the child; and the school year
21 for which family income is being determined under this paragraph.

22 3. The department shall establish a process for a private school participating
23 in the program under this section to use to determine whether the private school is
24 prohibited from charging or receiving additional tuition for a child under par. (a) 2.

25 4. For purposes of this paragraph and par. (a) 2., all of the following apply:

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1 a. "Family income" means federal adjusted gross income of the parents residing
2 in the same household as the child for the tax year preceding the school year for which
3 family income is being determined under this paragraph.

4 b. Family income includes income of the child's parents.

5 c. Family income for a family in which the child's parents are married shall be
6 reduced by \$7,000 before the determination is made under this paragraph.

7 d. A child placed with a kinship care relative under s. 48.57 (3m), with a
8 long-term kinship care relative under s. 48.57 (3n), in a foster home licensed under
9 s. 48.62, or in a subsidized guardianship home under s. 48.623 is considered to have
10 no family income.

11 (c) 1. Subject to subd. 2., beginning in the 2020-21 school year, a private school
12 participating in the program under this section may recover the cost of providing any
13 of the following items or services to a child participating in the program under this
14 section through reasonable fees in an amount determined by the private school and
15 charged to the child:

16 a. Personal use items, such as uniforms, gym clothes, and towels.

17 b. Social and extracurricular activities if not necessary to the private school's
18 curriculum.

19 c. Musical instruments.

20 d. Meals consumed by children of the private school.

21 e. High school classes that are not required for graduation and for which no
22 credits toward graduation are given.

23 f. Transportation.

24 g. Before-school and after-school child care.

25 h. Room and board at the private school.

1 2. A private school participating in the program under this section may not
2 prohibit an eligible child from attending the private school, expel or otherwise
3 discipline the child, or withhold or reduce the child's grades because the child or the
4 child's parent cannot pay or has not paid fees charged under subd. 1.

5 **SECTION 1505.** 115.7915 (6) (L) of the statutes is created to read:

6 115.7915 (6) (L) Allow a child attending the private school under this section
7 to refrain from participating in any religious activity if the child's parent submits to
8 the child's teacher or the private school's principal a written request that the child
9 be exempt from such activities.

10 **SECTION 1506.** 115.7915 (6m) of the statutes is created to read:

11 115.7915 (6m) PRIVATE SCHOOL ACCREDITATION REQUIREMENTS. If a private school
12 does not participate in a parental choice program under s. 118.60 or 119.23 as
13 provided under sub. (2) (c) 1. or 2. c., all of the following apply to the private school:

14 (a) If the private school is not accredited by an accrediting entity on August 1,
15 2019, the private school shall do all of the following:

16 1. Obtain preaccreditation by a preaccrediting entity by August 1, 2020. The
17 eligible school may apply for and seek to obtain preaccreditation from only one
18 preaccrediting entity.

19 2. Apply for accreditation by an accrediting entity by December 31, 2020, and
20 obtain accreditation by an accrediting entity by December 31, 2023.

21 (b) If the private school is accredited by an accrediting entity to offer instruction
22 in any elementary grade, but not any high school grade, and the private school seeks
23 to offer instruction in any high school grade, the private school shall apply for
24 accreditation by an accrediting entity by December 31 of the first school year in which
25 the private school begins offering instruction in the additional grades and shall

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

4 (c) If the private school is accredited by an accrediting entity to offer instruction
5 in any high school grade, but not any elementary grade, and the private school seeks
6 to offer instruction in any elementary grade, the private school shall apply for
7 accreditation by an accrediting entity 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 (d) If the private school is accredited, the governing body of the private school
13 shall ensure that the private school continuously maintains the accreditation from
14 an accrediting entity as long as the private school continues to participate in the
15 program under this section.

16 (e) If the private school learns that an accrediting organization with which the
17 private school is maintaining accreditation, as required under par. (d), is a
18 disqualified organization, the private school shall immediately notify the
19 department in writing of this fact and shall obtain accreditation from an accrediting
20 entity no later than 3 years from the date on which the private school learns that the
21 accrediting organization is a disqualified organization.

22 (f) The governing body of the private school shall annually, by August 1, provide
23 the department with evidence demonstrating that the private school remains
24 accredited for the current school year as required under par. (d), and the governing

1 body of the private school shall immediately notify the department if the private
2 school's accreditation status changes.

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

7 (h) If the state superintendent determines that any of the following occurs, the
8 state superintendent may issue an order barring the private school from
9 participating in the program under this section in the following school year:

10 1. The governing body of the private school does not comply with the
11 requirements under par. (f).

12 2. An application by the private school for preaccreditation or accreditation is
13 denied by the preaccrediting entity or accrediting entity.

14 3. The private school does not obtain preaccreditation by a preaccrediting
15 entity or accreditation by an accrediting entity within the period allowed under par.
16 (a), (b), (c), or (e).

17 (i) 1. If the state superintendent determines that the private school has failed
18 to continuously maintain accreditation as required under par. (d), that the governing
19 body of the private school has withdrawn the private school from the accreditation
20 process, or that the private school's accreditation has been revoked, denied, or
21 terminated by an accrediting entity, the state superintendent shall issue an order
22 barring the private school's participation in the program under this section at the end
23 of the current school year.

24 2. A private school whose participation in the program under this section is
25 barred under subd. 1. may not participate in the program under this section until the

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1 governing body of the private school demonstrates to the satisfaction of the
2 department that the private school has obtained accreditation from any of the
3 following:

4 a. If the private school failed to continuously maintain accreditation, an
5 accrediting entity other than the entity with which the private school failed to
6 continuously maintain accreditation.

7 b. If the private school withdrew from the accreditation process, an accrediting
8 entity other than the entity from whose process the private school withdrew.

9 c. If the private school's accreditation was revoked, denied, or terminated, an
10 accrediting entity other than the entity that revoked, denied, or terminated the
11 private school's accreditation.

12 **SECTION 1507.** 115.7915 (8) (a) 5. of the statutes is created to read:

13 115.7915 (8) (a) 5. Failed to comply with the eligibility criteria under sub. (2)

14 (c).

15 **SECTION 1508.** 115.7915 (8) (a) 6. of the statutes is created to read:

16 115.7915 (8) (a) 6. Failed to comply with the requirement under sub. (6) (L).

17 **SECTION 1509.** 115.7915 (11) of the statutes is created to read:

18 115.7915 (11) SUNSET. Beginning in the 2020-21 school year, the department
19 may not provide a scholarship under this section to a child with a disability to attend
20 a private school unless the child attended a private school under a scholarship under
21 this section in the 2019-20 school year. If the child does not attend a private school
22 under a scholarship under this section in any school year after the 2019-20 school
23 year, the department may not provide a scholarship under this section to the child
24 for any school year after that school year.

25 **SECTION 1510.** 115.881 (2) of the statutes is amended to read:

1 115.881 (2) For each child whose costs exceeded \$30,000 under sub. (1), the
2 department shall, from the appropriation under s. 20.255 (2) (bd), pay an eligible
3 applicant in the current school year an amount equal to ~~0.90 multiplied by that~~
4 ~~portion of the cost~~ costs under sub. (1) that exceeded \$30,000.

5 **SECTION 1511.** 115.881 (3) of the statutes is repealed.

6 **SECTION 1512.** 115.881 (4) of the statutes is repealed.

7 **SECTION 1513.** 115.883 of the statutes is repealed.

8 **SECTION 1514.** 115.884 (1) (intro.) of the statutes is amended to read:

9 115.884 (1) (intro.) In the ~~2016-17~~ 2019-20 school year and each school year
10 thereafter, from the appropriation under s. 20.255 (2) (bf), the department shall
11 award an incentive grant in the amount of ~~\$1,000~~ per individual determined under
12 sub. (3) to a school district, or ~~to an~~ operator of a charter school established under s.
13 118.40 (2r) or (2x), that applies for a grant under this section ~~and that~~ if the school
14 district or operator demonstrates to the satisfaction of the department that the
15 individual satisfies all of the following criteria:

16 **SECTION 1515.** 115.884 (2) of the statutes is repealed.

17 **SECTION 1516.** 115.884 (3) of the statutes is created to read:

18 115.884 (3) The per individual grant amount under sub. (1) is the lesser of the
19 following:

20 (a) ~~In each school year, the amount determined by dividing the amount~~
21 ~~appropriated under s. 20.255 (2) (bf) for that school year by the total number of~~
22 ~~individuals statewide for whom a grant will be awarded under sub. (1) in that school~~
23 ~~year.~~

24 (b) One thousand five hundred dollars.

1 (2) Beginning in the 2020-21 school year, from the appropriation under s.
2 20.255 (2) (cb), the department may award grants under sub. (1) to school districts
3 and charter schools established under s. 118.40 (2r) and (2x) in amounts determined
4 by the department.

5 (3) A school district or charter school established under s. 118.40 (2r) or (2x)
6 that receives a grant under this section shall use the grant moneys to develop,
7 implement, and provide bilingual-bicultural education programs or other
8 educational programming to meet the specific needs of limited-English proficient
9 pupils enrolled in the school district or charter school.

10 (4) The department may promulgate rules to implement and administer this
11 section.

12 **SECTION 1521.** 115.96 (1) of the statutes is renumbered 115.96 (1) (intro.) and
13 amended to read:

14 **115.96 (1) COUNT OF LIMITED-ENGLISH PROFICIENT PUPILS.** (intro.) Annually, on
15 or before March 1, each school board shall conduct a count of the limited-English
16 proficient pupils in the public schools of the district, assess the language proficiency
17 of such pupils, and classify such pupils by language group, grade level, age, and
18 English language proficiency. The department shall establish, by rule, 6
19 classifications of English language proficiency, of which the first classification is the
20 least proficient and the 6th classification is fully proficient.

21 **SECTION 1522.** 115.993 of the statutes is amended to read:

22 **115.993 Report on bilingual-bicultural education.** Annually, on or before
23 August 15, the school board of a district operating a bilingual-bicultural education
24 program under this subchapter shall report to the state superintendent the number
25 of pupils, including both limited-English proficient pupils and other pupils,

1 instructed the previous school year in bilingual-bicultural education programs, the
2 number of eligible limited-English proficient pupils, as defined in s. 115.994 (1),
3 instructed the previous school year in bilingual-bicultural education programs, an
4 itemized statement on oath of all disbursements on account of the
5 bilingual-bicultural education program operated during the previous school year,
6 and a copy of the estimated budget for that program for the current school year.

7 **SECTION 1523.** 115.994 of the statutes is created to read:

8 **115.994 Targeted aid program.** (1) In this section, “eligible limited-English
9 proficient pupil” means a limited-English proficient pupil whose English language
10 proficiency is in one of the first 3 classifications established by the department, by
11 rule, under s. 115.96 (1).

12 (2) Beginning in the 2020-21 school year, from the appropriation under s.
13 20.255 (2) (ce), the department shall pay to each school district \$100 multiplied by
14 the number of eligible limited-English proficient pupils instructed the previous
15 school year in bilingual-bicultural education programs, as reported to the state
16 superintendent under s. 115.993.

17 (3) If the appropriation under s. 20.255 (2) (ce) in any fiscal year is insufficient
18 to pay the full amount under sub. (2), the department shall prorate the payments
19 among the school districts eligible to receive aid under sub. (2).

20 **SECTION 1524.** Subchapter VIII (title) of chapter 115 [precedes 115.997] of the
21 statutes is renumbered ~~Subchapter IX~~ Subchapter IX (title) of chapter 115 [precedes 115.997].

22 **SECTION 1525.** Subchapter IX (title) of chapter 115 [precedes 115.999] of the
23 statutes is repealed.

24 **SECTION 1526.** 115.999 of the statutes is repealed.

25 **SECTION 1527.** 117.05 (1m) of the statutes is amended to read:

1 117.05 (1m) BOARD AND APPEAL PANEL MEETINGS. The state superintendent shall
2 set the time and place for meetings of the board under ss. 117.10, 117.105 (2m) and
3 (4m), 117.12 (5), and 117.132 and for meetings of appeal panels under ss. 117.12 (4)
4 and 117.13.

5 **SECTION 1528.** 117.05 (2) (a) of the statutes is amended to read:

6 117.05 (2) (a) *Board*. The state superintendent shall appoint 7 members of the
7 board to perform any review under ss. 117.10, 117.105 (2m) and (4m), 117.12 (5), and
8 117.132. The 7 members shall include the state superintendent or his or her designee
9 on the board, 2 board members from school districts with small enrollments, 2 board
10 members from school districts with medium enrollments, and 2 board members from
11 school districts with large enrollments. Any action of the board under this chapter
12 requires the affirmative vote of at least 4 of the 7 members appointed under this
13 paragraph.

14 **SECTION 1529.** 117.05 (4) (a) (intro.) of the statutes is amended to read:

15 117.05 (4) (a) *Pending proceedings*. (intro.) A reorganization proceeding is
16 pending from the date that a petition is filed under s. 117.105 (1) (a), 117.11 (2), or
17 117.12 (2) or a resolution is adopted under s. 117.08 (1), 117.09 (1), 117.10 (1), 117.105
18 (1) (b) or (4m), 117.13 (2), or 117.132 (2) until the date on which the latest of any of
19 the following occurs:

20 **SECTION 1530.** 117.05 (4) (d) 1. of the statutes is amended to read:

21 117.05 (4) (d) 1. Except as provided in subd. 2., no petition may be filed or
22 resolution adopted for the creation of a new school district under s. 117.105 (1) (a) or
23 (b) before the 5th July 1 following the filing of a petition under s. 117.105 (1) (a) or
24 the adoption of a resolution under s. 117.105 (1) (b) or the date of an order issued

1 under s. 117.105 (4m) (e) for any reorganization that includes any of the same
2 territory.

3 **SECTION 1531.** 117.05 (9) (a) 1m. of the statutes is repealed.

4 **SECTION 1532.** 117.105 (4m) of the statutes is repealed.

5 **SECTION 1533.** 117.20 (1) (a) of the statutes is amended to read:

6 117.20 (1) (a) Except as provided in par. (b), if a referendum is required under
7 ss. 117.08 to 117.11, it shall be held on the Tuesday after the first Monday in
8 November following receipt of the petition or adoption of the resolution under s.
9 117.08 (3) (a), 117.09 (3) (a), 117.10 (3) (a) or 117.11 (4) (a). If a referendum is required
10 under s. 117.105 (3), it shall be held on the Tuesday after the first Monday in the 2nd
11 November following receipt of the petition or adoption of the resolution under s.
12 117.105 (1). ~~If a referendum is required under s. 117.105 (4m), it shall be held on the~~
13 ~~Tuesday after the first Monday in November following the date an order is issued by~~
14 ~~the board under s. 117.105 (4m) (e).~~

15 **SECTION 1534.** 117.22 (2) (bm) of the statutes is amended to read:

16 117.22 (2) (bm) If an order of reorganization is issued under s. 117.105, the first
17 election of school board members shall be held at the spring election following the
18 referendum under s. 117.105 (3) ~~or (4m).~~

19 **SECTION 1535.** 118.017 (1) (a) of the statutes is amended to read:

20 118.017 (1) (a) Those programs established under subch. ~~VII~~ VIII of ch. 115
21 where instruction shall be in the English language and in the non-English language
22 of the bilingual-bicultural education program.

23 **SECTION 1536.** 118.125 (4) of the statutes is amended to read:

24 118.125 (4) **TRANSFER OF RECORDS.** No later than the next working day, a school
25 district, and a private school participating in the program under s. 118.60 or in the

1 program under s. 119.23, and the governing body of a private school that, pursuant
2 to ~~s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c)~~, is responsible for the operation
3 and general management of a school transferred to an opportunity schools and
4 partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall
5 transfer to another school, including a private or tribal school, or school district all
6 pupil records relating to a specific pupil if the transferring school district or private
7 school has received written notice from the pupil if he or she is an adult or his or her
8 parent or guardian if the pupil is a minor that the pupil intends to enroll in the other
9 school or school district or written notice from the other school or school district that
10 the pupil has enrolled or from a court that the pupil has been placed in a juvenile
11 correctional facility, as defined in s. 938.02 (10p), or a secured residential care center
12 for children and youth, as defined in s. 938.02 (15g). In this subsection, "school" and
13 "school district" include any juvenile correctional facility, secured residential care
14 center for children and youth, adult correctional institution, mental health institute,
15 or center for the developmentally disabled that provides an educational program for
16 its residents instead of or in addition to that which is provided by public, private, and
17 tribal schools.

18 **SECTION 1537.** 118.163 (4) of the statutes is amended to read:

19 118.163 (4) A person who is ~~under 17 years of age~~ a minor on the date of
20 disposition is subject to s. 938.342.

21 **SECTION 1538.** 118.19 (1) of the statutes is amended to read:

22 118.19 (1) Except as provided in subs. (1b) and (1c) and s. 118.40 (8) (b) 1. and
23 2., any person seeking to teach in a public school, including a charter school, or in a
24 school or institution operated by a county or the state, in a private school
25 participating in a parental choice program under s. 118.60 or 119.23, or in a private

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1 school participating in the program under s. 115.7915 shall first procure a license or
2 permit from the department.

3 **SECTION 1539.** 118.19 (1b) of the statutes is amended to read:

4 118.19 (1b) An individual may teach an online course in a subject and level in
5 a public school, including a charter school, in a private school participating in a
6 parental choice program under s. 118.60 or 119.23, or in a private school
7 participating in the program under s. 115.7915 without a license or permit from the
8 department if the individual holds a valid license or permit to teach the subject and
9 level in the state from which the online course is provided.

10 **SECTION 1540.** 118.19 (1c) (b) (intro.) of the statutes is amended to read:

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

18 **SECTION 1541.** 118.19 (3) (a) of the statutes is amended to read:

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

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

17 **SECTION 1542.** 118.19 (3) (b) of the statutes is amended to read:

18 118.19 (3) (b) The state superintendent shall permanently certify any
19 applicant to teach Wisconsin native American languages and culture who has
20 successfully completed the university of Wisconsin-Milwaukee school of education
21 approved Wisconsin native American languages and culture project certification
22 program at any time between January 1, 1974, and December 31, 1977. ~~School~~
23 ~~districts shall~~ A school district, the governing body of a private school participating
24 in a parental choice program under s. 118.60 or 119.23, or the governing body of a
25 private school participating in the program under s. 115.7915 may not assign

1 individuals certified under this paragraph to teach courses other than Wisconsin
2 native American languages and culture, unless they qualify under par. (a).

3 **SECTION 1543.** 118.19 (10) (b) 1. of the statutes is amended to read:

4 118.19 (10) (b) 1. Conduct a background investigation of each applicant for
5 issuance or renewal of a license or permit, including a license or permit issued to a
6 pupil services professional, and for a faculty member seeking to teach in a public high
7 school without a license or permit.

8 **SECTION 1544.** 118.191 (2) (a) of the statutes is amended to read:

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

18 **SECTION 1545.** 118.191 (2) (b) of the statutes is amended to read:

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

1 choice program under s. 118.60 or 119.23, or by the governing body of the private
2 school participating in the program under s. 115.7915 in which the individual will
3 teach.

4 **SECTION 1546.** 118.191 (2m) of the statutes is amended to read:

5 118.191 (2m) An initial teaching license issued under sub. (2) authorizes an
6 individual to teach only in the school district controlled by the school board, or in the
7 private school controlled by the governing body, that determined the curriculum the
8 individual agreed to complete in order to qualify for the initial teaching license.

9 **SECTION 1547.** 118.191 (3) of the statutes is amended to read:

10 118.191 (3) An initial teaching license issued under sub. (2) is valid for 3 years.
11 An initial teaching license issued under sub. (2) is void if the license holder ceases
12 to be employed as a teacher in the school district or private school in which the license
13 holder is authorized to teach under sub. (2m).

14 **SECTION 1548.** 118.191 (4) of the statutes is amended to read:

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

1 **SECTION 1549.** 118.192 (4) of the statutes is amended to read:

2 118.192 (4) A school board or private school participating in a parental choice
3 program under s. 118.60 or 119.23 that employs a person who holds a professional
4 teaching permit shall ensure that no regularly licensed teacher is removed from his
5 or her position as a result of the employment of persons holding permits.

6 **SECTION 1550.** 118.196 (title) of the statutes is amended to read:

7 **118.196 (title) Teacher Grants for teacher development program,**
8 **training, and recruitment.**

9 **SECTION 1551.** 118.196 (1) of the statutes is renumbered 118.196 (1) (intro.) and
10 amended to read:

11 118.196 (1) (intro.) A school board, governing body of a private school, or -a-
12 charter management organization may apply to the department of ~~workforce~~
13 ~~development~~ for -a- any of the following grants:

14 (a) A grant under s. ~~106.272~~ sub. (4) to design and implement a teacher
15 development program that satisfies the requirements under sub. (2) with an
16 educator preparation program approved by the department and headquartered in
17 this state.

18 **SECTION 1552.** 118.196 (2) (a) of the statutes is amended to read:

19 118.196 (2) (a) The school board, governing body, or charter management
20 organization and the educator preparation program under sub. (1) (a) shall design
21 the teacher development program to prepare employees of the school district, private
22 school, or charter management organization who work closely with students to
23 successfully complete the requirements for obtaining a permit under s. 118.192 or an
24 initial teaching license under s. 118.19, including any standardized examination
25 prescribed by the state superintendent as a condition for permitting or licensure.

1 **SECTION 1553.** 118.196 (2) (b) of the statutes is amended to read:

2 118.196 (2) (b) To implement the teacher development program designed under
3 par. (a), the school board, governing body, and charter management organization
4 shall allow employees who are enrolled in the program to satisfy student teaching
5 requirements in a school in the school district, in the private school, or in the charter
6 management organization, and the partnering entity under sub. (1) (a) shall prepare
7 and provide intensive coursework for participating employees.

8 **SECTION 1554.** 118.197 of the statutes is repealed.

9 **SECTION 1555.** 118.237 of the statutes is created to read:

10 **118.237 Paid planning time for teachers.** Every school board shall provide
11 each of its teachers with at least 45 minutes or the equivalent of one class period,
12 whichever is longer, of paid planning time each school day.

13 **SECTION 1556.** 118.30 (1g) (a) 3. of the statutes is amended to read:

14 118.30 (1g) (a) 3. The governing body of each private school participating in the
15 program under s. 119.23 and the governing body of a private school that, pursuant
16 to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation
17 and general management of a school transferred to an opportunity schools and
18 partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall
19 adopt pupil academic standards in mathematics, science, reading and writing,
20 geography, and history. The governing body of the private school may adopt the pupil
21 academic standards issued by the governor as executive order no. 326, dated January
22 13, 1998.

23 **SECTION 1557.** 118.30 (1s) (intro.) of the statutes is amended to read:

24 118.30 (1s) (intro.) Annually, the governing body of each private school
25 participating in the program under s. 119.23, other than a private school at which

1 fewer than 20 pupils in grades 3 to 12 are attending the school under the program
2 under s. 119.23, ~~and the governing body of a private school that, pursuant to s.~~
3 ~~115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation and~~
4 ~~general management of a school transferred to an opportunity schools and~~
5 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall~~
6 do all of the following:

7 **SECTION 1558.** 118.33 (1) (f) 2. of the statutes is amended to read:

8 118.33 (1) (f) 2. The operator of a charter school under s. 118.40 (2r) or (2x) that
9 operates high school grades ~~and an individual or group or a person that, pursuant~~
10 ~~to s. 115.999 (3), 119.33 (2) (c) 1. or 2., or 119.9002 (3) (a) or (b), is responsible for the~~
11 ~~operation and general management of a school transferred to an opportunity schools~~
12 ~~and partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119~~
13 ~~and that operates high school grades shall develop and periodically review and revise~~
14 a policy specifying criteria for granting a high school diploma. The criteria shall
15 include the pupil's academic performance, successful completion of the civics test
16 under sub. (1m) (a), and the recommendations of teachers.

17 **SECTION 1559.** 118.33 (1) (f) 2m. of the statutes is amended to read:

18 118.33 (1) (f) 2m. The governing body of each private school participating in the
19 program under s. 119.23 ~~and the governing body of a private school that, pursuant~~
20 ~~to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation~~
21 ~~and general management of a school transferred to an opportunity schools and~~
22 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall~~
23 develop and periodically review and revise a policy specifying criteria for granting
24 a high school diploma to pupils attending the private school under s. 119.23 ~~or the~~
25 ~~school transferred to an opportunity schools and partnership program under s.~~

1 ~~119.33, subch. IX of ch. 115, or subch. II of ch. 119.~~ The criteria shall include the
2 pupil's academic performance, successful completion of the civics test under sub.
3 (1m) (a), and the recommendations of teachers.

4 **SECTION 1560.** 118.33 (1) (f) 3. of the statutes is amended to read:

5 118.33 (1) (f) 3. Neither a school board nor an operator of a charter school under
6 s. 118.40 (2r) or (2x) ~~nor an individual or group or person that, pursuant to s. 115.999~~
7 ~~(3), 119.33 (2) (c) 1. or 2., or 119.9002 (3) (a) or (b), is responsible for the operation and~~
8 ~~general management of a school transferred to an opportunity schools and~~
9 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 may~~
10 grant a high school diploma to any pupil unless the pupil has satisfied the criteria
11 specified in the school board's or charter school's policy under subd. 1. or 2. ~~Neither~~
12 ~~the~~ No governing body of a private school participating in the program under s.
13 119.23 ~~nor a governing body of a private school that, pursuant to s. 115.999 (3), 119.33~~
14 ~~(2) (c) 3., or 119.9002 (3) (c), is responsible for the operation and general management~~
15 ~~of a school transferred to an opportunity schools and partnership program under s.~~
16 ~~119.33, subch. IX of ch. 115, or subch. II of ch. 119 may grant a high school diploma~~
17 to any pupil attending the private school under s. 119.23 ~~or the school transferred~~
18 ~~to an opportunity schools and partnership program under s. 119.33, subch. IX of ch.~~
19 ~~115, or subch. II of ch. 119 unless the pupil has satisfied the criteria specified in the~~
20 ~~governing body's policy under subd. 2m. The governing body of a private school~~
21 participating in the program under s. 118.60 may not grant a high school diploma to
22 any pupil attending the private school under s. 118.60 unless the pupil has satisfied
23 the criteria specified in the governing body's policy under subd. 2r.

24 **SECTION 1561.** 118.33 (3m) of the statutes is amended to read:

1 118.33 (3m) A course taken at a technical college by a child attending the school
2 part-time or in lieu of high school under s. 118.15 (1) (b), or attending the school
3 under s. 118.15 (1) (cm), does not fulfill any of the high school graduation
4 requirements under sub. (1) (a) unless the state superintendent has approved the
5 course for that purpose. If a pupil satisfies all of the high school graduation
6 requirements under subs. (1) and (1m) (a), the school board shall grant a high school
7 diploma to the pupil regardless of whether the pupil satisfied all or a portion of the
8 requirements while attending an institution of ~~higher education~~ the University of
9 Wisconsin System under s. ~~118.55~~ 36.25 (56) or a technical college under s. 38.12 (15).

10 **SECTION 1562.** 118.35 (1) of the statutes is renumbered 118.35 (1) (intro.) and
11 amended to read:

12 118.35 (1) (intro.) In this section, ~~“gifted;~~

13 **(b) “Gifted and talented pupils”** means pupils enrolled in public schools who
14 give evidence of high performance capability in intellectual, creative, artistic,
15 leadership or specific academic areas and who need services or activities not
16 ordinarily provided in a regular school program in order to fully develop such
17 capabilities.

18 **SECTION 1563.** 118.35 (1) (a) of the statutes is created to read:

19 118.35 (1) (a) “Economically disadvantaged pupil” means a pupil who satisfies
20 either the income eligibility criteria for a free or reduced-price lunch under 42 USC
21 1758 (b) (1) or other measures of poverty, as determined by the department.

22 **SECTION 1564.** 118.35 (1) (c) of the statutes is created to read:

23 118.35 (1) (c) “Underrepresented gifted and talented pupil” means a gifted and
24 talented pupil who is any of the following:

25 1. A minority group pupil, as defined in s. 121.845 (2).

1 2. An economically disadvantaged pupil.

2 3. A child with a disability, as defined in s. 115.76 (5).

3 4. A limited-English proficient pupil, as defined in s. 115.955 (7).

4 **SECTION 1565.** 118.35 (4) of the statutes is renumbered 118.35 (4) (intro.) and
5 amended to read:

6 118.35 (4) (intro.) From the appropriation under s. 20.255 (2) (fy), the
7 department shall award grants to nonprofit organizations, cooperative educational
8 service agencies, institutions within the University of Wisconsin System, and school
9 districts for the purpose of providing any of the following purposes:

10 (a) Providing to underrepresented gifted and talented pupils those services and
11 activities not ordinarily provided in a regular school program that allow such pupils
12 to fully develop their capabilities. The services and activities under this paragraph
13 may be provided inside or outside of a pupil's regular classroom.

14 **SECTION 1566.** 118.35 (4) (b) of the statutes is created to read:

15 118.35 (4) (b) Providing teachers with professional development and training
16 related to identifying and educating gifted and talented pupils.

17 **SECTION 1567.** 118.40 (2r) (b) 1. (intro.) of the statutes is amended to read:

18 118.40 (2r) (b) 1. (intro.) All Except as provided under par. (i), all of the
19 following entities may contract with a person to operate a charter school:

20 **SECTION 1568.** 118.40 (2r) (bm) of the statutes is amended to read:

21 118.40 (2r) (bm) The Except as provided under par. (i), the county executive of
22 Waukesha County may contract for the establishment of a charter school located only
23 in Waukesha County.

24 **SECTION 1569.** 118.40 (2r) (e) 2p. (intro.) of the statutes is amended to read:

1 118.40 (2r) (e) 2p. (intro.) ~~In Beginning in the 2015-16 school year and in each~~
2 ~~ending in the 2018-19 school year thereafter~~, for a pupil attending a charter school
3 established by or under a contract with an entity under par. (b) 1. a. to f., from the
4 appropriation under s. 20.255 (2) (fm), the department shall pay to the operator of
5 the charter school an amount equal to the sum of the amount paid per pupil under
6 this paragraph in the previous school year; the amount of the per pupil revenue limit
7 adjustment under s. 121.91 (2m) for the current school year, if positive; and the
8 change in the amount of statewide categorical aid per pupil between the previous
9 school year and the current school year, if positive. The change in the statewide
10 categorical aid per pupil shall be determined as follows:

11 **SECTION 1570.** 118.40 (2r) (e) 2p. a. of the statutes is amended to read:

12 118.40 (2r) (e) 2p. a. Add the amounts appropriated in the current fiscal year
13 under s. 20.255 (2), except s. 20.255 (2) (ac), ~~(aw)~~, (az), (bb), ~~(dg)~~, (dj), (fm), (fp), (fq),
14 (fr), (fu), (k), and (m); and s. 20.505 (4) (es); and the amount, as determined by the
15 secretary of administration, of the appropriation under s. 20.505 (4) (s) allocated for
16 payments to telecommunications providers under contracts with school districts and
17 cooperative educational service agencies under s. 16.971 (13), ~~for grants to school~~
18 ~~district consortia under s. 16.997 (7), and to make educational technology teacher~~
19 ~~training grants under s. 16.996.~~

20 **SECTION 1571.** 118.40 (2r) (e) 2q. of the statutes is created to read:

21 118.40 (2r) (e) 2q. ~~Beginning in the 2019-20 school year and in each school year~~
22 ~~thereafter~~, for a pupil attending a charter school established by or under a contract
23 with an entity under par. (b) 1. a. to f., from the appropriation under s. 20.255 (2) (fm),
24 the department shall pay to the operator of the charter school an amount equal to the
25 sum of the amount paid per pupil under this paragraph in the previous school year;

1 the amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for the
2 current school year, if positive; and the change in the per pupil amount under s.
3 115.437 (2) (a) between the previous school year and the current school year, if
4 positive.

5 **SECTION 1572.** 118.40 (2r) (g) 1. b. of the statutes is amended to read:

6 118.40 (2r) (g) 1. b. Multiply the number of pupils under subd. 1. a. by the per
7 pupil amount calculated under par. (e) ~~2p.~~ 2q. for that school year.

8 **SECTION 1573.** 118.40 (2r) (i) of the statutes is created to read:

9 118.40 (2r) (i) 1. Except as provided in subds. 2. and 3., beginning on the
10 effective date of this subdivision ... [LRB inserts date], and ending on July 1, 2023,
11 an entity under par. (b) 1. may not enter into a contract with a person to operate a
12 charter school that was not operating on the effective date of this subdivision ... [LRB
13 inserts date].

14 2. An entity under par. (b) 1. may contract with a person to operate a charter
15 school that begins operating after the effective date of this subdivision ... [LRB
16 inserts date], if the person opens the charter school under a contract provision
17 described under par. (b) 2. c.

18 3. An entity under par. (b) 1. may contract with a person to operate a charter
19 school that begins operating after the effective date of this subdivision ... [LRB
20 inserts date], if the entity notified the state superintendent under sub. (1) by
21 February 1, 2019, of the entity's intention to establish the charter school.

22 **SECTION 1574.** 118.40 (2x) (b) 1. of the statutes is amended to read:

23 118.40 (2x) (b) 1. The Except as provided under par. (g), the director may
24 contract with a person to operate a charter school.

25 **SECTION 1575.** 118.40 (2x) (cm) (intro.) of the statutes is amended to read:

1 118.40 (2x) (cm) (intro.) Notwithstanding par. (b) 1., the director may, except
2 as provided under par. (g), enter into a contract to establish, as a pilot project, one
3 recovery charter school, to be located in this state and that operates only high school
4 grades, if the term of the contract is limited to 4 consecutive school years and the
5 contract requires the charter school operator to do all of the following:

6 **SECTION 1576.** 118.40 (2x) (g) of the statutes is created to read:

7 118.40 (2x) (g) 1. Except as provided in subd. 2., beginning on the effective date
8 of this subdivision [LRB inserts date], and ending on July 1, 2023, the director
9 may not enter into a contract with a person to operate a charter school that was not
10 operating on the effective date of this subdivision [LRB inserts date].

11 2. The director may contract with a person to operate a charter school that
12 begins operating after the effective date of this subdivision [LRB inserts date], if
13 the director notified the state superintendent under sub. (1) by February 1, 2019, of
14 the director's intention to establish the charter school.

15 **SECTION 1577.** 118.40 (3) (h) of the statutes is amended to read:

16 118.40 (3) (h) ~~A~~ Except as provided under subs. (2r) (i) and (2x) (g), a school
17 board, an entity under sub. (2r), or the director under sub. (2x) may contract for the
18 establishment of a charter school that enrolls only one sex or that provides one or
19 more courses that enroll only one sex if the school board, entity under sub. (2r), or
20 the director under sub. (2x) makes available to the opposite sex, under the same
21 policies and criteria of admission, schools or courses that are comparable to each such
22 school or course.

23 **SECTION 1578.** 118.50 (2m) (a) 2. of the statutes is amended to read:

24 118.50 (2m) (a) 2. ~~Beginning in~~ In the 2017-18 and 2018-19 school year years,
25 the sum of the per pupil amount under this paragraph for the previous school year;

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

5 **SECTION 1579.** 118.50 (2m) (a) 3. of the statutes is created to read:

6 118.50 (2m) (a) 3. Beginning in the 2019-20 school year, the sum of the per
7 pupil amount under this paragraph for the previous school year; the amount of the
8 per pupil revenue limit adjustment under s. 121.91 (2m) for the current school year,
9 if positive; and the change in the per pupil amount under s. 115.437 (2) (a) between
10 the previous school year and the current school year, if positive.

11 **SECTION 1580.** 118.51 (1) (aj) of the statutes is repealed.

12 **SECTION 1581.** 118.51 (9) of the statutes is amended to read:

13 118.51 (9) APPEAL OF REJECTION. If the nonresident school board rejects an
14 application under sub. (3) (a) or (7), the resident school board prohibits a pupil from
15 attending public school in a nonresident school district under sub. (3m) (d) or the
16 nonresident school board prohibits a pupil from attending public school in the
17 nonresident school district under sub. (11), the pupil's parent may appeal the
18 decision to the department within 30 days after the decision. If the nonresident
19 school board provides notice that the special education or related service is not
20 available under sub. (12) (b), the pupil's parent may appeal the required transfer to
21 the department within 30 days after receipt of the notice. The department shall
22 affirm the school board's decision unless the department finds that the decision was
23 arbitrary or unreasonable.

24 **SECTION 1582.** 118.51 (12) (title) of the statutes is amended to read:

1 118.51 (12) (title) ~~NONRESIDENT SCHOOL DISTRICT STATEMENT OF EDUCATIONAL~~
2 ~~COSTS; SPECIAL~~ SPECIAL EDUCATION OR RELATED SERVICES.

3 **SECTION 1583.** 118.51 (12) (a) of the statutes is repealed.

4 **SECTION 1584.** 118.51 (12) (b) of the statutes is renumbered 118.51 (12).

5 **SECTION 1585.** 118.51 (16) (a) 1. of the statutes is amended to read:

6 118.51 (16) (a) 1. For each school district, the number of nonresident pupils
7 attending public school in the school district under this section, other than pupils for
8 whom a payment is made under sub. (17) (a), or (c), ~~or (em)~~.

9 **SECTION 1586.** 118.51 (16) (a) 2. of the statutes is amended to read:

10 118.51 (16) (a) 2. For each school district, the number of resident pupils
11 attending public school in a nonresident school district under this section, other than
12 pupils for whom a payment is made under sub. (17) (a), or (c), ~~or (em)~~.

13 **SECTION 1587.** 118.51 (16) (a) 3. b. of the statutes is amended to read:

14 118.51 (16) (a) 3. b. Beginning with the amount in the 2015-16 school year and
15 ending with the amount for the 2018-19 school year, except as provided in subd. 3.
16 c., ~~in each school year thereafter~~, the sum of the amount determined under this
17 subdivision for the previous school year; the amount of the per pupil revenue limit
18 adjustment under s. 121.91 (2m) for the current school year, if positive; and the
19 change in the amount of statewide categorical aid per pupil between the previous
20 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,
21 if positive.

22 **SECTION 1588.** 118.51 (16) (a) 3. bm. of the statutes is created to read:

23 118.51 (16) (a) 3. bm. Beginning with the amount for the 2019-20 school year,
24 except as provided in subd. 3. c., and in each school year thereafter, the sum of the
25 amount determined under this subdivision for the previous school year; the amount

1 of the per pupil revenue limit adjustment under s. 121.91 (2m) for the current school
2 year, if positive; and the change in the per pupil amount under s. 115.437 (2) (a)
3 between the previous school year and the current school year, if positive.

4 **SECTION 1589.** 118.51 (16) (a) 3. c. of the statutes is amended to read:

5 118.51 (16) (a) 3. c. For the amount in the 2017-18 to 2020-21 school years, the
6 amount determined under subd. 3. b. or bm. plus \$100.

7 **SECTION 1590.** 118.51 (16) (c) of the statutes is amended to read:

8 118.51 (16) (c) If a pupil attends public school in a nonresident school district
9 under this section for less than a full school term, the department shall prorate the
10 state aid adjustments under this subsection and sub. (17) (c) ~~and (em)~~ based on the
11 number of days that school is in session and the pupil attends public school in the
12 nonresident school district.

13 **SECTION 1591.** 118.51 (16) (d) of the statutes is amended to read:

14 118.51 (16) (d) The department shall ensure that the aid adjustments under
15 par. (b) and sub. (17) (c) ~~and (em)~~ do not affect the amount determined to be received
16 by a school district as state aid under s. 121.08 for any other purpose.

17 **SECTION 1592.** 118.51 (17) (title) of the statutes is amended to read:

18 118.51 (17) (title) ~~PUPIL TRANSFER AMOUNT AND PAYMENTS TO A NONRESIDENT~~
19 ~~SCHOOL BOARD~~ STATE AID ADJUSTMENTS AND TUITION; CHILDREN WITH DISABILITIES.

20 **SECTION 1593.** 118.51 (17) (b) 2. b. of the statutes is amended to read:

21 118.51 (17) (b) 2. b. In the 2017-18 and 2018-19 school year years, the per pupil
22 transfer amount is the sum of the per pupil transfer amount for the previous school
23 year; the amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for
24 the current school year, if positive; and the change in the amount of statewide

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

3 **SECTION 1594.** 118.51 (17) (b) 2. c. of the statutes is repealed.


4 **SECTION 1595.** 118.51 (17) (b) 2. d. of the statutes is created to read:

5 118.51 (17) (b) 2. d. Beginning in the 2019-20 school year, the per pupil transfer
6 amount is the sum of the per pupil transfer amount for the previous school year; the
7 amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for the
8 current school year, if positive; and the change in the per pupil amount under s.
9 115.437 (2) (a) between the previous school year and the current school year, if
10 positive.

11 **SECTION 1596.** 118.51 (17) (b) 3. of the statutes is repealed.

12 **SECTION 1597.** 118.51 (17) (bm) of the statutes is repealed.

13 **SECTION 1598.** 118.51 (17) (c) of the statutes is amended to read:

14 118.51 (17) (c) 1. If the number determined in par. (b) 1. a. is greater than the
15 number determined in par. (b) 1. b. for a school district, in the 2016-17, [↓]2017-18, and 
16 2018-19 school years year and in each school year thereafter, the department shall
17 increase that school district's state aid payment under s. 121.08 by an amount equal
18 to the difference multiplied by ~~an~~ the amount under par. (b) 2. ~~-a., b., or c.-~~ for the
19 applicable school year.

20 2. If the number determined in par. (b) 1. a. is less than the number determined
21 in par. (b) 1. b. for a school district, in the 2016-17, ~~2017-18,~~ and ~~2018-19~~ school
22 years year and in each school year thereafter, the department shall decrease that
23 school district's state aid payment under s. 121.08 by an amount equal to the
24 difference multiplied by an amount under par. (b) 2. ~~-a., b., or c.-~~ for the applicable
25 school year. If the state aid payment under s. 121.08 is insufficient to cover the

1 reduction, the department shall decrease other state aid payments made by the
2 department to the school district by the remaining amount. If the state aid payment
3 under s. 121.08 and other state aid payments made by the department to the school
4 district are insufficient to cover the reduction, the department shall use the moneys
5 appropriated under s. 20.255 (2) (cg) to pay the balance to school districts under subd.
6 1.

7 **SECTION 1599.** 118.51 (17) (cm) of the statutes is repealed.

8 **SECTION 1600.** 118.55 of the statutes is repealed.

9 **SECTION 1601.** 118.57 (1) of the statutes is amended to read:

10 118.57 (1) Annually, by January 31, each school board shall publish as a class
11 1 notice, under ch. 985, and post on its Internet site a description of the educational
12 options available to children in the school district, including public schools, private
13 schools participating in a parental choice program, charter schools, virtual schools,
14 full-time or part-time open enrollment in a nonresident school district, and the early
15 college credit program programs under ss. 36.25 (56) and 38.12 (15).

16 **SECTION 1602.** 118.60 (2) (a) (intro.) of the statutes is amended to read:

17 118.60 (2) (a) (intro.) Subject to pars. (ag) and, (ar), and (bh), any pupil in grades
18 kindergarten to 12 who resides within an eligible school district may attend any
19 private school under this section and, subject to pars. (ag), (ar), (be), (bh), (bm), and
20 (bs), any pupil in grades kindergarten to 12 who resides in a school district, other
21 than an eligible school district or a 1st class city school district, may attend any
22 private school under this section if all of the following apply:

23 **SECTION 1603.** 118.60 (2) (a) 1. a. of the statutes is amended to read:

24 118.60 (2) (a) 1. a. Except as provided in par. (bm), the pupil is a member of a
25 family that has a total family income that does not exceed an amount equal to 3.0

1 times the poverty level ~~determined in accordance with criteria established by the~~
2 ~~director of the federal office of management and budget line, as defined in 42 USC~~
3 9902 (2). In this subdivision and sub. (3m), family income includes income of the
4 pupil's parents or legal guardians. Except as provided in subd. 1. c. and d., the family
5 income of the pupil shall be verified as provided in subd. 1. b. A pupil attending a
6 private school under this section whose family income increases may continue to
7 attend a private school under this section.

8 **SECTION 1604.** 118.60 (2) (a) 2. g. of the statutes is amended to read:

9 118.60 (2) (a) 2. g. If the pupil resides in a school district, other than ~~an eligible~~
10 ~~school district~~ or a 1st class city school district, the pupil was on a waiting list under
11 sub. (3) (am) 4. or (ar) 4. in any previous school year.

12 **SECTION 1605.** 118.60 (2) (a) 6. a. of the statutes is amended to read:

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

18 **SECTION 1606.** 118.60 (2) (a) 6m. of the statutes is created to read:

19 118.60 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,
20 2022, all of the private school's teachers have a teaching license or permit issued by
21 the department.

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

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

7 **SECTION 1607.** 118.60 (2) (a) 7. b. of the statutes is amended to read:

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

21 **SECTION 1608.** 118.60 (2) (a) 7. c. of the statutes is amended to read:

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

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1 shall ~~achieve~~ obtains accreditation by an accrediting entity by December 31 of the
2 3rd school year following the first school year in which the private school begins
3 participation in the program under this section. If the private school is accredited
4 under this subd. 7. c., the private school is not required to obtain preaccreditation
5 under subd. 7. b. as a prerequisite to providing instruction under this section in
6 additional grades or in an additional or new school.

7 **SECTION 1609.** 118.60 (2) (a) 7. d. of the statutes is created to read:

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

12 **SECTION 1610.** 118.60 (2) (ag) 4. of the statutes is amended to read:

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

22 **SECTION 1611.** 118.60 (2) (be) 3. of the statutes is amended to read:

23 118.60 (2) (be) 3. Beginning with the 2026-27 school year, ~~there is no limit on~~
24 ~~the number of pupils who may attend private schools~~ the limits under this section
25 paragraph do not apply.

1 **SECTION 1612.** 118.60 (2) (bh) of the statutes is created to read:

2 118.60 (2) (bh) 1. In this paragraph, “program cap” means any of the following:

3 a. For an eligible school district, the total number of pupils residing in the
4 eligible school district who attended a private school under this section in the
5 2019-20 school year.

6 b. For all school districts, other than an eligible school district or a 1st class city
7 school district, the total number of pupils residing in those school districts who
8 attended a private school under this section in the 2019-20 school year.

9 2. a. Beginning with the 2020-21 school year, the total number of pupils
10 residing in an eligible school district who may attend a private school under this
11 section during a school year may not exceed the program cap under subd. 1. a.

12 b. Beginning with the 2020-21 school year, the total number of pupils residing
13 in school districts, other than an eligible school district or a 1st class city school
14 district, who may attend a private school under this section during a school year may
15 not exceed the program cap under subd. 1. b.

16 **SECTION 1613.** 118.60 (2) (bm) of the statutes is amended to read:

17 118.60 (2) (bm) No pupil who resides in a school district, other than an eligible
18 school district or a 1st class city school district, may attend a participating private
19 school under this section unless the pupil is a member of a family that has a total
20 family income that does not exceed an amount equal to 2.2 times the poverty level,
21 ~~determined in accordance with criteria established by the director of the federal~~
22 ~~office of management and budget line, as defined in 42 USC 9902 (2).~~ In this
23 paragraph and sub. (3m), family income includes income of the pupil’s parents or
24 legal guardians. Except as provided in par. (a) 1. c., the family income of the pupil
25 shall be verified as provided in par. (a) 1. b. A pupil attending a private school under

1 this section whose family income increases may continue to attend a private school
2 under this section.

3 **SECTION 1614.** 118.60 (2) (c) 3. of the statutes is created to read:

4 118.60 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private
5 school participating in the program under this section who teaches only courses in
6 rabbinical studies is not required to hold a license or permit to teach issued by the
7 department.

8 **SECTION 1615.** 118.60 (3) (a) (intro.) of the statutes is amended to read:

9 118.60 (3) (a) (intro.) The pupil or the pupil's parent or guardian shall submit
10 an application, on a form provided by the state superintendent, to the participating
11 private school that the pupil wishes to attend. If more than one pupil from the same
12 family applies to attend the same private school, the pupils may use a single
13 application. No later than 60 days after the end of the application period during
14 which an application is received and subject to ~~par.~~ pars. (am) and (ar), the private
15 school shall notify each applicant, in writing, whether his or her application has been
16 accepted. If the private school rejects an application, the notice shall include the
17 reason. Subject to ~~par.~~ pars. (am) and (ar), a private school may reject an applicant
18 only if ~~it~~ the private school has reached its maximum general capacity or seating
19 capacity. Except as provided in ~~par.~~ pars. (am) and (ar), the state superintendent
20 shall ensure that the private school determines which pupils to accept on a random
21 basis, except that the private school may give preference to the following in accepting
22 applications, in the order of preference listed:

23 **SECTION 1616.** 118.60 (3) (am) of the statutes is created to read:

24 118.60 (3) (am) All of the following apply to applications to attend a private
25 school under this section submitted by pupils who reside in an eligible school district:

1 1. A private school that has submitted a notice of intent to participate under
2 sub. (2) (a) 3. a. may accept applications for a school year during application periods
3 determined by the department from pupils who reside in an eligible school district.
4 For each school year, the department shall establish one or more application periods
5 under this subdivision, the first of which begins no earlier than February 1 of the
6 school year before the applicable school year, and the last of which ends no later than
7 September 14 of the applicable school year.

8 2. Each private school that received applications under subd. 1. shall report to
9 the department the number of pupils who applied under subd. 1. to attend the private
10 school under this section and the names of those applicants who have siblings who
11 also applied under subd. 1. to attend the private school under this section. The
12 private school shall submit the report no later than 10 days after each application
13 period described under subd. 1. during which the private school received
14 applications.

15 3. After the end of each application period described under subd. 1., upon
16 receipt of the information under subd. 2., the department shall determine the sum
17 of all applicants for pupils residing in an eligible school district. In determining the
18 sum, the department shall count a pupil who has applied to attend more than one
19 private school under the program only once. If, after the end of an application period
20 described under subd. 1., the sum of all applicants for pupils residing in an eligible
21 school district exceeds the program cap under sub. (2) (bh) 2. a., the department shall
22 determine which applications submitted during the application period to accept on
23 a random basis, except that the department shall give preference to the applications
24 of pupils described in par. (a) 1m. to 5., in the order of preference listed in that
25 paragraph.

1 4. If the sum under subd. 3. exceeds the program cap under sub. (2) (bh) 2. a.,
2 the department shall establish a waiting list in accordance with the preferences
3 required under subd. 3.

4 5. A private school that has accepted a pupil who resides in an eligible school
5 district under this paragraph shall notify the department whenever the private
6 school determines that a pupil will not attend the private school under this
7 paragraph. If, upon receiving notice under this subdivision, the department
8 determines that the number of pupils attending private schools under this section
9 falls below the program cap under sub. (2) (bh) 2. a., the department shall fill any
10 available slot with a pupil selected from the waiting list established under subd. 4.,
11 if such a waiting list exists.

12 **SECTION 1617.** 118.60 (3) (ar) (intro.) of the statutes is amended to read:

13 118.60 (3) (ar) (intro.) All of the following apply to applications to attend a
14 private school under this section ~~only if the limitation under sub. (2) (be) applies to~~
15 ~~the school year for which the application is made~~ submitted by pupils who reside in
16 a school district, other than an eligible school district or a 1st class city school district:

17 **SECTION 1618.** 118.60 (3) (ar) 3. of the statutes is renumbered 118.60 (3) (ar)
18 3. (intro.) and amended to read:

19 118.60 (3) (ar) 3. (intro.) Annually After the end of the application period
20 described under subd. 1., upon receipt of the information under subd. 2., the
21 department shall, for each school district, determine the sum of all applicants for
22 pupils residing in that school district under this paragraph and the sum of all
23 applicants for pupils residing in all school districts, other than an eligible school
24 district or a 1st class city school district. In determining the sum those sums, the
25 department shall count a pupil who has applied to attend more than one private

1 school under the program only once. After determining the sum of all applicants for
2 pupils residing in a school district, those sums, if any of the following applies, the
3 department shall determine which applications to accept on a random basis, except
4 that the department shall give preference to the applications of pupils described in
5 ~~s. 118.60 (3) par.~~ (a) 1m. to 5., in the order of preference listed in that paragraph.:

6 **SECTION 1619.** 118.60 (3) (ar) 3. a. and b. of the statutes are created to read:

7 118.60 (3) (ar) 3. a. The sum of all applicants for pupils residing in a school
8 district, other than an eligible school district or a 1st class city school district, exceeds
9 the school district's pupil participation limit under sub. (2) (be).

10 b. The sum of all applicants for pupils residing in all school districts, other than
11 an eligible school district or a 1st class city school district, exceeds the program cap
12 under sub. (2) (bh) 2. b.

13 **SECTION 1620.** 118.60 (3) (ar) 4. of the statutes is renumbered 118.60 (3) (ar)
14 4. (intro.) and amended to read:

15 118.60 (3) (ar) 4. (intro.) ~~For each school district in which private schools~~
16 ~~received applications under subd. 1. that exceeded the school district's pupil~~
17 ~~participation limit under sub. (2) (be), the~~ The department shall establish a waiting
18 list in accordance with the preferences required under subd. 3. for each of the
19 following:

20 **SECTION 1621.** 118.60 (3) (ar) 4. a. and b. of the statutes are created to read:

21 118.60 (3) (ar) 4. a. A school district, other than an eligible school district or a
22 1st class city school district, for which the sum described under subd. 3. a. exceeds
23 the school district's pupil participation limit under sub. (2) (be).

1 b. All school districts, other than an eligible school district or a 1st class city
2 school district, if the sum described under subd. 3. b. exceeds the program cap under
3 sub. (2) (bh) 2. b.

4 **SECTION 1622.** 118.60 (3) (ar) 5. of the statutes is amended to read:

5 118.60 (3) (ar) 5. A private school that has accepted a pupil who resides in a
6 school district, other than an eligible school district or a 1st class city school district,
7 under this paragraph shall notify the department whenever the private school
8 determines that a pupil will not attend the private school under this paragraph. If,
9 upon receiving notice under this subdivision, the department determines that the
10 number of pupils attending private schools under this section falls below a school
11 district's pupil participation limit under sub. (2) (be), or below the program cap under
12 sub. (2) (bh) 2. b., the department shall fill any available slot in that school district
13 or program with a pupil selected from the school-district's applicable waiting list
14 established under subd. 4., if such a waiting list exists.

15 **SECTION 1623.** 118.60 (3) (b) of the statutes is amended to read:

16 118.60 (3) (b) If a participating private school rejects an applicant who resides
17 within an eligible school district because the private school has too few available
18 spaces, the applicant may transfer his or her application to a participating private
19 school that has space available. An applicant rejected under this paragraph or an
20 applicant who is on the waiting list under par. (am) 4. may, subject to sub. (2) (bh)
21 2. a., be admitted to a private school participating in the program under this section
22 for the following school year, provided that the applicant continues to reside within
23 an eligible school district. The department may not require, in that following school
24 year, the private school to submit financial information regarding the applicant or