

State of Misconsin 2011 - 2012 LEGISLATURE



ASSEMBLY AMENDMENT 1, TO 2011 SENATE BILL 234

November 3, 2011 – Offered by Representative KRUSICK.

1	At the locations indicated, amend the bill, as follows:
2	1. Page 2, line 1: delete "schools, and" and substitute "schools,".
3	2. Page 2, line 2: after "schools" insert "a school assessment guide, the
4	operation of, and insurance requirements related to, school buses and alternative
5	methods of pupil transportation, making an appropriation, and providing a penalty".
6	3. Page 4, line 1: before that line insert:
7	"SECTION 1d. 20.255 (2) (fw) of the statutes is created to read:
8	20.255 (2) (fw) Parental choice programs; pupil assessments. A sum sufficient
9	to pay the costs of acquiring, administering, and scoring the examinations required
10	under ss. 118.30 (1s) and (1t), 118.60 (7) (b) 1., and 119.23 (7) (b) 1.
11	SECTION 1d. 115.28 (7) (b) of the statutes is amended to read:
12	115.28 (7) (b) Subject to the same rules and laws concerning qualifications of
13	applicants and granting and revocation of licenses or certificates under par. (a), the

1 state superintendent shall grant certificates and licenses to teachers in private $\mathbf{2}$ schools and tribal schools, except that teaching experience requirements for such 3 certificates and licenses may be fulfilled by teaching experience in public, private, 4 or tribal schools. An applicant is not eligible for a license or certificate unless the 5 state superintendent finds that the private school or tribal school in which the 6 applicant taught offered an adequate educational program during the period of the 7 applicant's teaching therein. Private Except as provided in ss. 118.60 (7) (b) 9. and 119.23 (7) (b) 9., private schools are not obligated to employ only licensed or certified 8 9 teachers.

10

SECTION 1h. 115.28 (27) of the statutes is created to read:

11 115.28 (27) SCHOOL ASSESSMENT GUIDE. Develop a guide for parents to use in 12assessing public and private schools, including charter schools. The guide shall 13 include information on how to evaluate the academic performance of pupils enrolled 14in a school, a school's academic opportunities, a school's expenditures per enrolled 15pupil, the education and experience levels of teachers, and the opportunities for 16 parental involvement in a school and classroom, and may include additional 17In developing the guide, the department shall consult with the information. Wisconsin Association of School Boards, the Wisconsin Association of School District 18 19 Administrators, the Wisconsin Charter Schools Association, the Wisconsin Council 20 of Religious and Independent Schools, the Wisconsin Education Association Council, 21and School Choice Wisconsin, Inc. The department shall post the guide on its 22Internet site and make copies of the guide available to schools upon request.

23 **SECTION 1p.** 118.19 (1) of the statutes is amended to read:

24 118.19 (1) Except as provided in s. 118.40 (8) (b) 2., any person seeking to teach
25 in a public school, including a charter school, in a private school participating in the

- 2 -

1 program under s. 118.60 or 119.23, or in a school or institution operated by a county 2 or the state shall first procure a license or permit from the department.". 4. Page 4, line 1: substitute "SECTION 1t" for "SECTION 1". 3 **5.** Page 10, line 14: after that line insert: 4 $\mathbf{5}$ "SECTION 9e. 118.60 (6m) (e), (f) and (g) of the statutes are created to read: 6 118.60 (6m) (e) Provide, annually to the department and upon request to any 7 person, all of the following: 8 1. The results of all standardized examinations administered to pupils 9 attending the private school under this section in the previous 5 school years, 10 categorized by subject area, grade, sex, race, disability, and economic status, except 11 as provided in par. (f). The department shall post the results on its Internet site. 122. Rates of graduation, truancy, attendance, suspension, and expulsion in the previous school year, categorized as specified in subd. 1., except as provided in par. 13 14 (f). 153. The private school's requirements for promotion from grade to grade and for 16 graduation. 174. The number of pupils enrolled in the previous school year who were children with a disability, as defined s. 115.76 (5), except as provided in par. (f). 18 19 5. The private school's safety plan. 20 6. The services provided by the private school to pupils who are children with 21disabilities, as defined in s. 115.76 (5). 227. The private school's attrition rate for teachers in the previous school year, 23as compared to the statewide attrition rate in the previous school year and the $\mathbf{24}$ attrition rate of the eligible school district in the previous school year.

1 8. The private school's budget, specifying all existing indebtedness and all $\mathbf{2}$ anticipated revenue from all sources during the ensuing fiscal year and all proposed 3 expenditures during the ensuing fiscal year.

4

9. The private school's academic standards adopted under s. 118.30 (1g) (a) 4.

 $\mathbf{5}$ (f) A private school participating in the program under this section is not 6 required to categorize the information under par. (e) 1. and 2., or disclose the 7 information under par. (e) 4., if the number of pupils in a category is insufficient to 8 yield statistically reliable information or the results would reveal personally 9 identifiable information about an individual pupil.

10 (g) A private school participating in the program under this section shall 11 ensure that the information specified under par. (e) 1., as well as information on the 12percentage of pupils attending the school who are enrolled in advanced placement 13courses, and the percentage of such pupils that successfully complete such courses, 14is always available on the counter in the school's office.

15

SECTION 9m. 118.60 (7) (am) 1. of the statutes, as created by 2011 Wisconsin 16 Act 32, is amended to read:

17118.60 (7) (am) 1. An independent financial audit of the private school conducted by an independent certified public accountant, accompanied by the 18 19 auditor's statement that the report is free of material misstatements and fairly 20presents pupil costs under sub. (4) (b) 1. The audit under this subdivision shall be 21limited in scope to those records that are necessary for the department to make 22payments under subs. (4) and (4m), except that the certified public accountant 23conducting the audit shall include a report on the private school's compliance with $\mathbf{24}$ par. (b) 11. a. and c. The auditor shall conduct his or her audit, including determining 25sample sizes and evaluating financial viability, in accordance with the auditing

- 4 -

standards established by the American Institute of Certified Public Accountants.
 The department may not require an auditor to comply with standards that exceed
 the scope of the standards established by the American Institute of Certified Public
 Accountants.

5

SECTION 9s. 118.60 (7) (b) 9. to 13. of the statutes are created to read:

6 118.60 (7) (b) 9. Ensure that every teacher, supervisor, administrator, and 7 professional staff member holds a license or permit to teach issued by the 8 department.

9 10. Develop policies on truancy, excused and unexcused absences, bullying, 10 pupil engagement in learning activities, promoting the emotional development of 11 pupils, promoting practices designed to provide instruction to each pupil based on 12 the pupil's abilities, and promoting parental involvement and volunteerism. The 13 latter policy shall describe the circumstances under which a pupil's parent or 14 guardian may volunteer, shadow the pupil in school, and observe the pupil in the 15 pupil's classes.

16 11. a. Maintain records for each pupil attending the private school under this 17 section while the pupil attends the school and for at least 5 years after the pupil 18 ceases to attend the school, except that if the private school ceases operating as a 19 private school, it shall immediately transfer all of the records of the pupils who 20 attended the school under this section to the school board of the eligible school 21 district.

b. Upon request, provide a pupil or the parent or guardian of a minor pupil who
is attending the private school under this section with a copy of the pupil's records,
except that the private school need not provide a pupil's parent with a copy of the

- 5 -

pupil's records if the pupil's parent has been denied periods of physical placement
 with the pupil under s. 767.41 (4).

- 6 -

c. Issue a high school diploma or certificate to each pupil who attends the
private school under this section and satisfactorily completes the course of
instruction and any other requirements necessary for high school graduation.

12. Permit public inspection and copying of any record, as defined in s. 19.32
(2), of the private school to the same extent as is required of, and subject to the same
terms and enforcement provisions that apply to, an authority under subch. II of ch.
19.

10 13. Provide public access to its meetings to the same extent as is required of,
and subject to the same terms and enforcement provisions that apply to, a
governmental body under subch. V of ch. 19.".

13 **6.** Page 11, line 9: after that line insert:

14 "SECTION 11d. 118.60 (10) (a) 9. and 10. of the statutes are created to read:

15 118.60 (10) (a) 9. Failed to procure and maintain in effect the insurance
required under s. 121.53 (4) or 121.555 (2) (a).

17 10. Failed to procure and maintain in effect the insurance required by the18 department by rule.

SECTION 11h. 118.60 (10) (am) 4. of the statutes is created to read:

20 118.60 (10) (am) 4. The private school has violated s. 100.18 (1).

SECTION 11p. 118.60 (10) (d) of the statutes, as created by 2011 Wisconsin Act
32, is amended to read:

1	118.60 (10) (d) The state superintendent may withhold payment from a private
2	school under subs. (4) and (4m) if the private school violates this section or s. 118.125
3	<u>(4)</u> .
4	SECTION 111. 119.16 (15) of the statutes is created to read:
5	119.16 (15) MILWAUKEE PARENTAL CHOICE PROGRAM; REPORT. Annually the board
6	shall report to the legislature, in the manner provided under s. 13.172 (2), all of the
7	costs it incurred in the previous school year in connection with the Milwaukee
8	parental choice program under s. 119.23, including transportation costs and the costs
9	of providing special education and related services to pupils attending private
10	schools under s. 119.23.".
11	7. Page 18, line 9: after that line insert:
12	"SECTION 23e. 119.23 (6m) (e), (f) and (g) of the statutes are created to read:
13	119.23 (6m) (e) Provide, annually to the department and upon request to any
14	person, all of the following:
15	1. The results of all standardized examinations administered to pupils
16	attending the private school under this section in the previous 5 school years,
17	categorized by subject area, grade, sex, race, disability, and economic status, except
18	as provided in par. (f). The department shall post the results on its Internet site.
19	2. Rates of graduation, truancy, attendance, suspension, and expulsion in the
20	previous school year, categorized as specified in subd. 1., except as provided in par.
21	(f).
22	3. The private school's requirements for promotion from grade to grade and for
23	graduation.

1	4. The number of pupils enrolled in the previous school year who were children
2	with a disability, as defined s. 115.76 (5), except as provided in par. (f).
3	5. The private school's safety plan.
4	6. The services provided by the private school to pupils who are children with
5	disabilities, as defined in s. 115.76 (5).
6	7. The private school's attrition rate for teachers in the previous school year,
7	as compared to the statewide attrition rate in the previous school year and the
8	attrition rate of the school district operating under this chapter in the previous school
9	year.
10	8. The private school's budget, specifying all existing indebtedness and all
11	anticipated revenue from all sources during the ensuing fiscal year and all proposed
12	expenditures during the ensuing fiscal year.
13	9. The private school's academic standards adopted under s. 118.30 (1g) (a) 3.
14	(f) A private school participating in the program under this section is not
15	required to categorize the information under par. (e) 1. and 2., or disclose the
16	information under par. (e) 4., if the number of pupils in a category is insufficient to
17	yield statistically reliable information or the results would reveal personally
18	identifiable information about an individual pupil.
19	(g) A private school participating in the program under this section shall
20	ensure that the information specified under par. (e) 1., as well as information on the
21	percentage of pupils attending the school who are enrolled in advanced placement
22	courses, and the percentage of such pupils that successfully complete such courses,
23	is always available on the counter in the school's office.
24	SECTION 23m. 119.23 (7) (am) 1. of the statutes, as affected by 2011 Wisconsin
25	Act 32, is amended to read:

- 8 -

119.23 (7) (am) 1. An independent financial audit of the private school 1 $\mathbf{2}$ conducted by an independent certified public accountant, accompanied by the 3 auditor's statement that the report is free of material misstatements and fairly presents pupil costs under sub. (4) (b) 1. The audit under this subdivision shall be 4 $\mathbf{5}$ limited in scope to those records that are necessary for the department to make 6 payments under subs. (4) and (4m), except that the certified public accountant 7 conducting the audit shall include a report on the private school's compliance with 8 par. (b) 11. a. and c. The auditor shall conduct his or her audit, including determining 9 sample sizes and evaluating financial viability, in accordance with the auditing 10 standards established by the American Institute of Certified Public Accountants. 11 The department may not require an auditor to comply with standards that exceed the scope of the standards established by the American Institute of Certified Public 12 13Accountants. 14 **SECTION 23s.** 119.23 (7) (b) 9. to 13. of the statutes are created to read: 15119.23 (7) (b) 9. Ensure that every teacher, supervisor, administrator, and professional staff member holds a license or permit to teach issued by the 16 17department.

18 10. Develop policies on truancy, excused and unexcused absences, bullying, 19 pupil engagement in learning activities, promoting the emotional development of 20 pupils, promoting practices designed to provide instruction to each pupil based on 21 the pupil's abilities, and promoting parental involvement and volunteerism. The 22 latter policy shall describe the circumstances under which a pupil's parent or 23 guardian may volunteer, shadow the pupil in school, and observe the pupil in the 24 pupil's classes. 2011 – 2012 Legislature – 10 –

1	11. a. Maintain records for each pupil attending the private school under this
2	section while the pupil attends the school and for at least 5 years after the pupil
3	ceases to attend the school, except that if the private school ceases operating as a
4	private school, it shall immediately transfer all of the records of the pupils who
5	attended the school under this section to the board.
6	b. Upon request, provide a pupil or the parent or guardian of a minor pupil who
7	is attending the private school under this section with a copy of the pupil's records,
8	except that the private school need not provide a pupil's parent with a copy of the
9	pupil's records if the pupil's parent has been denied periods of physical placement
10	with the pupil under s. 767.41 (4).
11	c. Issue a high school diploma or certificate to each pupil who attends the
12	private school under this section and satisfactorily completes the course of
13	instruction and any other requirements necessary for high school graduation.
14	12. Permit public inspection and copying of any record, as defined in s. 19.32
15	(2), of the private school to the same extent as is required of, and subject to the same
16	terms and enforcement provisions that apply to, an authority under subch. II of ch.
17	19.
18	13. Provide public access to its meetings to the same extent as is required of,
19	and subject to the same terms and enforcement provisions that apply to, a
20	governmental body under subch. V of ch. 19.".
21	8. Page 18, line 21: after that line insert:
22	

22

"Section 24m. 119.23 (7) (f) of the statutes is repealed and recreated to read:

1	119.23 (7) (f) A private school that is not accredited under sub. (2) (a) 7. shall
2	apply for accreditation by December 31 of the school year in which it enters or
3	reenters the program under this section.".
4	9. Page 19, line 9: after that line insert:
5	"Section 26b. 119.23 (10) (a) 9. and 10. of the statutes are created to read:
6	119.23 (10) (a) 9. Failed to procure and maintain in effect the insurance
7	required under s. 121.53 (4) or 121.555 (2) (a).
8	10. Failed to procure and maintain in effect the insurance required by the
9	department by rule.
10	SECTION 26c. 119.23 (10) (am) 4. of the statutes is created to read:
11	119.23 (10) (am) 4. The private school has violated s. 100.18 (1).
12	SECTION 26d. 119.23 (10) (d) of the statutes, as affected by 2011 Wisconsin Act
13	32, is amended to read:
14	119.23 (10) (d) The state superintendent may withhold payment from a private
15	school under subs. (4) and (4m) if the private school violates this section $\underline{\text{or s. 118.125}}$
16	<u>(4)</u> .
17	SECTION 26f. 121.53 (4) of the statutes is amended to read:
18	121.53 (4) Every school board, every governing body of a private school that
19	transports pupils or contracts for the transportation of pupils, and every governing
20	body of a charter school that transports pupils or contracts for the transportation of
21	pupils shall require that there be filed with it and with the department of
22	transportation a certificate of insurance showing that an insurance policy has been
23	procured and is in effect for the entire school year which covers the owner and
24	operator of the school bus and the school board governing body of the private school

or charter school, or shall procure an insurance policy and file such certificate with 1 $\mathbf{2}$ the department of transportation. Unless such certificate is on file with the 3 department of transportation, no registration plates for a school bus may be issued by the department of transportation. No such policy may be terminated prior to its 4 5 expiration or canceled for any reason, unless a notice thereof is filed with the 6 department of transportation and with the school board or governing body of the 7 private school or charter school by the insurer at least 10 30 days prior to the date 8 of termination or cancellation. No such policy which covers a private school 9 participating in the program under s. 118.60 or 119.23 may be terminated prior to 10 its expiration or canceled for any reason, unless a notice thereof is also filed with the 11 department of public instruction by the insurer at least 30 days prior to the date of 12termination or cancellation. An insurer that issues an insurance policy under this 13section that covers a private school participating in the program under s. 118.60 or 119.23 shall notify the department of public instruction of any change made to the 14 15policy. A private school participating in the program under s. 118.60 or 119.23 shall 16 immediately notify the department of public instruction that the school has received 17a notice of termination or cancellation from the insurer. The department of 18 transportation shall revoke the registration of a school bus on which the policy has 19 been terminated or canceled, effective on the date of termination or cancellation. 20SECTION 26g. 121.53 (6) of the statutes is amended to read: 21121.53 (6) Within 10 days after its occurrence, every accident involving a motor 22vehicle while providing transportation under this subchapter shall be reported to the

23 appropriate school board <u>or governing body of a private school or charter school</u>.

24 **SECTION 26h.** 121.555 (1) (intro.) of the statutes is amended to read:

1 121.555 (1) (intro.) A school board or the governing body of a private school <u>or</u>
 <u>charter school</u> may provide pupil transportation services by the following alternative
 methods:

4 **SECTION 261.** 121.555 (1) (b) of the statutes is amended to read: 5121.555 (1) (b) A motor vehicle transporting 10 or more passengers in addition 6 to the operator and used temporarily to provide transportation for purposes specified 7 under s. 340.01 (56) (a) when the school board or the governing body of the private 8 school or charter school requests the secretary of transportation to determine that 9 an emergency exists because no regular transportation is available. The secretary 10 of transportation shall approve or deny the request in writing. Any authorization 11 granted under this paragraph shall specify the purpose and need for the emergency 12transportation service.

13 SECTION 26j. 121.555 (2) (intro.) of the statutes is amended to read:

14 121.555 (2) (intro.) The school board or <u>the</u> governing body of a private school
 15 <u>or charter school</u> shall determine that any motor vehicle used under sub. (1) complies
 16 with the following conditions:

17 **SECTION 26k.** 121.555 (2) (cm) of the statutes is amended to read:

18 121.555 (2) (cm) Waiver of operator requirement. Notwithstanding par. (c) 3., with respect to the operator of a vehicle under sub. (1) (a), a school board or the 19 20 governing body of a private school or charter school may waive the requirement that 21an the operator of the motor vehicle have sufficient use of both hands if the operator 22 of the motor vehicle has sufficient use of one hand to safely operate the vehicle which 23the school board or the governing body of the private school or charter school 24proposes the operator <u>of the motor vehicle</u> use, as substantiated by a special driving examination conducted by the department of transportation. The department of 25

4

transportation shall conduct the special examination under this paragraph upon the
 request of a school board, <u>or</u> the governing body of a private school or <u>charter school</u>,
 <u>or</u> the operator <u>of</u> the motor vehicle.

- 14 -

SECTION 26L. 121.555 (2m) of the statutes is created to read:

5 121.555 (2m) Every school board, every governing body of a private school, and 6 every governing body of a charter school that provides pupil transportation services 7 under this section shall require that there be filed with it and with the department 8 of transportation a certificate of insurance showing that the insurance policy 9 required under sub. (2) has been procured and is in effect for the entire school year 10 which covers the owner and operator of the motor vehicle and the school board or 11 governing body of the private school or charter school, or shall procure an insurance 12policy and file such certificate with the department of transportation. No such policy 13 may be terminated prior to its expiration or canceled for any reason, unless a notice 14thereof is filed with the department of transportation and the school board or the 15governing body of the private school or charter school by the insurer at least 30 days 16 prior to the date of termination or cancellation. No such policy which covers a private 17school participating in the program under s. 118.60 or 119.23 may be terminated 18 prior to its expiration or canceled for any reason, unless a notice thereof is also filed 19 with the department of public instruction by the insurer at least 30 days prior to the 20 date of termination or cancellation. An insurer that issues an insurance policy under 21this section that covers a private school participating in the program under s. 118.60 22or 119.23 shall notify the department of public instruction of any change made to the 23policy. A private school participating in the program under s. 118.60 or 119.23 shall $\mathbf{24}$ immediately notify the department of public instruction that the school has received a notice of termination or cancellation from the insurer. 25

2011 – 2012 Legislature – 15 –

1	SECTION 26m. 121.555 (6) (a) of the statutes is amended to read:
2	121.555 (6) (a) The department shall prepare and make available to school
3	districts, private schools, <u>charter schools</u> , and contractors providing pupil
4	transportation services informational materials, in printed or electronic form,
5	relating to compliance with this section.
6	SECTION 26n. 340.01 (56) (a) 1. of the statutes is amended to read:
7	340.01 (56) (a) 1. Pupils to or from a public school as defined in s. 115.01 (1) or,
8	a private school as defined in s. 115.001 (3r) <u>, a charter school as defined in s. 115.001</u>
9	(1), or pupils to or from a technical college when required under s. 118.15 (1).
10	SECTION 26p. 341.03 (title) of the statutes is amended to read:
11	341.03 (title) Operating vehicle after suspension, revocation, or
12	cancellation of registration or without required insurance.
13	SECTION 26q. 341.03 (1) of the statutes is amended to read:
$13\\14$	SECTION 26q. 341.03 (1) of the statutes is amended to read: 341.03 (1) PROHIBITION. No person may operate or knowingly permit the
14	341.03 (1) PROHIBITION. No person may operate or knowingly permit the
14 15	341.03 (1) PROHIBITION. No person may operate or knowingly permit the operation of a motor vehicle if the registration for that vehicle is suspended, revoked,
14 15 16	341.03 (1) PROHIBITION. No person may operate or knowingly permit the operation of a motor vehicle if the registration for that vehicle is suspended, revoked, or canceled under s. 285.30 (6) (d) or 342.255, ch. 344 or this chapter, or if the
14 15 16 17	341.03 (1) PROHIBITION. No person may operate or knowingly permit the operation of a motor vehicle if the registration for that vehicle is suspended, revoked, or canceled under s. 285.30 (6) (d) or 342.255, ch. 344 or this chapter, or if the registration for that vehicle is suspended, canceled, or revoked under the law of
14 15 16 17 18	341.03 (1) PROHIBITION. No person may operate or knowingly permit the operation of a motor vehicle if the registration for that vehicle is suspended, revoked, or canceled under s. 285.30 (6) (d) or 342.255, ch. 344 or this chapter, or if the registration for that vehicle is suspended, canceled, or revoked under the law of another jurisdiction, or, if required under s. 121.53 or 121.555 (2) (a), valid insurance
14 15 16 17 18 19	341.03 (1) PROHIBITION. No person may operate or knowingly permit the operation of a motor vehicle if the registration for that vehicle is suspended, revoked, or canceled under s. 285.30 (6) (d) or 342.255, ch. 344 or this chapter, or if the registration for that vehicle is suspended, canceled, or revoked under the law of another jurisdiction, or, if required under s. 121.53 or 121.555 (2) (a), valid insurance is not current on the vehicle.
14 15 16 17 18 19 20	341.03 (1) PROHIBITION. No person may operate or knowingly permit the operation of a motor vehicle if the registration for that vehicle is suspended, revoked, or canceled under s. 285.30 (6) (d) or 342.255, ch. 344 or this chapter, or if the registration for that vehicle is suspended, canceled, or revoked under the law of another jurisdiction, or, if required under s. 121.53 or 121.555 (2) (a), valid insurance is not current on the vehicle. SECTION 26r. 343.12 (1m) of the statutes is created to read:
14 15 16 17 18 19 20 21	341.03 (1) PROHIBITION. No person may operate or knowingly permit the operation of a motor vehicle if the registration for that vehicle is suspended, revoked, or canceled under s. 285.30 (6) (d) or 342.255, ch. 344 or this chapter, or if the registration for that vehicle is suspended, canceled, or revoked under the law of another jurisdiction, or, if required under s. 121.53 or 121.555 (2) (a), valid insurance is not current on the vehicle. SECTION 26r. 343.12 (1m) of the statutes is created to read: 343.12 (1m) (a) An employer that employs any person as an operator of a school

1	(b) If an employer employs any person holding a commercial driver license to
2	operate a school bus, the employer shall participate in the employer notification
3	program under s. 343.247.
4	SECTION 26s. 343.12 (4) (b) of the statutes is amended to read:
5	343.12 (4) (b) The department shall, by rule, establish standards for the
6	employment by an employer of a person under par. (a) as an operator of a school bus
7	in this state. The rules may require the person to meet the qualifications contained
8	in sub. (2), (2m), or (3) and any rules of the department applicable to residents, except
9	that the rules shall require the person to meet the qualifications contained in sub.
10	(2) (dm) and (em). The rules shall also require the employer to perform the actions
11	specified in s. 121.555 (3) (a) 1. and 3. <u>An employer of a person under par. (a) is subject</u>
12	to the requirement under sub. (1m).
13	SECTION 26t. 343.12 (9) of the statutes is renumbered 343.12 (9) (a).
14	SECTION 26u. 343.12 (9) (bm) of the statutes is created to read:
15	343.12 (9) (bm) Any employer that violates sub. (1m) shall forfeit not less than
16	\$20 nor more than \$400.
17	SECTION 26x. Nonstatutory provisions.
18	(1) (a) By the 30th day after the day of publication of this act, each private school
19	participating in the program under section 118.60 or 119.23 of the statutes, as
20	affected by this act, shall ensure that the results of all standard examinations
21	administered in the previous 5 years to pupils attending the private school under
22	section 118.60 or 119.23 of the statutes, as affected by this act, categorized by subject

area, grade, sex, race, disability, and economic status, are provided to the department

of public instruction. The department shall post the results on its Internet site.

- 16 -

1	(b) A private school participating in the program under section 118.60 or 119.23
2	of the statutes, as affected by this act, is not required to categorize the information
3	under paragraph (a) if the number of pupils in a category is insufficient to yield
4	statistically reliable information or the results would reveal personally identifiable
5	information about an individual pupil.
6	(2) The department of public instruction shall ensure that the school
7	assessment guide required under section 115.28 (27) of the statutes, as created by
8	this act, is available by the first day of the 10th month beginning after the effective
9	date of this subsection.
10	SECTION 26y. Initial applicability.
11	(1) The treatment of section 118.60 (6m) (e), (f), and (g), (7) (am) 1., (b) 10. and
12	11., and (10) (am) 4. of the statutes first applies to private schools participating in
13	the program under section 118.60 of the statutes and to pupils who apply to attend,
14	and to pupils who attend, a private school under section 118.60 of the statutes in the
15	2012–13 school year.
16	(2) The treatment of sections $119.16(15)$ and $119.23(6m)(e)$, (f), and (g), (7) (am)
17	1., (b) 10. and 11., and (f), and (10) (am) 4. of the statutes first applies to private
18	schools participating in the program under section 119.23 of the statutes and to
19	pupils who apply to attend, and to pupils who attend, a private school under section
20	119.23 of the statutes in the 2012–13 school year.
21	(3) The treatment of sections 115.28 (7) (b), 118.60 (7) (b) 9., and 119.23 (7) (b)
22	9. of the statutes first applies to a private school participating in the program under
23	section 118.60 or 119.23 of the statutes in the 2013–14 school year.
	·

2011 – 2012 Legislature – 18 –

1	(4) The treatment of section 118.19 (1) of the statutes first applies to a person
2	seeking to teach in a private school participating in the program under section 118.60
3	or 119.23 of the statutes in the 2013–14 school year.
4	SECTION 26z. Effective dates. This act takes effect on the day after
5	publication, except as follows:
6	(1) The treatment of sections $118.60(10)(a) 9., 119.23(10)(a) 9., 121.53(4)$ and
7	(6), 121.555 (1) (intro.) and (b), (2) (intro.) and (cm), (2m), and (6) (a), 340.01 (56) (a)
8	1., 341.03 (title) and (1), and 343.12 (1m) and (4) (b) of the statutes, the renumbering $% \left(1,2,2,3,3,3,3,3,3,3,3,3,3,3,3,3,3,3,3,3,$
9	of section 343.12 (9) of the statutes, and the creation of section 343.12 (9) (bm) of the

- 10 statutes take effect on the first day of the 7th month beginning after publication.".
- 11

(END)