

CR 87-2

CERTIFICATE

STATE OF WISCONSIN)
DEPARTMENT OF PUBLIC INSTRUCTION) SS

I, State Superintendent of the Department of Public Instruction and custodian of the official records of said department, do hereby certify that the annexed rule relating to high school graduation standards was duly approved and adopted by this Department on the first day of the month following publication in the Wisconsin Administrative Register.

I further certify that said copy has been compared by me with the original on file in this Department and the same is a true copy thereof, and of the whole of such original.

RECEIVED

JUN 15 1987
M. J. ...
Revisor of Statutes
Bureau

IN TESTIMONY WHEREOF, I hereunto set my hand and affixed the official seal of the Department at General Executive Facility (GEF) 3, 125 South Webster Street, P.O. Box 7841, in the city of Madison, this 11th day of June, 1987.

Herbert J. Grover

Herbert J. Grover
State Superintendent
State Department of Public Instruction

8-1-87

ORDER OF THE
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
AMENDING RULES

1 To amend PI 18.02(8) and 18.05(1)(d) and to create PI 18.02(7m) and (11), relating to
2 high school graduation requirements.

Analysis by the Department of Public Instruction

Section 118.33, Stats. contains the requirements which all pupils must meet in order for a school board to grant them high school diplomas, and s. 118.33(1)(b) specifically requires that each pupil must have been enrolled in a class or participated in an activity approved by the school board during each class period of each school day. Chapter PI 18 contains the rules relating to these statutory requirements.

Currently the rules do not specify the kinds of activities which may or may not be approved by a board to meet the high school graduation requirements. However, the Department has interpreted this statute to mean that a pupil must be participating in some kind of instructional activity and that "open campus" type arrangements and work release should not be approved by the board as an activity under this statute. The Joint Committee for the Review of Administrative Rules has determined that the interpretation, while correct, should be promulgated as an administrative rule.

Therefore, this proposed amendment to s. PI 18.05(1)(d) states that "Open campus and work release may not be approved by a board under this section. A pupil's employment during school hours may be approved if the employment is part of or related to the pupil's instructional program; or approved as an accommodation for a pupil with exceptional educational interests, needs, or requirements under s. PI 18.04."

In addition, the definition of "pupils with exceptional educational interests, needs or requirements" has been amended to provide clarification that pupils' unusual circumstances are determined through board policy. The term "pupils with unusual circumstances" refers to "exceptional" and "educational" interests, needs or requirements which may not have been listed in the definition. It should be noted that, although the board may determine which pupils have "exceptional educational interests, needs or requirements," any accommodations which the board intends to make for those pupils must be submitted to and approved by the Department under s. PI 18.04.

3 Pursuant to the authority vested in the state superintendent of public instruction by
4 s. 118.33(2), Stats., and interpreting s. 118.33(1)(b), Stats., the state superintendent hereby
5 amend rules as follows:

6 SECTION 1. PI 18.02(7m) is created to read:

7 PI 18.02(7m) "Open campus" means a policy of allowing a pupil to leave the school
8 premises during any class period solely because the pupil is not enrolled in a class during
9 that class period.

1 SECTION 2. PI 18.02(8) is amended to read:

2 PI 18.02(8) "Pupils with exceptional educational interests, needs, or requirements"
3 includes children with exceptional educational needs as defined under s. 115.76(3), Stats.,
4 gifted and talented children as determined by the board, limited-English speaking pupils as
5 defined under s. 115.955, Stats., transfer pupils, pupils as provided in s. 118.15(1)(d), Stats.,
6 and other pupils with ~~exceptional educational interests, needs, or requirements~~ as specified
7 under a board program submitted to the state superintendent for approval under
8 ~~s. PI 18.04(3)~~ unusual circumstances as established by local school board policy.

9 SECTION 3. PI 18.02(11) is created to read:

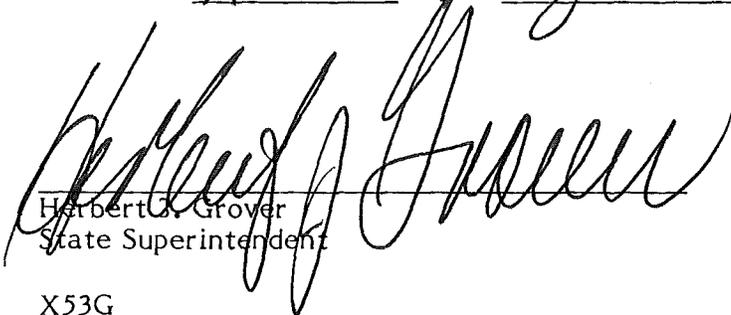
10 PI 18.02(11) "Work release" means permitting pupils to leave the school premises
11 solely for employment.

12 SECTION 4. PI 18.05(1)(d) is amended to read:

13 PI 18.05(1)(d) The activities approved by the board under s. 118.33(1)(b), Stats. Open
14 campus and work release may not be approved by a board under this section. A pupil's
15 employment during school hours may be approved if the employment is part of or related
16 to the pupil's instructional program; or if the employment is approved as an accommodation
17 for a pupil with exceptional educational interests, needs, or requirements under
18 s. PI 18.04.

The rules contained in this order shall take effect on the first day of the month following publication in the Wisconsin Administrative Register as provided in s. 227.22(2) (intro.), Stats., as affected by 1985 Wisconsin Act 182.

Dated this 11th day of June, 1987.


Herbert A. Grover
State Superintendent

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