



1995 SENATE BILL 102

March 8, 1995 - Introduced by Senators PETAK, DARLING, FARROW, BUETTNER, COWLES, ZIEN and DRZEWIECKI, cosponsored by Representatives SILBAUGH, LADWIG, COLEMAN, DUFF, GRONEMUS, RYBA, WOOD, JENSEN, KLUSMAN, FREESE, DOBYNS, PORTER, LEHMAN, MUSSER, OTT, NASS, GOETSCH, UNDERHEIM, BRANDEMUEHL, GARD, AINSWORTH, JOHNSRUD, LORGE, SKINDRUD, HAHN, SERATTI, GROTHMAN, OTTE, KREIBICH, WALKER, OLSEN, HUTCHISON, F. LASEE, LAZICH, ZUKOWSKI, HUEBSCH and GUNDERSON. Referred to Committee on Education and Financial Institutions.

1 **AN ACT to amend** 120.13 (17) of the statutes; **relating to:** charging a fee for the
2 temporary use of school property.

Analysis by the Legislative Reference Bureau

Under current law, a school board may grant the temporary use of school grounds or facilities to any responsible person for any lawful nonschool purpose. Current law allows the school board to charge a fee, not to exceed actual costs, for such use, except that the school board must charge a reasonable fee for such use by a religious organization. This bill eliminates the requirement that the school board charge a religious organization.

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

3 **SECTION 1.** 120.13 (17) of the statutes is amended to read:
4 120.13 (17) TEMPORARY USE OF SCHOOL PROPERTY. Grant the temporary use of
5 school grounds, buildings, facilities or equipment, upon such conditions, including
6 fees not to exceed actual costs, as determined by the school board, to any responsible
7 person for any lawful nonschool purpose if such use does not interfere with use for
8 school purposes or school-related functions. ~~The school board shall charge a~~
9 ~~reasonable fee for such use by religious organizations.~~ Fees received under this
10 subsection shall be paid into the school district treasury and accounted for as

1 prescribed under s. 115.28 (13). The user shall be primarily liable, and the school
2 board secondarily liable, for any damage to property and for any expense incurred
3 in consequence of any use of school grounds, buildings, facilities or equipment under
4 this subsection.

5 (END)