

1973 Senate Bill 713

Date published:
June 11, 1974

CHAPTER 258, Laws of 1973

AN ACT to amend 115.87 (6); and to create 115.87 (6m) of the statutes, relating to charges against school districts for children enrolled in special education programs.

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

SECTION 1. Legislative intent. It is the intent of the legislature in this act to ensure that preference is given, whenever appropriate, to education of a child with exceptional educational needs in classes along with children who do not have such needs. Furthermore, the legislature recognizes that it is frequently in the best interest of a child with exceptional educational needs to be educated in an environment as similar as possible to the educational environment surrounding his siblings and neighbors who do not have such needs.

SECTION 2. 115.87 (6) of the statutes, as affected by chapter 89, laws of 1973, is amended to read:

115.87 (6) If a child with exceptional educational needs resides in a school district or area served by a county handicapped children's education board which maintains an appropriate special education program for such child and if the child attends a special education program in another school district or area served by another county handicapped children's education board, tuition therefor shall be charged to the school district of residence if the school board of such district has placed the child pursuant to sub. (6m) or to the child's parent unless the state superintendent and the school district administrators or county handicapped children's education boards have approved the transfer. If the state superintendent and school district administrators or county handicapped children's education boards approve the transfer of a child to an equivalent special education program in another school district or area served by another county handicapped children's education board for good reason to serve the best interests of the child, the child may attend such special education program and tuition therefor shall be paid by the school district or county of residence.

SECTION 3. 115.87 (6m) of the statutes is created to read:

115.87 (6m) If a school district has territory lying in 2 or more counties which have county handicapped children's education boards which operate comparable programs and if one of the boards operates a program in a facility owned or leased by the school board, the school board may, if it deems it to be in the child's best interest, place a child in the program operated in the district's facilities and pay tuition to the county handicapped children's education board operating such program if the child resides in the district but does not reside in the county operating the program. Tuition shall be computed under sub. (3).
