

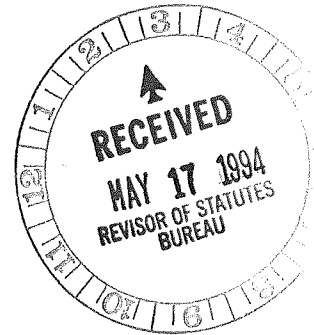
CR 94-34

CERTIFICATE

STATE OF WISCONSIN)
) SS
DEPARTMENT OF PUBLIC INSTRUCTION)

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 the Milwaukee parental private school choice program 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.

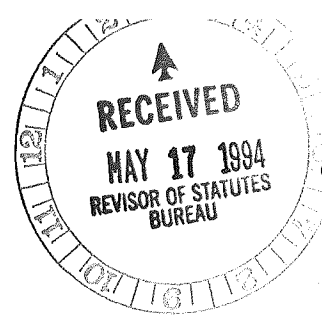


IN TESTIMONY WHEREOF, I hereunto set my hand and affixed the official seal of the Department at General Executive Facility (GEF) 3, 125 South Webster Street, P.O. Box 7841, in the city of Madison, this 17th day of May, 1994.

John T. Benson

John T. Benson
State Superintendent
State Department of Public Instruction

8-1-94



ORDER OF THE
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
AMENDING RULES

The state superintendent of public instruction hereby repeals PI 35.02 (6) (b); renumbers PI 35.02 (6) (c) and (d); and amends PI 35.01, PI 35.03 (1) (intro.) and (3) (b), relating to the Milwaukee parental private school choice program.

ANALYSIS BY THE DEPARTMENT OF PUBLIC INSTRUCTION

Statutory authority: ss. 227.11 (2) (a) and 227.16 (2) (b), Stats.

Statute interpreted: s. 119.23, Stats.

1993 Wisconsin Act 16 modified certain provisions in the Milwaukee parental private school choice program. These modifications included changing the submission deadline for a private school's notice of intent to participate in the program from June 30 to May 1; increasing the percentage of pupils allowed to participate in a private school from 1% to 1.5% of the Milwaukee school district's membership; and increasing the percentage of a private school's enrollment from 49% to 65% of pupils attending under the private school choice program.

The proposed rules have been modified to conform to current statutory language. Therefore, pursuant to s. 227.16(2)(b), Stats., the department will not hold public hearings regarding these rules.

1 **SECTION 1.** PI 35.01 is amended to read:

2 PI 35.01 PURPOSE. Under s. 119.23 (2) (a), Stats., any qualified pupil
3 in grades kindergarten to 12 who resides within a city may attend, at no
4 charge, any participating nonsectarian private school located in the city.
5 Participation in the private school choice program is limited to 1.5% of the
6 school district's membership. This chapter establishes approval criteria and
7 requirements for private schools participating in the private school choice
8 program, requirements for receipt of state aid for those private schools under
9 s. 119.23 (4), Stats., and requirements for schools operating under ch. 119,
10 Stats.

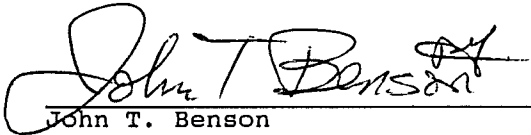
11 **SECTION 2.** PI 35.02 (6) (b) is repealed.

12 **SECTION 3.** PI 35.02 (6) (c) and (d) are renumbered PI 35.02 (6) (b) and
13 (c).

1 SECTION 4. PI 35.03 (1) (intro.) and (3) (b) are amended to read:
2 PI 35.03 (1) (intro.) By ~~June 30~~ May 1 each year a private school which
3 intends to participate in the private school choice program the following
4 school year shall submit to the state superintendent a notice of intent to
5 participate. The notice of intent shall include all of the following:
6 (3) (b) No more than ~~49%~~ 65% of the private school's enrollment consists
7 of pupils attending under the private school choice program as determined on
8 the third Friday in September enrollment count of the current school year.

The rules contained in this order shall take effect on the first day of the month commencing after the date of publication in the Wisconsin Administrative Register, as provided in s. 227.22 (2) (intro.), Stats.

Dated this 17th day of May, 1994



John T. Benson
State Superintendent

