



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-0564/P3
TKK:kjf:rs

DOA:.....Stritchko, BB0185 - Chapter 220 Program

FOR 2015-2017 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

Currently, under the Special Transfer Program (commonly known as Chapter 220), the state provides aid to school districts to support voluntary efforts by school districts to reduce racial imbalance. Aid is provided for both interdistrict and intradistrict pupil transfers. This bill closes the Special Transfer Program to new pupils. Under the bill, however, any pupil who attended a school under the program in the 2014-15 school year may continue to participate in the program.

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. 121.85 (3) (a) of the statutes is renumbered 121.85 (3) (a) 1. and amended to read:

121.85 (3) (a) 1. The Subject to subd. 2., the school board of the district of residence and the school board of the district of attendance may enter into annual

written agreements to permit a pupil to attend a public school outside the school district of residence.

SECTION 2. 121.85 (3) (a) 2. of the statutes is created to read:

121.85 (3) (a) 2. a. Except as provided in subd. 2. b., beginning on the effective date of this subdivision paragraph [LRB inserts date], no school board may enter into a written agreement with another school board under subd. 1.

b. A school board may continue to enter into an annual written agreement with another school board under subd. 1. on behalf of a pupil that attended a public school under a written agreement under subd. 1. in the 2014-15 school year.

SECTION 3. 121.85 (3) (b) of the statutes is renumbered 121.85 (3) (b) 1. and amended to read:

121.85 (3) (b) 1. The Except as provided in subd. 2., the school board of the a district may not permit a pupil to attend a public school under this section that is within the district ~~which~~ but that is outside the pupil's attendance area.

SECTION 4. 121.85 (3) (b) 2. of the statutes is created to read:

121.85 (3) (b) 2. The school board of a school district may permit a pupil to attend a public school under this section that is within the pupil's district of residence but that is outside the pupil's attendance area if the pupil attended a public school under this section that is within the pupil's district of residence but that is outside the pupil's attendance area in the 2014-15 school year.

SECTION 5. 121.85 (4) of the statutes is amended to read:

121.85 (4) OTHER PLANS TO REDUCE RACIAL IMBALANCE. (a) Pupil transfers resulting from a plan implemented by the school board to reduce racial imbalance in a school district or attendance area shall be deemed to be transfer agreements under sub. (3) and shall be eligible for state aid under this section if the transfers

comply with sub. (2), provided the transfers are of pupils who attended a public school in a school district or attendance area under the plan in the 2014-15 school year.

(b) Any school board that, prior to May 4, 1976, established a plan to reduce racial imbalance in the school district is eligible for state aid under sub. (6) (a) if the state superintendent approves the plan, provided the transfer pupil attended a public school in an attendance area other than the pupil's attendance area under the plan in the 2014-15 school year.

SECTION 6. 121.85 (5) of the statutes is renumbered 121.85 (5) (a) and amended to read:

121.85 (5) (a) ~~Part-time~~ Except as provided in par. (b), part-time transfers for curriculum offerings ~~also may be~~ are not permitted under this section. ~~The department shall establish procedures for aid computations in such cases.~~

SECTION 7. 121.85 (5) (b) of the statutes is created to read:

121.85 (5) (b) A pupil who, in the 2014-15 school year, attended on a part-time basis under this section a public school that is in a school district other than the pupil's district of residence, or that is located in an attendance area other than the pupil's attendance area, for the purpose of receiving curriculum offerings at that school may continue to attend on a part-time basis under this section a public school that is in a school district other than the pupil's district of residence, or that is located in an attendance area other than the pupil's attendance area, for the purpose of receiving curriculum offerings at that school. The department shall establish procedures for aid computations in such cases.

SECTION 8. 121.85 (6) (h) of the statutes is created to read:

121.85 (6) (h) *Sunset*. Beginning on the effective date of this paragraph ... [LRB inserts date], a school district may not receive state aid under this section unless all of the following conditions are satisfied:

1. A pupil is attending a public school in the school district under one of the following:

a. A transfer agreement under sub. (3).

b. A plan that has been deemed a transfer agreement under sub. (4) (a) or approved under sub. (4) (b).

c. A part-time transfer under sub. (5).

2. The attendance of the pupil in the public school pursuant to the transfer agreement, plan, or part-time transfer described in subd. 1. complies with sub. (2).

3. The pupil described in subd. 1. attended a public school in the school district under one of the following in the 2014–15 school year:

a. A transfer agreement under sub. (3).

b. A plan that has been deemed a transfer agreement under sub. (4) (a) or approved under sub. (4) (b).

c. A part-time transfer under sub. (5).

(END)