

State of Wisconsin



1997 Assembly Bill 261

Date of enactment: April 17, 1998

Date of publication*: May 1, 1998

1997 WISCONSIN ACT 129

AN ACT to amend 115.81 (1) (a) of the statutes; relating to: statute of limitations for special education appeals.

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

SECTION 1. 115.81 (1) (a) of the statutes is amended to read:

115.81 (1) (a) A parent may file a written request with the department for a hearing ~~whenever the school board proposes or refuses~~ within one year after the refusal or proposal of the school board to initiate or change his or her child's multidisciplinary team evaluation, individualized education program, educational placement or the

provision of an appropriate special education program, except that, if the school board has not previously provided the parent with notice of his or her right to request a hearing under this paragraph, the parent may file a request under this paragraph within one year after the school board provides such notice.

SECTION 2. Initial applicability.

(1) This act first applies to the refusal or proposal of a school board under section 115.81 (1) (a) of the statutes, as affected by this act, that occurs on the effective date of this subsection.

* Section 991.11, WISCONSIN STATUTES 1995-96: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].