

State of Misconsin 2013 - 2014 LEGISLATURE



2013 ASSEMBLY BILL 773

February 18, 2014 – Introduced by Representatives Mason, Wright, Barnes, Bernard Schaber, Berceau, Billings, Clark, Danou, Doyle, Goyke, Hesselbein, Kahl, Kolste, Milroy, Pasch, Pope, Richards, Riemer, Sargent, Shankland, Vruwink, Wachs and Zamarripa, cosponsored by Senators Shilling, Wirch, Erpenbach, Hansen, Harris, C. Larson, Lassa, Lehman, Risser and Vinehout. Referred to Committee on Education.

AN ACT to create 118.60 (7) (h), 118.60 (7) (i), 118.60 (10) (a) 9., 119.23 (7) (h), 119.23 (7) (i) and 119.23 (10) (a) 9. of the statutes; relating to: requiring a private school participating in a parental choice program to employ certain special education staff and to comply with certain provisions of the Americans with Disabilities Act.

Analysis by the Legislative Reference Bureau

This bill requires a private school participating in a parental choice program (PCP) that enrolls a child with a disability to employ a teacher or therapist who is licensed by DPI to provide special education or related services. The bill also requires a private school participating in a PCP to comply with Title II of the Americans with Disabilities Act. Finally, DPI may prohibit a private school from participating in a PCP if the private school fails to satisfy these requirements.

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

ASSEMBLY BILL 773

118.60 (7) (h) A private school participating in the program under this section
that enrolls a pupil who is a child with a disability, as defined in s. 115.76 (5), shall
employ a teacher or the rapist who is licensed under s. 115.28 $(7)\ (\mbox{c}).$
Section 2. 118.60 (7) (i) of the statutes is created to read:
118.60 (7) (i) Each private school participating in the program under this
section shall comply with the requirements under 42 USC 12131 to 12134 and 42
USC 12141 to 12165.
Section 3. 118.60 (10) (a) 9. of the statutes is created to read:
118.60 (10) (a) 9. Failed to comply with the requirements under sub. (7) (h) or
(i).
Section 4. 119.23 (7) (h) of the statutes is created to read:
119.23 (7) (h) A private school participating in the program under this section
that enrolls a pupil who is a child with a disability, as defined in s. 115.76 (5), shall
employ a teacher or the rapist who is licensed under s. 115.28 $(7)\ (c).$
Section 5. 119.23 (7) (i) of the statutes is created to read:
119.23 (7) (i) Each private school participating in the program under this
section shall comply with the requirements under 42 USC 12131 to 12134 and 42
USC 12141 to 12165.
Section 6. 119.23 (10) (a) 9. of the statutes is created to read:
119.23 (10) (a) 9. Failed to comply with the requirements under sub. (7) (h) or
(i).
SECTION 7. Initial applicability.
(1) This act first applies to a private school participating in a parental choice
program under section 118.60 or 119.23 of the statutes in the 2014–15 school year.

(END)