

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

1 to verify the eligibility of the applicant to participate in the program under this  
2 section on the basis of family income.

3 **SECTION 1624.** 118.60 (3) (c) of the statutes is amended to read:

4 118.60 (3) (c) If a participating private school rejects an applicant who resides  
5 in a school district, other than an eligible school district or a 1st class city school  
6 district, because the private school has too few available spaces, the applicant may  
7 transfer his or her application to a participating private school that has space  
8 available. An applicant who is rejected under this paragraph or an applicant who  
9 is on ~~the~~ a waiting list under ~~sub. (3) par. (ar) 4. a. or b.~~ may, subject to sub. (2) (be)  
10 and (bh) 2. b., be admitted to a private school participating in the program under this  
11 section for the following school year, provided that the applicant continues to reside  
12 in a school district, other than an eligible school district or a 1st class city school  
13 district. The department may not require, in that following school year, the private  
14 school to submit financial information regarding the applicant or to verify the  
15 eligibility of the applicant to participate in the program under this section on the  
16 basis of family income.

17 **SECTION 1625.** 118.60 (3m) (a) 2. of the statutes is amended to read:

18 118.60 (3m) (a) 2. The pupil is enrolled in a grade from 9 to 12 and the family  
19 income of the pupil, as determined under sub. (2) (a) 1., does not exceed an amount  
20 equal to 2.2 times the poverty level ~~determined in accordance with criteria~~  
21 ~~established by the director of the federal office of management and budget line, as~~  
22 defined in 42 USC 9902 (2).

23 **SECTION 1626.** 118.60 (3m) (b) 2. of the statutes is amended to read:

24 118.60 (3m) (b) 2. The family income of the pupil, as determined under sub. (2)  
25 (a) 1., exceeds an amount equal to 2.2 times the poverty level ~~determined in~~

1 ~~accordance with criteria established by the director of the federal office of~~  
2 ~~management and budget line, as defined in 42 USC 9902 (2).~~

3 **SECTION 1627.** 118.60 (4) (bg) 3. of the statutes is amended to read:

4 118.60 (4) (bg) 3. In the 2015-16, 2016-17, 2017-18, and 2018-19 school year  
5 ~~and in each school year thereafter~~ years, upon receipt from the pupil's parent or  
6 guardian of proof of the pupil's enrollment in the private school during a school term,  
7 except as provided in subd. 5., the state superintendent shall pay to the private  
8 school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from  
9 the appropriation under s. 20.255 (2) (fr), an amount equal to the sum of the  
10 maximum amount per pupil the state superintendent paid a private school under  
11 this section in the previous school year for the grade in which the pupil is enrolled;  
12 the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current  
13 school year, if positive; and the change in the amount of statewide categorical aid per  
14 pupil between the previous school year and the current school year, as determined  
15 under s. 118.40 (2r) (e) 2p., if positive.

16 **SECTION 1628.** 118.60 (4) (bg) 6. of the statutes is created to read:

17 118.60 (4) (bg) 6. Beginning in the 2019-20 school year and in each school year  
18 thereafter, upon receipt from the pupil's parent or guardian of proof of the pupil's  
19 enrollment in the private school during a school term, except as provided in subd. 7.,  
20 the state superintendent shall pay to the private school in which the pupil is enrolled  
21 on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255  
22 (2) (fr), an amount equal to the sum of the maximum amount per pupil the state  
23 superintendent paid a private school under this section in the previous school year  
24 for the grade in which the pupil is enrolled; the amount of the per pupil revenue  
25 adjustment under s. 121.91 (2m) for the current school year, if positive; and the



1 change in the per pupil amount under s. 115.437 (2) (a) between the previous school  
2 year and the current school year, if positive.

3 **SECTION 1629.** 118.60 (4) (bg) 7. of the statutes is created to read:

4 118.60 (4) (bg) 7. If the pupil described in subd. 6. is enrolled in a private school  
5 that enrolls pupils under the program in any grade between kindergarten to 8 and  
6 also in any grade between 9 to 12, the state superintendent shall substitute for the  
7 amount described in subd. 6. the amount determined under subd. 4. a. to d., with the  
8 following modifications:

9 a. Multiply the number of pupils participating in the program who are enrolled  
10 in the private school in any grade between kindergarten to 8 by the sum of the  
11 maximum amount per pupil the state superintendent paid a private school under  
12 this section in the previous school year for the grade in which the pupil is enrolled;  
13 the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current  
14 school year, if positive; and the change in the per pupil amount under s. 115.437 (2)  
15 (a) between the previous school year and the current school year, if positive.

16 b. Multiply the number of pupils participating in the program who are enrolled  
17 in the private school in any grade between 9 to 12 by the sum of the maximum amount  
18 per pupil the state superintendent paid a private school under this section in the  
19 previous school year for the grade in which the pupil is enrolled; the amount of the  
20 per pupil revenue adjustment under s. 121.91 (2m) for the current school year, if  
21 positive; and the change in the per pupil amount under s. 115.437 (2) (a) between the  
22 previous school year and the current school year, if positive.

23 **SECTION 1630.** 118.60 (4v) (b) of the statutes is amended to read:

24 118.60 (4v) (b) If the department considers a pupil as a resident of an eligible  
25 school district under par. (a) for a school year, the department shall ensure that the

1 pupil is not counted for that school year for purposes of determining whether a school  
2 district has exceeded its pupil participation limit under sub. (2) (be) and that the  
3 pupil is not counted for that school year for purposes of determining whether a  
4 program cap under sub. (2) (bh) 2. a. or b. has been exceeded.

5 **SECTION 1631.** 118.60 (4v) (c) and (d) of the statutes are created to read:

6 118.60 (4v) (c) The department may consider a pupil enrolled in a private  
7 school participating in the program under this section who satisfies all of the  
8 following as a resident of a school district, other than an eligible school district or a  
9 1st class city school district, who is enrolled in the private school under this section:

10 1. The pupil was a resident of an eligible school district when the pupil applied  
11 to participate in the program under this section.

12 2. The pupil accepted a space at a private school participating in the program  
13 under this section as a resident of an eligible school district.

14 3. The pupil resides in a school district, other than an eligible school district  
15 or a 1st class city school district, on the 3rd Friday in September.

16 4. The private school the pupil is attending under this section accepts  
17 applications under this section from pupils who reside in school districts, other than  
18 an eligible school district or a 1st class city school district.

19 (d) If the department considers a pupil as a resident of a school district, other  
20 than an eligible school district or a 1st class city school district, under par. (c) for a  
21 school year, the department shall ensure that the pupil is not counted for that school  
22 year for purposes of determining whether the school district has exceeded its pupil  
23 participation limit under sub. (2) (be) and that the pupil is not counted for that school  
24 year for purposes of determining whether a program cap under sub. (2) (bh) 2. a. or  
25 b. has been exceeded.

1           **SECTION 1632.** 118.60 (7) (ad) 1. of the statutes is amended to read:

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

12           **SECTION 1633.** 118.60 (7) (ad) 2. of the statutes is amended to read:

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

23           **SECTION 1634.** Subchapter I (title) of chapter 119 [precedes 119.01] of the  
24 statutes is repealed.

25           **SECTION 1635.** 119.02 (1) of the statutes is amended to read:

1           119.02 (1) "Board" means the board of school directors in charge of the public  
2 schools of a city of the 1st class ~~other than those public schools transferred to the~~  
3 ~~opportunity schools and partnership programs under s. 119.33 or subch. II.~~

4           **SECTION 1636.** 119.02 (2g) of the statutes is repealed.

5           **SECTION 1637.** 119.02 (4) of the statutes is repealed.

6           **SECTION 1638.** 119.04 (1) of the statutes is amended to read:

7           119.04 (1) Subchapters IV, V, and VII of ch. 115, ch. 121, and ss. 66.0235 (3) (c),  
8 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,  
9 115.345, 115.363, 115.364, 115.365 (3), 115.367, 115.38 (2), 115.415, 115.445, 115.447,  
10 115.448, 115.449, 115.457, 115.458, 118.001 to 118.04, 118.045, 118.06, 118.07,  
11 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153,  
12 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.196, 118.20, 118.223, 118.225,  
13 118.237, 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.25, 118.255, 118.258,  
14 118.291, 118.292, 118.293, 118.30 to 118.43, 118.46, 118.50, 118.51, 118.52, 118.53,  
15 118.55, 118.56, 120.12 (2m), (4m), (5), and (15) to (27), 120.125, 120.13 (1), (2) (b) to  
16 (g), (3), (14), (17) to (19), (26), (34), (35), (37), (37m), and (38), 120.137, 120.14, 120.20,  
17 120.21 (3), and 120.25 are applicable to a 1st class city school district and board ~~but~~  
18 ~~not, unless explicitly provided in this chapter or in the terms of a contract, to the~~  
19 ~~commissioner or to any school transferred to an opportunity schools and partnership~~  
20 ~~program.~~

21           **SECTION 1639.** 119.04 (1) of the statutes, as affected by 2019 Wisconsin Act ....  
22 (this act), is amended to read:

23           119.04 (1) Subchapters IV, V, and VII VIII of ch. 115, ch. 121 and ss. 66.0235  
24 (3) (c), 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,  
25 115.345, 115.363, 115.364, 115.365 (3), 115.367, 115.38 (2), 115.415, 115.445, 115.447,

1 115.448, 115.449, 115.457, 115.458, 118.001 to 118.04, 118.045, 118.06, 118.07,  
2 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153,  
3 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.196, 118.20, 118.223, 118.225,  
4 118.237, 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.25, 118.255, 118.258,  
5 118.291, 118.292, 118.293, 118.30 to 118.43, 118.46, 118.50, 118.51, 118.52, 118.53,  
6 118.56, 120.12 (2m), (4m), (5), and (15) to (27), 120.125, 120.13 (1), (2) (b) to (g), (3),  
7 (14), (17) to (19), (26), (34), (35), (37), (37m), and (38), 120.137, 120.14, 120.20, 120.21  
8 (3), and 120.25 are applicable to a 1st class city school district and board.

9 **SECTION 1640.** 119.16 (1n) of the statutes is repealed.

10 **SECTION 1641.** 119.16 (2) of the statutes is amended to read:

11 119.16 (2) ESTABLISH SCHOOLS AND DISTRICTS. The board shall maintain the  
12 public schools in the city, ~~other than those public schools transferred to the~~  
13 ~~opportunity schools and partnership programs under s. 119.33 and subch. II,~~ and  
14 shall establish, organize, and maintain such schools as the board determines are  
15 necessary to accommodate the children entitled to instruction therein. The board  
16 shall divide the city into attendance districts for such schools.

17 **SECTION 1642.** 119.16 (8) (a) of the statutes is amended to read:

18 119.16 (8) (a) Annually before adopting its budget for the ensuing school year  
19 and at least 5 days before transmitting its completed budget under par. (b), the board  
20 shall hold a public hearing on the proposed school budget at a time and place fixed  
21 by the board. At least 45 days before the public hearing, the board shall notify the  
22 superintendent of schools ~~and the commissioner~~ of the date, time, and place of the  
23 hearing. At least one week before the public hearing, the board shall publish a class  
24 1 notice, under ch. 985, of the public hearing.

25 **SECTION 1643.** 119.16 (8) (b) of the statutes is amended to read:

1           119.16 (8) (b) The board shall transmit its completed budget to the common  
2 council on or before the first Monday in August of each year on forms furnished by  
3 the auditing officer of the city, and shall include in the budget the information  
4 specified under s. 119.46 (1) for all public schools in the city under this chapter,  
5 including the schools transferred to the opportunity schools and partnership  
6 programs under s. 119.33 and subch. II. The board shall itemize those portions of the  
7 budget allocated to schools transferred to the opportunity schools and partnership  
8 programs under s. 119.33 and subch. II. Such completed budget shall be published  
9 with the budget summary under s. 65.04 (2) or 65.20 and budget under s. 65.05 (7).

10           **SECTION 1644.** 119.16 (9) of the statutes is amended to read:

11           119.16 (9) SCHOOL BUDGET. Annually, the board shall prepare a budget for each  
12 school in the school district operating under this chapter, other than the schools  
13 transferred to the opportunity schools and partnership programs under s. 119.33 and  
14 subch. II.

15           **SECTION 1645.** 119.16 (15) of the statutes is repealed.

16           **SECTION 1646.** 119.23 (2) (a) (intro.) of the statutes is amended to read:

17           119.23 (2) (a) (intro.) Subject to pars. (ag) and, (ar), and (b), any pupil in grades  
18 kindergarten to 12 who resides within the city may attend any private school if all  
19 of the following apply:

20           **SECTION 1647.** 119.23 (2) (a) 1. a. of the statutes is amended to read:

21           119.23 (2) (a) 1. a. The pupil is a member of a family that has a total family  
22 income that does not exceed an amount equal to 3.0 times the poverty level  
23 determined in accordance with criteria established by the director of the federal  
24 office of management and budget line, as defined in 42 USC 9902 (2). In this  
25 subdivision and sub. (3m), family income includes income of the pupil's parents or

1 legal guardians. Except as provided in subd. 1. d., the family income of the pupil shall  
2 be verified as provided in subd. 1. b. A pupil attending a private school under this  
3 section whose family income increases, including a pupil who attended a private  
4 school under this section in the 2010-11 school year and whose family income has  
5 increased, may continue to attend a private school under this section.

6 **SECTION 1648.** 119.23 (2) (a) 6. a. of the statutes is amended to read:

7 119.23 (2) (a) 6. a. Except as provided in subd. 6. c., all of the private school's  
8 teachers have a teaching license issued by the department or a bachelor's degree or  
9 a degree or educational credential higher than a bachelor's degree, including a  
10 masters or doctorate, from a nationally or regionally accredited institution of higher  
11 education. This subd. 6. a. does not apply after June 30, 2022.

12 **SECTION 1649.** 119.23 (2) (a) 6m. of the statutes is created to read:

13 119.23 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,  
14 2022, all of the private school's teachers have a teaching license or permit issued by  
15 the department.

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

1           **SECTION 1650.** 119.23 (2) (a) 7. bg. of the statutes is amended to read:

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

15           **SECTION 1651.** 119.23 (2) (a) 7. br. of the statutes is amended to read:

16           119.23 (2) (a) 7. br. ~~A private school to which~~ If subd. 7. bg. applies shall apply  
17 to the private school, the private school applies for accreditation by an accrediting  
18 entity by December 31 of the first school year that begins after April 10, 2014, in  
19 which the private school begins participation in the program under this section, and  
20 ~~shall achieve~~ obtains accreditation by an accrediting entity by December 31 of the  
21 3rd school year following the school year in which the private school begins  
22 participation in the program under this section. If the private school is accredited  
23 under this subd. 7. br., the private school is not required to obtain preaccreditation  
24 as a prerequisite to providing instruction under this section in additional grades or  
25 in an additional or new school.



1           **SECTION 1652.** 119.23 (2) (a) 7. f. of the statutes is created to read:

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

6           **SECTION 1653.** 119.23 (2) (ag) 4. of the statutes is amended to read:

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

16           **SECTION 1654.** 119.23 (2) (b) of the statutes is created to read:

17           119.23 (2) (b) 1. In this paragraph, “program cap” means the total number of  
18 pupils residing in the city who attended a private school under this section in the  
19 2019-20 school year.

20           2. Beginning with the 2020-21 school year, the total number of pupils residing  
21 in the city who may attend a private school under this section during a school year  
22 may not exceed the program cap.

23           **SECTION 1655.** 119.23 (2) (c) 3. of the statutes is created to read:

24           119.23 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private  
25 school participating in the program under this section who teaches only courses in

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

3 **SECTION 1656.** 119.23 (3) (a) (intro.) of the statutes is amended to read:

4 119.23 (3) (a) (intro.) The pupil or the pupil's parent or guardian shall submit  
5 an application, on a form provided by the state superintendent, to the participating  
6 private school that the pupil wishes to attend. If more than one pupil from the same  
7 family applies to attend the same private school, the pupils may use a single  
8 application. No later than 60 days after the end of the application period during  
9 which an application is received and subject to par. (ar), the private school shall  
10 notify each applicant, in writing, whether his or her application has been accepted.  
11 If the private school rejects an application, the notice shall include the reason. ~~A~~  
12 Subject to par. (ar), a private school may reject an applicant only if the private  
13 school has reached its maximum general capacity or seating capacity. ~~The~~ Except  
14 as provided in par. (ar), the state superintendent shall ensure that the private school  
15 determines which pupils to accept on a random basis, except that the private school  
16 may give preference to the following in accepting applications, in order of preference  
17 listed:

18 **SECTION 1657.** 119.23 (3) (ar) of the statutes is created to read:

19 119.23 (3) (ar) All of the following apply to applications to attend a private  
20 school under this section submitted by pupils who reside in the city:

21 1. A private school that has submitted a notice of intent to participate under  
22 sub. (2) (a) 3. may accept applications for a school year during application periods  
23 determined by the department from pupils who reside in the city. For each school  
24 year, the department shall establish one or more application periods under this  
25 subdivision, the first of which begins no later than February 1 of the school year

1 before the applicable school year, and the last of which ends no later than September  
2 14 of the applicable school year.

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

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

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

23 5. A private school that has accepted a pupil who resides in the city under this  
24 paragraph shall notify the department whenever the private school determines that  
25 a pupil will not attend the private school under this paragraph. If, upon receiving

1 notice under this subdivision, the department determines that the number of pupils  
2 attending private schools under this section falls below the program cap under sub.  
3 (2) (b), the department shall fill any available slot with a pupil selected from the  
4 waiting list established under subd. 4., if such a waiting list exists.

5 **SECTION 1658.** 119.23 (3) (b) of the statutes is amended to read:

6 119.23 (3) (b) If the private school rejects an applicant because ~~it~~ the private  
7 school has too few available spaces, the applicant may transfer his or her application  
8 to a participating private school that has space available. An applicant rejected  
9 under this paragraph ~~or an applicant who is on the waiting list under par. (ar) 4.~~ may,  
10 subject to sub. (2) (b), be admitted to a private school participating in the program  
11 under this section for the following school year, provided that the applicant continues  
12 to reside within the city. The department may not require, in that following school  
13 year, the private school to submit financial information regarding the applicant or  
14 to verify the eligibility of the applicant to participate in the program under this  
15 section on the basis of family income.

16 **SECTION 1659.** 119.23 (3m) (a) 2. of the statutes is amended to read:

17 119.23 (3m) (a) 2. The pupil is enrolled in a grade from 9 to 12 and the family  
18 income of the pupil, as determined under sub. (2) (a) 1., does not exceed an amount  
19 equal to 2.2 times the poverty level ~~determined in accordance with criteria~~  
20 ~~established by the director of the federal office of management and budget line, as~~  
21 defined in 42 USC 9902 (2).

22 **SECTION 1660.** 119.23 (3m) (b) 2. of the statutes is amended to read:

23 119.23 (3m) (b) 2. The family income of the pupil, as determined under sub. (2)  
24 (a) 1., exceeds an amount equal to 2.2 times the poverty level ~~determined in~~

1 ~~accordance with criteria established by the director of the federal office of~~  
2 ~~management and budget line, as defined in 42 USC 9902 (2).~~

3 **SECTION 1661.** 119.23 (4) (bg) 3. of the statutes is amended to read:

4 119.23 (4) (bg) 3. In the 2015-16, 2016-17, 2017-18, and 2018-19 school year  
5 ~~and in each school year thereafter years~~, upon receipt from the pupil's parent or  
6 guardian of proof of the pupil's enrollment in the private school during a school term,  
7 except as provided in subd. 5., the state superintendent shall pay to the private  
8 school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from  
9 the appropriation under s. 20.255 (2) (fu), an amount equal to the sum of the  
10 maximum amount per pupil the state superintendent paid a private school under  
11 this section in the previous school year for the grade in which the pupil is enrolled;  
12 the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current  
13 school year, if positive; and the change in the amount of statewide categorical aid per  
14 pupil between the previous school year and the current school year, as determined  
15 under s. 118.40 (2r) (e) 2p., if positive.

16 **SECTION 1662.** 119.23 (4) (bg) 6. of the statutes is created to read:

17 119.23 (4) (bg) 6. Beginning in the 2019-20 school year and in each school year  
18 thereafter, upon receipt from the pupil's parent or guardian of proof of the pupil's  
19 enrollment in the private school during a school term, except as provided in subd. 7.,  
20 the state superintendent shall pay to the private school in which the pupil is enrolled  
21 on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255  
22 (2) (fu), an amount equal to the sum of the maximum amount per pupil the state  
23 superintendent paid a private school under this section in the previous school year  
24 for the grade in which the pupil is enrolled; the amount of the per pupil revenue  
25 adjustment under s. 121.91 (2m) for the current school year, if positive; and the

1 change in the per pupil amount under s. 115.437 (2) (a) between the previous school  
2 year and the current school year, if positive.

3 **SECTION 1663.** 119.23 (4) (bg) 7. of the statutes is created to read:

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

9 a. Multiply the number of pupils participating in the program who are enrolled  
10 in the private school in any grade between kindergarten to 8 by the sum of the  
11 maximum amount per pupil the state superintendent paid a private school under  
12 this section in the previous school year for the grade in which the pupil is enrolled;  
13 the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current  
14 school year, if positive; and the change in the per pupil amount under s. 115.437 (2)  
15 (a) between the previous school year and the current school year, if positive.

16 b. Multiply the number of pupils participating in the program who are enrolled  
17 in the private school in any grade between 9 to 12 by the sum of the maximum amount  
18 per pupil the state superintendent paid a private school under this section in the  
19 previous school year for the grade in which the pupil is enrolled; the amount of the  
20 per pupil revenue adjustment under s. 121.91 (2m) for the current school year, if  
21 positive; and the change in the per pupil amount under s. 115.437 (2) (a) between the  
22 previous school year and the current school year, if positive.

23 **SECTION 1664.** 119.23 (4v) (b) of the statutes is amended to read:

24 119.23 (4v) (b) If the department considers a pupil as a resident of the city  
25 under par. (a) for a school year, the department shall ensure that the pupil is not

1 counted for that school year for purposes of determining whether a school district has  
2 exceeded its pupil participation limit under s. 118.60 (2) (be) and that the pupil is not  
3 counted for that school year for purposes of determining whether a program cap  
4 under sub. (2) (b) or s. 118.60 (2) (bh) 2. a. or b. has been exceeded.

5 **SECTION 1665.** 119.23 (4v) (c), (d) and (e) of the statutes are created to read:

6 119.23 (4v) (c) The department may consider a pupil enrolled in a private  
7 school participating in the program under this section who satisfies all of the  
8 following as a resident of a school district, other than a 1st class city school district,  
9 who is enrolled in the private school under this section:

10 1. The pupil was a resident of the city when the pupil applied to participate in  
11 the program under this section.

12 2. The pupil accepted a space at a private school participating in the program  
13 under this section as a resident of the city.

14 3. The pupil resides in a school district, other than a 1st class city school  
15 district, on the 3rd Friday in September.

16 4. The private school at which the pupil accepted a space under this section is  
17 participating in the program under s. 118.60.

18 (d) If the department considers a pupil as a resident of an eligible school  
19 district, as defined in s. 118.60 (1) (am), under par. (c) for a school year, the  
20 department shall ensure that the pupil is not counted for that school year for  
21 purposes of determining whether a program cap under sub. (2) (b) or s. 118.60 (2) (bh)  
22 2. a. has been exceeded.

23 (e) If the department considers a pupil as a resident of a school district, other  
24 than an eligible school district, as defined in s. 118.60 (1) (am), or a 1st class city  
25 school district, under par. (c) for a school year, the department shall ensure that the

1 pupil is not counted for that school year for purposes of determining whether the  
2 school district has exceeded its pupil participation limit under s. 118.60 (2) (be) and  
3 that the pupil is not counted for that school year for purposes of determining whether  
4 a program cap under sub. (2) (b) or s. 118.60 (2) (bh) 2. b. has been exceeded.

5 **SECTION 1666.** 119.23 (7) (ad) 1. of the statutes is amended to read:

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

16 **SECTION 1667.** 119.23 (7) (ad) 2. of the statutes is amended to read:

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



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

3 **SECTION 1668.** 119.313 of the statutes is created to read:

4 **119.313 Mathematics Partnership. (1)** The board, in consultation with the  
5 University of Wisconsin- Milwaukee, shall develop and implement a plan to improve  
6 mathematics instruction in schools in the school district.

7 **(2)** Annually, beginning in the 2020-21 school year, from the appropriation  
8 under s. 20.255 (2) (ah), the department shall award a grant to the board to develop  
9 and implement the plan under sub. (1). The board may use grant proceeds for  
10 personnel costs associated with developing and implementing the plan under sub.  
11 (1).

12 **(3)** The department may promulgate rules to implement and administer this  
13 section.

14 **SECTION 1669.** 119.33 of the statutes is repealed.

15 **SECTION 1670.** 119.44 (2) (a) 5. of the statutes is repealed.

16 **SECTION 1671.** 119.46 (1) of the statutes is amended to read:

17 119.46 (1) As part of the budget transmitted annually to the common council  
18 under s. 119.16 (8) (b), the board shall report the amount of money required for the  
19 ensuing school year to operate all public schools in the city under this chapter,  
20 ~~including the schools transferred to the superintendent of schools opportunity~~  
21 ~~schools and partnership program under s. 119.33 and to the opportunity schools and~~  
22 ~~partnership program under subch. II,~~ to repair and keep in order school buildings  
23 and equipment, ~~including school buildings and equipment transferred to the~~  
24 ~~superintendent of schools opportunity schools and partnership program under s.~~  
25 ~~119.33 and to the opportunity schools and partnership program under subch. II,~~ to

1 make material improvements to school property, and to purchase necessary  
2 additions to school sites. The report shall specify the amount of net proceeds from  
3 the sale or lease of city-owned property used for school purposes deposited in the  
4 immediately preceding school year into the school operations fund as specified under  
5 s. 119.60 (2m) (c) or (5) and the net proceeds from the sale of an eligible school  
6 building deposited in the immediately preceding school year into the school  
7 operations fund as specified under s. 119.61 (5). The amount included in the report  
8 for the purpose of supporting the Milwaukee Parental Choice Program under s.  
9 119.23 shall be reduced by the amount of aid received by the board under s. 121.136  
10 ~~and by the amount specified in the notice received by the board under s. 121.137 (2).~~  
11 The common council shall levy and collect a tax upon all the property subject to  
12 taxation in the city, which shall be equal to the amount of money required by the  
13 board for the purposes set forth in this subsection, at the same time and in the same  
14 manner as other taxes are levied and collected. Such taxes shall be in addition to all  
15 other taxes ~~which~~ that the city is authorized to levy. The taxes so levied and collected,  
16 any other funds provided by law and placed at the disposal of the city for the same  
17 purposes, and the moneys deposited in the school operations fund under ss. 119.60  
18 (1), (2m) (c), and (5) and 119.61 (5) shall constitute the school operations fund.

19 **SECTION 1672.** 119.49 (4) of the statutes is amended to read:

20 119.49 (4) The common council shall levy and collect a tax upon all taxable  
21 property in the city, in the same manner and at the same time as other taxes are  
22 levied and collected, ~~which~~ that shall be sufficient to pay the interest on all school  
23 bonds issued under this ~~subchapter~~ chapter ~~that~~ are outstanding and to pay  
24 such part of the principal of such school bonds as becomes due during the ensuing  
25 school year.

1           **SECTION 1673.** 119.61 (2) (b) of the statutes is amended to read:

2           119.61 (2) (b) The board shall submit a copy of the inventory required under  
3 par. (a) to ~~the commissioner~~, the superintendent of schools, the city clerk, the  
4 department, and the joint committee on finance.

5           **SECTION 1674.** 119.61 (2) (c) of the statutes is amended to read:

6           119.61 (2) (c) In addition to the inventory required under par. (a), the board  
7 shall annually notify ~~the commissioner~~, the superintendent of schools, the city clerk,  
8 the department, and the joint committee on finance any time a change is made to the  
9 use of a school building.

10          **SECTION 1675.** 119.61 (3) (a) of the statutes is amended to read:

11          119.61 (3) (a) If, within 60 days after receipt of the inventory required under  
12 sub. (2) (a) or of a notice under sub. (2) (c), ~~either the commissioner or the~~  
13 superintendent of schools submits a letter of interest regarding an eligible school  
14 building, the common council shall immediately proceed to add ~~the commissioner or~~  
15 the superintendent of schools, ~~respectively~~, as an agent of the board on any existing  
16 lease for the eligible school building between the common council and the board.

17          **SECTION 1676.** 119.61 (3) (b) of the statutes is amended to read:

18          119.61 (3) (b) If, no more than 60 days after providing ~~the commissioner and~~  
19 the superintendent of schools with a copy of the inventory under sub. (2) (a) or of a  
20 notice under sub. (2) (c), ~~neither the commissioner nor the superintendent of schools~~  
21 has not submitted a letter of interest under par. (a), the city clerk shall post a public  
22 notice on the city's Internet site. The city clerk shall include in the public notice  
23 under this subsection the address of and the information specified under sub. (2) (a)  
24 1. and 8. for each school building identified on the inventory under sub. (2) (a), or on  
25 the notice under sub. (2) (c), that is an eligible school building. The city clerk shall

1 include in the public notice a request for and instructions for submitting letters of  
2 interest from persons interested in purchasing an eligible school building.

3 **SECTION 1677.** 119.66 of the statutes is amended to read:

4 **119.66 Interest in contracts forbidden.** During the term for which elected  
5 or appointed and for 2 years after the expiration of the term, no member of the board  
6 may be employed by the board or by the department of employee trust funds in any  
7 capacity for which a salary or emolument is provided by the board or the department  
8 of employee trust funds. No board member, superintendent of schools, assistant  
9 superintendent, other assistant, teacher or other employee of the board may have  
10 any interest in the purchase or sale of property by the city for the use or convenience  
11 of the schools. No contract made in violation of this section is valid. Any  
12 consideration paid by the city for a purchase or sale prohibited by this section may  
13 be recovered in an action at law in the name of the city. Any person violating this  
14 section shall be removed from any position held under this ~~subchapter~~ chapter.

15 **SECTION 1678.** Subchapter II (title) of chapter 119 [precedes 119.9000] of the  
16 statutes is repealed.

17 **SECTION 1679.** 119.9000 of the statutes is repealed.

18 **SECTION 1680.** 119.9001 of the statutes is repealed.

19 **SECTION 1681.** 119.9002 of the statutes is repealed.

20 **SECTION 1682.** 119.9003 of the statutes is repealed.

21 **SECTION 1683.** 119.9004 of the statutes is repealed.

22 **SECTION 1684.** 119.9005 of the statutes is repealed.

23 **SECTION 1685.** 120.12 (17) of the statutes is repealed.

24 **SECTION 1686.** 120.13 (2) (g) of the statutes is amended to read:

1           120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss.  
2           49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.728, 632.746 (1) and (10) (a) 2. and (b)  
3           2., 632.747 (3), 632.798, 632.85, 632.853, 632.855, 632.867, 632.87 (4) to (6), 632.885,  
4           632.89, 632.895 ~~(9)~~ (8) to (17), 632.896, and 767.513 (4).

5           **SECTION 1687.** 120.13 (14) (b) 1. of the statutes is amended to read:

6           120.13 (14) (b) 1. ~~If a person who has contracted under par. (a) to provide a child~~  
7           ~~care program is convicted of a serious crime, as defined in s. 48.686 (1) (c), or if a~~  
8           ~~caregiver specified in s. 48.686 (1) (ag) 1. or a nonclient resident, as defined in s.~~  
9           ~~48.686 (1) (bm), of the subject to a background check under s. 48.686 (2) who operates,~~  
10          ~~works at, or resides at a child care program contracted for under par. (a), is convicted~~  
11          ~~or adjudicated delinquent for committing a serious crime on or after his or her 10th~~  
12          ~~birthday, as defined under s. 48.686 (1) (c), the school board shall rescind the contract~~  
13          ~~of the contractor for the child care program immediately upon providing written~~  
14          ~~notice of the rescission and the grounds for the rescission and an explanation of the~~  
15          ~~process for appealing the rescission.~~

16          **SECTION 1688.** 120.13 (14) (b) 2. of the statutes is amended to read:

17          120.13 (14) (b) 2. ~~If a person who has contracted under par. (a) to provide a child~~  
18          ~~care program is the subject of a pending criminal charge alleging that the person has~~  
19          ~~committed a serious crime, as defined in s. 48.686 (1) (c), or if a caregiver specified~~  
20          ~~in s. 48.686 (1) (ag) 1. or a nonclient resident, as defined in s. 48.686 (1) (bm), of the~~  
21          ~~subject to a background check under s. 48.686 (2) who operates, works at, or resides~~  
22          ~~at a child care program contracted for under par. (a) is the subject of a pending~~  
23          ~~criminal charge or delinquency petition alleging that the person has committed a~~  
24          ~~serious crime on or after his or her 10th birthday, as defined in s. 48.686 (1) (c), the~~  
25          ~~school board shall immediately suspend the contract of the contractor for the child~~

1 care program until the school board obtains information regarding the final  
2 disposition of the charge or delinquency petition indicating that the person is not  
3 ineligible to provide operate, work at, or reside at a child care program under this  
4 subsection.

5 **SECTION 1689.** 120.18 (1) (o) of the statutes is repealed.

6 **SECTION 1690.** 121.004 (7) (c) 1. a. of the statutes is amended to read:

7 121.004 (7) (c) 1. a. A pupil enrolled in a ~~5-year-old~~ kindergarten program that  
8 requires full-day attendance by the pupil for 5 days a week, but not on any day of  
9 the week that pupils enrolled in other grades in the school do not attend school, for  
10 an entire school term shall be counted as one pupil.

11 **SECTION 1691.** 121.004 (7) (c) 2. of the statutes is amended to read:

12 121.004 (7) (c) 2. In subd. 1. a. and b., "full-day" means the length of the school  
13 day for pupils in the first grade of the school district operating the 4-year-old or  
14 5-year-old kindergarten program.

15 **SECTION 1692.** 121.004 (7) (cm) of the statutes is amended to read:

16 121.004 (7) (cm) A pupil enrolled in a 4-year-old kindergarten program,  
17 including a 4-year-old kindergarten program being phased in under s. 118.14 (3) (b),  
18 that provides the required number of hours of direct pupil instruction under s. 121.02  
19 (1) (f) but requires less than full-day attendance by the pupil for 5 days a week shall  
20 be counted as 0.6 pupil if the program annually provides at least 87.5 additional  
21 hours of outreach activities. In this paragraph, "full-day" has the meaning given in  
22 par. (c) 2.

23 **SECTION 1693.** ~~121.05 (1) (a) 5. of the statutes is amended to read:~~

24 ~~121.05 (1) (a) 5. Pupils attending a technical college under s. 118.15 (1) (b) and~~  
25 ~~pupils attending an institution of higher education under s. 118.55.~~

1           **SECTION 1694.** 121.07 (2) (intro.) of the statutes is amended to read:

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

5           **SECTION 1695.** 121.07 (6) (d) of the statutes is amended to read:

6           121.07 (6) (d) The "secondary ceiling cost per member" ~~in the 2001-02 school~~  
7           ~~year and in each school year thereafter~~ is an amount determined by dividing the state  
8           total shared cost in the previous school year by the state total membership in the  
9           previous school year ~~and multiplying the result by 0.90.~~

10          **SECTION 1696.** 121.07 (8) of the statutes is renumbered 121.07 (8) (intro.) and  
11          amended to read:

12          121.07 (8) GUARANTEED VALUATION. (intro.) A school district's primary,  
13          secondary and tertiary guaranteed valuations are determined by multiplying the  
14          amounts in sub. (7) by the sum of the school district's membership, and an amount  
15          calculated as follows:

16          **SECTION 1697.** 121.07 (8) (a) of the statutes is created to read:

17          121.07 (8) (a) Determine the number of pupils residing in the school district  
18          who satisfy the income eligibility criteria for a free or reduced-price lunch under 42  
19          USC 1758 (b) (1).

20          **SECTION 1698.** 121.07 (8) (b) of the statutes is created to read:

21          121.07 (8) (b) Multiply the number of pupils under par. (a) by 0.2.

22          **SECTION 1699.** 121.08 (4) (b) (intro.) and 1. of the statutes are consolidated,  
23          renumbered 121.08 (4) (b) and amended to read:

24          121.08 (4) (b) The amount of state aid that the school district operating under  
25          ch. 119 is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also

1 be reduced by the amount calculated as follows: ~~1. Multiply the amounts paid under~~  
2 ~~s. 119.23 (4) and (4m) in the 2009-10 school year by 41.6 percent, and multiply by~~  
3 ~~multiplying~~ the amounts paid under s. 119.23 (4) and (4m) in the 2010-11 to 2012-13  
4 school years by 38.4 percent. Beginning in the 2013-14 school year, multiply the  
5 amounts paid under s. 119.23 (4) and (4m) in the current school year by a percentage  
6 determined by subtracting 3.2 percentage points from the percentage that was  
7 applied under this ~~subdivision~~ paragraph in the previous school year. This  
8 ~~subdivision~~ paragraph does not apply after the 2024-25 school year.

9 **SECTION 1700.** 121.08 (4) (b) 2. and 3. of the statutes are repealed.

10 **SECTION 1701.** 121.10 of the statutes is created to read:

11 **121.10 Hold harmless aid. (1)** In this section, "state aid" means the sum of  
12 the following:

13 (a) The payments made to a school district under ss. 121.08 and 121.105 and  
14 subch. VI.

15 (b) The payments that would be made to a school district under s. 121.136 if s.  
16 121.136 were still applicable.

17 (c) The amount that would be received by a school district under s. 79.10 (4) and  
18 (5m) if s. 79.10 (4) and (5m) were still applicable.

19 **(2)** (a) Except as provided in par. (b), in the 2020-21 school year, if a school  
20 district would receive less in equalization aid under s. 121.08 in the current school  
21 year before any adjustment is made under s. 121.15 (4) (b) than it would have  
22 received in state aid in the current school year, the department shall pay to the school  
23 district the amount equal to the difference.

24 (b) If a school district from which territory was detached to create a new school  
25 district under s. 117.105 would receive in equalization aid under s. 121.08 in the



1 school year beginning on the first July 1 following the effective date of the  
2 reorganization less than the amount determined as follows, the department shall  
3 pay to the school district the difference between the former amount and the amount  
4 determined as follows:

5 1. Divide the school district's membership in the preceding school year by the  
6 school district's membership in the 2nd preceding school year.

7 2. Multiply the amount of state aid that would have been received by the school  
8 district in the preceding school year, as adjusted under s. 121.15 (4) (b) in the current  
9 school year, by the quotient under subd. 1.

10 (3) In the school year in which a school district consolidation takes effect under  
11 s. 117.08 or 117.09 and in each of the subsequent 4 school years, if the consolidated  
12 school district's equalization aid is less than the aggregate state aid to which the  
13 consolidating school districts would have been eligible in the school year prior to the  
14 school year in which the consolidation takes effect, the department shall pay the  
15 difference to the consolidated school district.

16 (4) Additional aid under this section shall be paid from the appropriation under  
17 s. 20.255 (2) (ag). No aid may be paid under this section after the 2020-21 school year.

18 **SECTION 1702.** 121.105 (1) of the statutes is amended to read:

19 121.105 (1) ~~In~~ Except as provided in sub. (5), in this section "state aid" means  
20 the sum of the payments provided to a school district under this section and ss.  
21 121.08, 121.85 and 121.86.

22 **SECTION 1703.** 121.105 (2) (am) 1. of the statutes is amended to read:

23 121.105 (2) (am) 1. Except as provided in subd. 2., if a school district would  
24 receive less in state aid in the current school year before any adjustment is made  
25 under s. 121.15 (4) (b) than an amount equal to ~~85~~ 90 percent of the amount of state

1 aid that it received in the previous school year, as adjusted under s. 121.15 (4) (b) in  
2 the current school year, its state aid for the current school year shall be increased to  
3 an amount equal to ~~85~~ 90 percent of the state aid received in the previous school year.

4 **SECTION 1704.** 121.105 (2) (am) 2. (intro.) of the statutes is amended to read:

5 121.105 (2) (am) 2. (intro.) If a school district from which territory was detached  
6 to create a new school district under s. 117.105 would receive in state aid in the school  
7 year beginning on the first July 1 following the effective date of the reorganization  
8 less than ~~85~~ 90 percent of the amount determined as follows, its state aid in the school  
9 year beginning on the first July 1 following the effective date of the reorganization  
10 shall be increased to an amount equal to ~~85~~ 90 percent of the amount determined as  
11 follows:

12 **SECTION 1705.** 121.105 (5) of the statutes is created to read:

13 121.105 (5) (a) In this subsection, "state aid" means the sum of the payments  
14 provided to a school district under this section and s. 121.08.

15 (b) If, after making the adjustments under subs. (2), (3), and (4), a school  
16 district would receive less in state aid in the current school year before any  
17 adjustment is made under s. 121.15 (4) (b) than an amount equal to \$3,000 multiplied  
18 by the school district's membership, the school district's state aid shall be increased  
19 to an amount equal to \$3,000 multiplied by the school district's membership.

20 **SECTION 1706.** 121.136 (3) of the statutes is created to read:

21 121.136 (3) No aid may be paid under this section after June 30, 2020.

22 **SECTION 1707.** 121.137 of the statutes is repealed.

23 **SECTION 1708.** 121.15 (1m) (a) 3. of the statutes is amended to read:

24 121.15 (1m) (a) 3. Beginning in the 1999-2000 school year and ending in the  
25 2018-19 school year, annually the state shall pay to school districts, from the

1 appropriation under s. 20.255 (2) (ac), \$75,000,000 on the 4th Monday in July of the  
2 following school year.

3 **SECTION 1709.** 121.15 (1m) (a) 4. of the statutes is created to read:

4 121.15 (1m) (a) 4. Beginning in the 2020-2021 school year, annually the state  
5 shall pay to school districts, from the appropriation under s. 20.255 (2) (ac),  
6 \$1,090,000,000 on the 4th Monday in July of the following school year.

7 **SECTION 1710.** 121.15 (3m) of the statutes is created to read:

8 121.15 (3m) (a) In this subsection:

9 1. "Partial school revenues" means the sum of state school aids, property taxes  
10 levied for school districts, and aid paid to school districts under s. 79.095 (4), less all  
11 of the following:

12 a. The amount of any revenue limit increase under s. 121.91 (4) (a) 2. due to a  
13 school board's increasing the services that it provides by adding responsibility for  
14 providing a service transferred to it from another school board.

15 b. The amount of any revenue limit increase under s. 121.91 (4) (a) 3.

16 c. The amount of any revenue limit increase under s. 121.91 (4) (h).

17 d. The amount of any property taxes levied for the purpose of s. 120.13 (19).

18 e. An amount equal to the amount estimated to be paid under s. 119.23 (4) and  
19 (4m) multiplied by the sum of the applicable percentages specified in s. 121.08 (4) (b)  
20 1. and 2.

21 f. The amount by which the property tax levy for debt service on debt that has  
22 been approved by a referendum exceeds \$490,000,000.

23 2. "State school aids" means the amounts appropriated under s. 20.255 (1) (b)  
24 and (2), other than s. 20.255 (2) (az), (bb), (fm), (fp), (fq), (fr), (fu), (fv), (k), and (m),  
25 the amount appropriated under s. 20.505 (4) (es), and the amount, as determined by

1 the secretary of administration, of the appropriation under s. 20.505 (4) (s) allocated  
2 for payments to telecommunications providers under contracts with school districts  
3 and cooperative educational service agencies under s. 16.971 (13), and to make  
4 information technology infrastructure grants under s. 16.9945.

5 (b) By May 15, 2021, and annually by May 15 thereafter, the department, the  
6 department of administration, and the legislative fiscal bureau shall jointly certify  
7 to the joint committee on finance an estimate of the amount necessary to appropriate  
8 under s. 20.255 (2) (ac) in the following school year to ensure that state school aids  
9 equal two-thirds of partial school revenues.

10 (c) By June 30, 2020, and biennially by June 30 thereafter, the joint committee  
11 on finance shall determine the amount appropriated under s. 20.255 (2) (ac) in the  
12 following school year.

13 **SECTION 1711.** 121.41 of the statutes is amended to read:

14 **121.41 Driver education programs; fees.** A school board, operator of a  
15 charter school authorized under s. 118.40 (2r) or (2x), cooperative educational service  
16 agency, or the technical college system board may establish and collect reasonable  
17 fees for any driver education program or part of a program which is neither required  
18 for nor credited toward graduation. The school board, operator of a charter school  
19 authorized under s. 118.40 (2r) or (2x), cooperative educational service agency, or the  
20 technical college system board may waive any fee established under this subsection  
21 for any indigent pupil.

22 **SECTION 1712.** 121.42 of the statutes is created to read:

23 **121.42 Driver education programs; state aid. (1)** In this section:

1 (a) "Driver education program" means an instructional program in driver  
2 education approved by the department and operated by a qualified driver education  
3 provider.

4 (b) "Eligible pupil" means a pupil who met the income eligibility standard for  
5 a free or reduced-price lunch in the federal school lunch program under 42 USC 1758  
6 (b) (1) in the previous school year.

7 (c) "Qualified driver education provider" means a school board, the operator of  
8 a charter school authorized under s. 118.40 (2r) or (2x), or a cooperative educational  
9 service agency.

10 (2) Beginning in the 2020-21 school year, from the appropriation under s.  
11 20.255 (2) (cv) and subject to sub. (4), the department shall pay to each qualified  
12 driver education provider the amount determined under sub. (3) if all of the following  
13 apply:

14 (a) The qualified driver education provider demonstrates to the department  
15 that for eligible pupils the qualified driver education provider reduced the fees the  
16 qualified driver education provider otherwise charges pupils to enroll in and  
17 complete the driver education program.

18 (b) By October 1, 2020, and annually thereafter, the qualified driver education  
19 provider reports to the department the number of eligible pupils who enrolled in and  
20 successfully completed a driver education program operated by qualified driver  
21 education in the previous school year.

22 (3) The department shall calculate the amount paid to a qualified driver  
23 education provider under sub. (2) by multiplying the number of eligible pupils  
24 reported under sub. (2) (b) by the lesser of the following:

25 (a) Two hundred dollars.

1 (b) The amount by which the qualified driver education provider reduced fees  
2 under sub. (2) (a) in the previous school year.

3 (4) If the appropriation under s. 20.255 (2) (cv) in any fiscal year is insufficient  
4 to pay the full amount of aid under sub. (2), the department shall prorate the aid  
5 payments among the entitled qualified driver education providers.

6 (5) The department may promulgate rules to implement and administer this  
7 section.

8 **SECTION 1713.** 121.58 (2) (a) 4. of the statutes is amended to read:

9 121.58 (2) (a) 4. For each pupil so transported whose residence is more than  
10 12 miles from the school attended, ~~\$300~~ \$365 per school year in the ~~2016-17~~ 2018-19  
11 school year and ~~\$365~~ \$375 per school year thereafter.

12 **SECTION 1714.** 121.58 (4) of the statutes is amended to read:

13 121.58 (4) STATE AID FOR SUMMER CLASS TRANSPORTATION. Annually on or before  
14 October 1 of the year in which transportation is provided under s. 118.50 (3) (b) or  
15 121.54 (4), or under s. 121.54 (10) if the transportation is provided by the nonresident  
16 school district that a pupil attends under s. 118.51 or 121.84 (4), the school district  
17 clerk shall file with the department a report, containing such information as the  
18 department requires, on transportation provided by the school board to and from  
19 summer classes. Upon receipt of such report and if the summer classes meet the  
20 requirements of s. 121.14 (1) (a) 1. or 2., state aid shall be paid for such  
21 transportation. A school district ~~which~~ that provides such transportation shall be  
22 paid state aid for such transportation at the rate of \$10 per pupil transported to and  
23 from public school whose residence is at least 2 miles and not more than 5 miles by  
24 the nearest traveled route from the public school attended, and \$20 per pupil  
25 transported to and from public school whose residence is more than 5 miles by the

1 nearest traveled route from the public school attended, ~~if the pupil is transported 30~~  
2 ~~days or more. The state aid shall be reduced proportionately if the pupil is~~  
3 ~~transported less than 30 days.~~

4 **SECTION 1715.** 121.59 (2) (intro.) of the statutes is amended to read:

5 121.59 (2) (intro.) Annually the department shall, subject to sub. (3), pay to  
6 each eligible school district the amount determined as follows:

7 **SECTION 1716.** 121.59 (2m) (a) (intro.), 1. and 2. of the statutes are renumbered  
8 121.59 (2m) (intro.), (am) and (bm), and 121.59 (2m) (intro.) and (bm), as  
9 renumbered, are amended to read:

10 121.59 (2m) (intro.) ~~Beginning in the 2017-18 school year and in any school~~  
11 ~~year thereafter, if a~~ If an eligible school district was eligible to receive aid under sub.  
12 (2) in the immediately preceding school year but is ineligible to receive aid in the  
13 current school year because the number under sub. (2) (d) is not a positive number,  
14 the state superintendent shall, subject to ~~par. (b)~~ sub. (3), pay to that eligible school  
15 district the amount determined as follows:

16 (bm) Multiply the amount under ~~subd. 1, par. (am)~~ by 0.5.

17 **SECTION 1717.** 121.59 (2m) (b) of the statutes is repealed.

18 **SECTION 1718.** 121.59 (3) of the statutes is amended to read:

19 121.59 (3) Aid under this section ~~shall be~~ is paid from the appropriation under  
20 s. 20.255 (2) (cq). If the appropriation under s. 20.255 (2) (cq) is insufficient to pay  
21 the full amount of aid under subs. (2) and (2m), the state superintendent shall  
22 prorate the payments among the eligible school districts entitled to receive aid under  
23 this section.

24 **SECTION 1719.** 121.84 (4) (b) of the statutes is amended to read:

1           121.84 (4) (b) If a pupil attends school in a school district outside the pupil's  
2 school district of residence under par. (a), s. 118.51 (12) ~~(b)~~, (14), (16), and (17) apply  
3 to the pupil as if the pupil were attending school in a nonresident school district  
4 under s. 118.51. If the pupil is rejected as a result of s. 118.51 (12) ~~(b)~~, s. 118.51 (9)  
5 applies.

6           **SECTION 1720.** 121.90 (2) (am) 1. of the statutes is amended to read:

7           121.90 (2) (am) 1. Aid under ss. 121.08, 121.09, 121.10, 121.105, and 121.136  
8 and subch. VI, as calculated for the current school year on October 15 under s. 121.15  
9 (4) and including adjustments made under s. 121.15 (4).

10          **SECTION 1721.** 121.90 (2) (am) 4. of the statutes is repealed.

11          **SECTION 1722.** 121.905 (1) (a) of the statutes is renumbered 121.905 (1) and  
12 amended to read:

13          121.905 (1) ~~Except as provided in par. (b), in~~ In this section, "revenue ceiling"  
14 means ~~\$9,100 in the 2017-18 school year, \$9,400 in the 2018-19 school year, \$9,500~~  
15 ~~\$9,700 in the 2019-20 school year, \$9,600 and \$10,000 in the 2020-21 school year,~~  
16 ~~\$9,700 in the 2021-22 school year, and \$9,800 in the 2022-23 school year and in any~~  
17 ~~subsequent~~ each school year thereafter.

18          **SECTION 1723.** 121.905 (1) (b) of the statutes is repealed.

19          **SECTION 1724.** 121.905 (3) (c) 6. of the statutes is amended to read:

20          121.905 (3) (c) 6. For the limit for the 2015-16, 2016-17, 2017-18, and 2018-19  
21 ~~school year or any school year thereafter~~ years, make no adjustment to the result  
22 under par. (b).

23          **SECTION 1725.** 121.905 (3) (c) 7. of the statutes is created to read:

24          121.905 (3) (c) 7. For the limit for the 2019-20 school year, add \$200 to the  
25 result under par. (b).