



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBa2116/1
TKK:jld:rs

**SENATE AMENDMENT 1,
TO SENATE SUBSTITUTE AMENDMENT 3,
TO 2009 SENATE BILL 25**

April 13, 2010 – Offered by Senator OLSEN.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 1, line 6: after “(1)” insert “(a)”.

3 **2.** Page 1, line 9: delete “state” and substitute “school board. The school board
shall schedule a hearing within 45 days after the complaint is filed.”.

4 **3.** Page 1, line 9: after that line insert:

5 “(b) At the hearing, the school board shall determine whether the use of the
6 race-based nickname, logo, mascot, or team name by the school board promotes
7 discrimination, pupil harassment, or stereotyping. The school board shall issue a
8 written decision within 45 days after the hearing and shall include the reason for its
9 decision.

10 (c) If the school board finds that the race-based nickname, logo, mascot, or team
11 name promotes discrimination, pupil harassment, or stereotyping, the school board

1 shall terminate its use of the nickname, logo, mascot, or team name within 12 months
2 after issuing the decision.

3 **(1d)** The school district resident under sub. (1) (a) may appeal the school
4 board’s decision under sub. (1) (b) to the state”.

5 **4.** Page 1, line 10: after “superintendent” insert:

6 “by submitting a written notice of appeal together with the written decision of
7 the school board to the state superintendent”.

8 **5.** Page 1, line 10: delete “complainant” and substitute “school district
resident”.

9 **6.** Page 3, line 7: delete the material beginning with “school board” and ending
with “evidence that” on line 8 and substitute “state superintendent shall determine
whether”.

10 **7.** Page 3, line 9: delete “does not promote” and substitute “promotes”.

11 **8.** Page 3, line 12: delete “(1)” and substitute “(1d)”.

12 **9.** Page 3, line 19: delete “(1)” and substitute “(1d)”.

13 **10.** Page 3, line 22: delete the material beginning with “school board” and
ending with “evidence that” on line 23 and substitute “state superintendent shall
determine whether”.

14 **11.** Page 3, line 24: delete “does not promote” and substitute “promotes”.

15 (END)