



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1029/P6
TKK:sac:rs

DOA:.....Hynek, BB0344 - Home-Based Education

FOR 2013-2015 BUDGET -- NOT READY FOR INTRODUCTION

AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau
EDUCATION

PRIMARY AND SECONDARY EDUCATION

Under current law, a pupil enrolled in a home-based private educational program who has met the standards for admission to high school may take up to two courses each semester in any school in the school district within which the pupil resides if there is sufficient space in the classroom. This bill expands this opportunity to permit any pupil enrolled in a home-based private educational program, and not just a pupil who meets the standards for admission to high school, to attend up to two courses in any public school in any school district in the state. The bill defines "course" as "study which has the fundamental purposes of developing the knowledge, concepts, and skills in a subject." The bill permits a school district that permits such a pupil to attend a course to count the pupil for equalization aid purposes as 0.25 pupil for each course the pupil attends. The bill requires each school district to determine minimum standards for admission to a course offered by the school district of each grade.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

SECTION 1. 118.145 (4) of the statutes is amended to read:

118.145 (4) The school board of a school district operating high school grades shall allow a pupil enrolled in a private school, or a pupil enrolled in a tribal school, ~~or a pupil enrolled in a home-based educational program~~, who has met the standards for admission to high school under sub. (1), to take up to 2 courses during each school semester if the pupil resides in the school district in which the public school is located and if the school board determines that there is sufficient space in the classroom.

SECTION 2. 118.53 of the statutes is created to read:

118.53 Attendance by pupils enrolled in a home-based private educational program. (1) In this section, “course” means study which has the fundamental purposes of developing the knowledge, concepts, and skills in a subject.

(2) In addition to the standards for admission under ss. 118.14, 118.145 (1), and 120.12 (25), the school board of a district shall determine the minimum standards for admission to a course offered by the school district at each grade.

(3) A school board shall allow a pupil enrolled in a home-based private educational program, who has met the standards for admission to the course under sub. (2), to attend up to 2 courses at a public school in the district during each school semester if the school board determines that there is sufficient space in the classroom.

(4) A pupil enrolled in a home-based private educational program and attending a public school under this section may attend one course in each of 2 school districts, but may not attend more than 2 courses in any semester.

SECTION 3. 119.04 (1) of the statutes is amended to read:

119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c), 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,

115.345, 115.363, 115.365 (3), 115.38 (2), 115.415, 115.445, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.223, 118.225, 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.255, 118.258, 118.291, 118.292, 118.293, 118.30 to 118.43, 118.46, 118.51, 118.52, 118.53, 118.55, 120.12 (2m), (4m), (5), and (15) to (27), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35), (37), (37m), and (38), 120.14, 120.21 (3), and 120.25 are applicable to a 1st class city school district and board.

SECTION 4. 121.004 (7) (em) of the statutes is created to read:

121.004 (7) (em) A pupil attending public school under s. 118.53 shall be counted as 0.25 pupil for each course the pupil attends at the public school during the school year.

SECTION 5. 121.05 (1) (a) 12m. of the statutes is created to read:

121.05 (1) (a) 12m. Pupils attending a public school under s. 118.53.

SECTION 6. 121.54 (2) (c) of the statutes is amended to read:

121.54 (2) (c) An annual or special meeting of a common or union high school district, or the school board of a unified school district, may elect to provide transportation for pupils who are not required to be transported under this section, including pupils attending public school under s. 118.145 (4) or 118.53. Transportation may be provided for all or some of the pupils who reside in the school district to and from the public school they are entitled to attend or the private school, within or outside the school district, within whose attendance area they reside. If transportation is provided for less than all such pupils there shall be reasonable uniformity in the minimum distance that pupils attending public and private schools will be transported. Except for elementary school districts electing to furnish

transportation under par. (b) 2., this paragraph does not permit a school district operating only elementary grades to provide transportation for pupils attending private schools.

(END)