

1983 Assembly Bill 370

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1983 Wisconsin Act 339

AN ACT *to repeal* 120.10 (17) and 120.17 (6); *to amend* 120.11 (1), 120.13 (3), (5) and (7), 120.13 (22) and (24), 120.75 and 440.41 (3) (f); *to repeal and recreate* 120.13 (17) to (20); and *to create* 120.13 (8) of the statutes, *relating to* various changes in the statutes pertaining to the powers and duties of school boards.

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

SECTION 1. 120.10 (17) of the statutes is repealed.

SECTION 2. 120.11 (1) of the statutes is amended to read:

120.11 (1) The school board in a common or union high school district shall hold a regular meeting at least once each month at a time and place determined by the school board and may hold special school board meetings under sub. (2). A majority of the ~~elected~~ school board members constitute a quorum at a regular or special school board meeting. The school district president shall preside at school board meetings. In the president's absence, the school district vice president shall preside or, in the case of a 3-member board, the school board may select another school board member to preside. The school district clerk shall record the minutes of school board meetings and, in his or her absence, the school board may select another school board member to act as the clerk of the meeting.

SECTION 3. 120.13 (3), (5) and (7) of the statutes are amended to read:

120.13 (3) AGREEMENTS WITH GOVERNMENTAL UNITS. Enter into agreements, including leases for a term not exceeding 50 years, with a school ~~district board~~, vocational, technical and adult education district board, city, village, town, county or the state or any department or agency thereof for the purchase, operation and maintenance of land,

buildings and equipment for educational purposes, including, without limitation because of enumeration, contracts for the construction or repair of school driveways, roadways and parking areas or for the operation of any school program authorized by law.

(5) (title) BOOKS, MATERIAL AND EQUIPMENT. Purchase or otherwise acquire necessary books and stationery ~~for the proper administration of the school district;~~ purchase, equipment, ~~books,~~ school apparatus and ~~heating and ventilating apparatus~~ materials for the use of the schools of the school district ~~from any funds not otherwise appropriated;~~ and purchase any school books which in its judgment are needed by pupils whose parents are not able to furnish such books.

(7) (title) EXCHANGE TEACHERS AND ADMINISTRATORS. Exchange any teacher or administrator employed by the school district board for a teacher or administrator employed by a school district board in another state or country or employed by a college or university, the state, a vocational, technical and adult education district board or a cooperative educational service agency. No exchange may be for a longer period than one year. A teacher or administrator of this state exchanged under this subsection shall be deemed to have taught during the period in the school district by which the teacher or administrator is employed and shall be assessed, for the benefit of the public employe trust fund, the full amount which would have been assessed against the teacher or administrator had the teacher or administrator actually taught in the school district.

SECTION 4. 120.13 (8) of the statutes is created to read:

120.13 (8) FUNDS FOR REWARDS. Establish a reward, not exceeding \$500, for information leading to the arrest and conviction of persons who damage or destroy school property or who injure any person while at school or under the supervision of a school authority.

SECTION 5. 120.13 (17) to (20) of the statutes are repealed and recreated to read:

120.13 (17) TEMPORARY USE OF SCHOOL PROPERTY. Grant the temporary use of school grounds, buildings, facilities or equipment, upon such conditions, including fees not to exceed actual costs, as determined by the school board, to any responsible person for any lawful nonschool purpose if such use does not interfere with use for school purposes or school-related functions. The school board shall charge a reasonable fee for such use by religious organizations. Fees received under this subsection shall be paid into the school district treasury and accounted for as prescribed under s. 115.28 (13). The user shall be primarily liable, and the school board secondarily liable, for any damage to property and for any expense incurred in consequence of any use of school grounds, buildings, facilities or equipment under this subsection.

(18) PROPERTY FOR ECOLOGICAL, AGRICULTURAL OR VOCATIONAL INSTRUCTION. Subject to the authority of the annual or special meeting to approve the acquisition of real property, acquire real or personal property for ecological, agricultural or vocational instruction, experimentation or other school-related purposes.

(19) COMMUNITY PROGRAMS AND SERVICES. Establish and maintain community education, training, recreational, cultural or athletic programs and services, outside the regular curricular and extracurricular programs for pupils, under such terms and conditions as the school board prescribes. The school board may establish and collect fees to cover all or part of the costs of such programs and services. Costs associated with such programs and services shall not be included in the school district's shared cost under s. 121.07 (6).

(20) OPTIONS TO PURCHASE REAL PROPERTY. Solicit and obtain one or more options to purchase real property and, upon approval of the annual or special meeting, exercise such option.

SECTION 6. 120.13 (22) and (24) of the statutes are amended to read:

120.13 (22) (title) CABLE TELEVISION AND DATA PROCESSING SERVICES. Enter into leases for a term not exceeding 20 years for acquisition of cable television or data processing services and facilities for educational purposes.

(24) (title) CONTRACTS WITH OTHER GOVERNMENTAL UNITS. Participate and enter into contracts with ~~other~~ school boards and other governmental units as provided under s. 66.30 (6).

SECTION 7. 120.17 (6) of the statutes is repealed.

SECTION 8. 120.75 of the statutes is amended to read:

120.75 School board powers and duties. The public schools of a unified school district shall be under the management, control and supervision of a school board. The school board shall have the powers and duties ~~under ss. 120.12 to 120.17, 120.21, 120.22 and 120.58, including the power to make rules pertaining to conduct and dress of pupils in order to maintain good decorum and a favorable academic atmosphere of the school board and annual meeting in a common school district.~~ The officers of a unified school district have the powers and duties of the officers of a common school district. No annual meeting shall be held in a unified school district ~~but the school board shall have the powers of the annual meeting under s. 120.10. Annually, the school district clerk shall file the report required under s. 120.18. The school board shall employ a school district administrator under s. 118.24.~~ The school board shall not, in the name of the school district, issue bonds or incur other indebtedness without approval of the electors of the school district in any instance where the school board of a common school district is not authorized to do so.

SECTION 9. 440.41 (3) (f) of the statutes is amended to read:

440.41 (3) (f) Any state agency, city, village ~~or~~, town or school board, as defined in s. 115.01 (4).

SECTION 10. **Cross-reference changes.** In the sections of the statutes listed in Column A, the cross-references shown in Column B are changed to the cross-references shown in Column C:

A	B	C
Statute Sections	Old Cross-References	New Cross-References
119.04 (1)	120.13 (1), (19) and (26)	120.13 (1), (17) to (19) and (26)
120.61 (7)	120.13 (19)	120.13 (17)
