



State of Wisconsin  
2019 - 2020 LEGISLATURE

LRB-0470/1  
FFK:amn

## 2019 BILL

1     **AN ACT** *to amend* 119.04 (1); and *to create* 115.28 (17m) and 120.12 (29) of the  
2             statutes; **relating to:** materials related to a school board's obligations to  
3             provide instruction on American Indians.

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***Analysis by the Legislative Reference Bureau***

This bill is explained in the NOTES provided by the Joint Legislative Council in the bill.

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

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill was prepared for the Joint Legislative Council's Special Committee on State-Tribal Relations.

Current law requires that a school board provide pupils with the following:

1. An instructional program that is designed to give pupils at all grade levels an understanding of human relations, particularly with regard to American Indians, Black Americans, and Hispanics.

2. As part of the social studies curriculum, instruction in the history, culture, and tribal sovereignty of the federally recognized American Indian tribes and bands located in Wisconsin at least twice in the elementary grades and at least once in the high school grades.

The bill requires that the Department of Public Instruction (DPI) develop materials to inform school board members, school district administrators, and principals

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of the requirements described above. The materials must be developed, initially provided to school boards, and posted on DPI's website by September 1 of the school year beginning after the bill takes effect. DPI must update the materials in response to any changes to a school board's obligation to provide instruction related to American Indians and must inform school boards of any such updates.

The bill also requires that school boards provide the informational materials to school board members, school district administrators, and principals. School boards must provide the materials to school board members within 30 days after the school board member takes office; to a school district administrator or principal within 30 days after the person accepts that position; and to all school board members, school district administrators, and principals within 30 days after receiving updated materials from DPI.

1           **SECTION 1.** 115.28 (17m) of the statutes is created to read:

2           **115.28 (17m) AMERICAN INDIAN INSTRUCTION; INFORMATIONAL MATERIALS.** (a)

3           Develop materials to inform school board members, school district administrators,  
4           and principals of the school board's obligation to provide instruction related to  
5           American Indians, including all of the following:

6           1. An instructional program designed to give pupils an understanding of  
7           human relations, particularly with regard to American Indians, as required under  
8           s. 118.01 (2) (c) 8.

9           2. At least twice in the elementary grades and at least once in the high school  
10          grades, instruction in the history, culture, and tribal sovereignty of the federally  
11          recognized American Indian tribes and bands located in this state, as required under  
12          s. 121.02 (1) (L) 4.

13          (b) Update the materials under par. (a) as necessary to accurately reflect a  
14          school board's obligation to provide instruction related to American Indians.

15          (c) Within 30 days of developing materials under par. (a) and each time the  
16          materials are updated under par. (b), do all of the following:

17           1. Provide the materials or updated materials to school boards.

18           2. Publish the materials or updated materials on the department's Internet  
19          site.

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1           **SECTION 2.** 119.04 (1) of the statutes is amended to read:

2           119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),  
3           66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,  
4           115.345, 115.363, 115.364, 115.365 (3), 115.367, 115.38 (2), 115.415, 115.445, 118.001  
5           to 118.04, 118.045, 118.06, 118.07, 118.075, 118.076, 118.10, 118.12, 118.125 to  
6           118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18,  
7           118.19, 118.196, 118.20, 118.223, 118.225, 118.24 (1), (2) (c) to (f), (6), (8), and (10),  
8           118.245, 118.25, 118.255, 118.258, 118.291, 118.292, 118.293, 118.30 to 118.43,  
9           118.46, 118.50, 118.51, 118.52, 118.53, 118.55, 118.56, 120.12 (2m), (4m), (5), and (15)  
10          to (27), and (29), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35),  
11          (37), (37m), and (38), 120.137, 120.14, 120.20, 120.21 (3), and 120.25 are applicable  
12          to a 1st class city school district and board but not, unless explicitly provided in this  
13          chapter or in the terms of a contract, to the commissioner or to any school transferred  
14          to an opportunity schools and partnership program.

15           **SECTION 3.** 120.12 (29) of the statutes is created to read:

16           120.12 (29) AMERICAN INDIAN INSTRUCTION; INFORMATIONAL MATERIALS. (a)  
17          Provide the materials under s. 115.28 (17m) (a) to a school board member by no later  
18          than 30 days after the school board member takes office and to a school district  
19          administrator or principal by no later than 30 days after the individual accepts the  
20          position as a school district administrator or principal.

21           (b) If the school board receives updated materials under s. 115.28 (17m) (c) 1.,  
22          provide the updated materials to school board members, school district  
23          administrators, and principals by no later than 30 days after the school board  
24          receives the updated materials.

25           **SECTION 4. Nonstatutory provisions.**

