

Senate Bill 513

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CHAPTER 498

AN ACT to amend 40.905 of the statutes, relating to high school tuition upon change or acquisition of residence.

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

40.905 of the statutes is amended to read:

40.905 (1) The board of school directors of the city of Milwaukee and the board of any school district in Milwaukee county outside the city of Milwaukee or of any school district adjoining the county of Milwaukee, which operates a high school, shall may permit a high school pupil who is enrolled in a high school in a school district under its jurisdiction and is a resident of such school district on or after March 31 at the beginning of the 2nd semester of any the school year, to complete his course of study for such school year at such high school without payment of tuition even though he moves his parents move out of such school district before the close of such school year, provided he resides during the remainder of such school year within the county or city of Milwaukee or a school district which adjoins the county of Milwaukee and which operates a high school.

(2) The board of school directors of the city of Milwaukee and the board of any school district in Milwaukee county outside the city of Milwaukee or of any school district which adjoins the county of Milwaukee, and which operates a high school, shall may permit a high school pupil who has gained and maintains status and is enrolled as a senior in a high school in a school district under its jurisdiction and is a resident of such school district at the time of gaining such senior status and such enrollment, to undertake and complete the courses of study for his senior year at such high school without payment of tuition even though he moves or has moved his parents move out of such school district, provided he resides during his senior year or the remainder thereof within the county or city of Milwaukee or a school district which adjoins the county of Milwaukee and which operates a high school.

(3) COUNTED RESIDENT PUPILS FOR STATE AID AND TRANSPORTATION PURPOSES: Any pupil who, pursuant to this section subs. (1) and (2), continues for any period of time to attend a high school in a school district after he moves his parents move out of such district, shall be deemed to be and shall be counted a resident pupil of such high school during that period of time for the purpose of determining state aids. The transportation provisions in s. 40.53 (1) shall not extend beyond the school district boundaries for pupils considered resident students under subs. (1) and (2).

(4) (a) Whenever previous to the commencement of any semes-

~~for a nonresident high school~~ a student whose parents or legal custodians are residents of this state but nonresidents of the school district makes and files with the governing school board of any school district written application for enrollment for such semester in any high school district within the area composed of the school districts specified in sub. (1) under the jurisdiction of said board, and such application is accompanied with a written declaration of the pupil's parents or other persons having legal custody of the pupil that they will establish residence in such school district by a time therein specified, the pupil may, if the student load is not excessive, be enrolled in such high school district upon prepayment of a tuition fee for 9 school weeks. If the parents or legal custodians of the pupil establish residence in the school district during such 9-school-week period the tuition fee prepaid shall may be refunded, and. If not residence is not established, the pupil and his parents or legal custodians shall may be given the same opportunity with respect to the next succeeding 9-school-week period upon filing with such board a like or similar written declaration and prepayment of a tuition fee for such additional 9-school-week period. If the parents or legal custodians of the pupil establish residence in such district prior to the expiration of either or both of such 9-school-week periods, the pupil shall be counted as a resident pupil of the school district for the purpose of determining state aids but only one such 9-week prepaid tuition shall be refunded.

(b) The parents or legal custodians of a pupil enrolling in and attending high school pursuant to this section shall be personally responsible for the transportation of such pupil to the high school he so attends and no state aid shall be paid for such transportation.

Approved December 20, 1965.
