



State of Wisconsin  
2021 - 2022 LEGISLATURE

LRBb0136/1  
FFK:cjs

**SENATE AMENDMENT 1,  
TO ASSEMBLY BILL 68**

June 30, 2021 - Offered by Senators LARSON, L. TAYLOR and CARPENTER.

1           At the locations indicated, amend the bill, as shown by assembly substitute  
2           amendment 2, as follows:

3           **1.** Page 54, line 1: delete the material beginning with that line and ending on  
4           page 63, line 11, and substitute:

5           **“20.255 Public Instruction, Department of**

6           (1)   EDUCATIONAL LEADERSHIP

7           (a)   General program operations           GPR     A           13,236,200       13,254,000

8           (b)   General program operations;

9           Wisconsin Educational Services

10          Program for the Deaf and Hard of

11          Hearing and Wisconsin Center for

12          the Blind and Visually Impaired   GPR     A           12,874,400       12,874,400

1	(c)	Energy costs; Wisconsin				
2		Educational Services Program for				
3		the Deaf and Hard of Hearing				
4		and Wisconsin Center for the				
5		Blind and Visually Impaired;				
6		energy-related assessments	GPR	A	429,600	428,300
7	(cm)	Electric energy derived from				
8		renewable resources	GPR	A	14,500	14,500
9	(d)	Principal repayment and interest	GPR	S	928,700	1,150,400
10	(dw)	Pupil assessment	GPR	A	16,558,400	16,558,400
11	(e)	Student information system, data				
12		collection and maintenance	GPR	C	3,400,000	3,400,000
13	(ee)	Educator effectiveness evaluation				
14		system	GPR	A	973,300	973,300
15	(eg)	Rural school teacher talent pilot				
16		program	GPR	A	1,500,000	1,500,000
17	(ek)	Longitudinal data system, data				
18		collection and maintenance	GPR	A	3,488,100	3,488,100
19	(eL)	WISElearn	GPR	A	1,209,000	1,159,000
20	(em)	Academic and career planning	GPR	C	1,439,000	1,816,000
21	(ep)	Mental health and school climate				
22		training programs and grants	GPR	A	920,000	920,000
23	(f)	Assessments of reading readiness	GPR	A	2,151,000	2,151,000

1	(fe)	General education development				
2		and high school graduation				
3		equivalency; automated data				
4		system	GPR	B	145,000	-0-
5	(fm)	Value-Added Research Center	GPR	A	-0-	-0-
6	(g)	Student activity therapy	PR	A	100	100
7	(gb)	Wisconsin Educational Services				
8		Program for the Deaf and Hard of				
9		Hearing and Wisconsin Center for				
10		the Blind and Visually Impaired;				
11		nonresident fees	PR	C	-0-	-0-
12	(ge)	Educator effectiveness evaluation				
13		system; fees	PR	C	4,309,500	4,309,500
14	(gL)	Wisconsin Educational Services				
15		Program for the Deaf and Hard of				
16		Hearing and Wisconsin Center for				
17		the Blind and Visually Impaired;				
18		leasing of space	PR	C	2,000	2,000
19	(gs)	Wisconsin Educational Services				
20		Program for the Deaf and Hard of				
21		Hearing and Wisconsin Center for				
22		the Blind and Visually Impaired;				
23		services	PR	C	7,000	7,000

1	(gt)	Wisconsin Educational Services				
2		Program for the Deaf and Hard of				
3		Hearing and Wisconsin Center for				
4		the Blind and Visually Impaired;				
5		pupil transportation	PR	A	1,210,000	1,210,000
6	(he)	Student information system; fees	PR	C	-0-	-0-
7	(hg)	Personnel licensure, teacher				
8		supply, information and analysis				
9		and teacher improvement	PR	C	4,800,200	4,800,200
10	(hj)	General educational development				
11		and high school graduation				
12		equivalency	PR	C	132,800	119,700
13	(hm)	Services for drivers	PR-S	A	157,500	157,500
14	(i)	Publications	PR	C	143,300	143,300
15	(im)	Library products and services	PR	C	141,100	141,100
16	(j)	Milwaukee Parental Choice				
17		Program and the parental choice				
18		program for eligible school				
19		districts and other school				
20		districts; financial audits	PR	C	142,000	142,000
21	(jg)	School lunch handling charges	PR	A	10,104,300	10,104,300
22	(jm)	Professional services center				
23		charges	PR	A	106,300	106,300
24	(jr)	Gifts, grants and trust funds	PR	C	1,500,000	1,500,000
25	(jz)	School district boundary appeal				
26		proceedings	PR	C	10,000	10,000

1	(kd)	Alcohol and other drug abuse				
2		program	PR-S	A	628,500	628,500
3	(ke)	Funds transferred from other				
4		state agencies; program				
5		operations	PR-S	C	3,035,000	3,035,000
6	(km)	State agency library processing				
7		center	PR-S	A	8,100	8,100
8	(ks)	Data processing	PR-S	C	9,429,500	9,429,500
9	(me)	Federal aids; program operations	PR-F	C	52,244,000	52,244,000
10	(pz)	Indirect cost reimbursements	PR-F	C	5,496,300	5,496,300
11	(q)	Digital learning collaborative	SEG	A	1,000,000	1,000,000
12			(1) PROGRAM TOTALS			
		GENERAL PURPOSE REVENUE			59,267,200	59,687,400
		PROGRAM REVENUE			93,607,500	93,594,400
		FEDERAL			(57,740,300)	(57,740,300)
		OTHER			(22,608,600)	(22,595,500)
		SERVICE			(13,258,600)	(13,258,600)
		SEGREGATED REVENUE			1,000,000	1,000,000
		OTHER			(1,000,000)	(1,000,000)
		TOTAL-ALL SOURCES			153,874,700	154,281,800
13	(2)	AIDS FOR LOCAL EDUCATIONAL PROGRAMMING				
14	(ac)	General equalization aids	GPR	S	5,200,000,000	5,295,000,000
15	(ad)	Supplemental aid	GPR	A	100,000	100,000
16	(ae)	Sparsity aid	GPR	A	34,736,000	-0-
17	(af)	Belmont school library aid	GPR	A	-0-	-0-
18	(aq)	Per pupil aid	GPR	S	648,150,000	646,625,000
19	(ar)	Low revenue adjustment aid	GPR	A	-0-	-0-

1	(aw) Personal electronic computing				
2	devices; grant program	GPR	A	-0-	-0-
3	(az) Special Needs Scholarship				
4	Program	GPR	S	26,037,500	26,461,300
5	(b) Aids for special education and				
6	school age parents programs	GPR	S	746,970,800	863,166,300
7	(bb) Aid for high poverty school				
8	districts	GPR	A	16,830,000	16,830,000
9	(bc) Aid for children-at-risk programs	GPR	A	-0-	-0-
10	(bd) Additional special education aid	GPR	A	11,106,000	17,158,700
11	(be) Supplemental special education				
12	aid	GPR	A	-0-	-0-
13	(bf) Aid for special education				
14	transition grants	GPR	A	3,600,000	3,600,000
15	(bg) Special education transition				
16	readiness grants	GPR	A	1,500,000	3,000,000
17	(bh) Aid to county children with				
18	disabilities education boards	GPR	A	4,067,300	4,067,300
19	(br) School district consolidation aid	GPR	S	-0-	-0-
20	(bs) School district consolidation				
21	grants	GPR	A	-0-	-0-
22	(cc) English learner categorical aid	GPR	A	18,335,300	26,877,000
23	(cg) Tuition payments; full-time open				
24	enrollment transfer payments	GPR	A	8,242,900	8,242,900

1	(ch)	Capacity-building grants for				
2		licensed educators	GPR	A	-0-	750,000
3	(cm)	Reimbursement for school				
4		breakfast programs	GPR	C	4,970,000	5,070,000
5	(cn)	Aids for school lunches and				
6		nutritional improvement	GPR	A	4,218,100	4,218,100
7	(co)	Supplemental nutrition aid	GPR	S	2,432,000	2,432,000
8	(cp)	Wisconsin school day milk				
9		program	GPR	A	1,000,000	1,000,000
10	(cq)	High cost transportation aid	GPR	A	15,500,000	15,500,000
11	(cr)	Aid for pupil transportation	GPR	A	24,000,000	24,000,000
12	(cs)	Aid for debt service	GPR	A	133,700	133,700
13	(cu)	Achievement gap reduction				
14		contracts	GPR	A	109,184,500	109,184,500
15	(cv)	Driver education aid	GPR	A	-0-	2,900,000
16	(cx)	Aid for transportation; early				
17		college credit program	GPR	A	10,000	10,000
18	(cy)	Aid for transportation; open				
19		enrollment	GPR	A	1,099,900	1,213,600
20	(da)	Mental health and pupil wellness				
21		aid	GPR	A	28,500,000	30,000,000
22	(dg)	School performance improvement				
23		grants	GPR	A	-0-	-0-
24	(dj)	Summer school programs; grants	GPR	A	1,400,000	1,400,000

1	(dk)	Out-of-school-time programs;				
2		grants	GPR	C	-0-	20,000,000
3	(dn)	Computer science licensure;				
4		grants	GPR	A	-0-	750,000
5	(dp)	Four-year-old kindergarten				
6		grants	GPR	A	1,300,000	650,000
7	(dr)	Robotics league participation				
8		grants	GPR	A	500,000	500,000
9	(ds)	STEM grants	GPR	B	-0-	-0-
10	(dt)	School-based mental health				
11		services grants	GPR	C	10,000,000	10,000,000
12	(du)	Peer-to-peer suicide prevention				
13		programs; grants	GPR	A	250,000	250,000
14	(dv)	Energy efficiency projects; grants	GPR	B	10,000,000	10,000,000
15	(eb)	Grant for information technology				
16		education	GPR	A	875,000	875,000
17	(eh)	Head start supplement	GPR	A	-0-	-0-
18	(ek)	Educator effectiveness evaluation				
19		system; grants to school districts	GPR	A	5,746,000	5,746,000
20	(fg)	Aid for cooperative educational				
21		service agencies	GPR	A	-0-	-0-
22	(fk)	Grant program for peer review				
23		and mentoring	GPR	A	1,606,700	1,606,700
24	(fm)	Charter schools	GPR	S	84,693,500	88,555,700



1	(fp)	Charter schools; former office of				
2		educational opportunity	GPR	S	4,262,000	5,335,100
3	(fq)	Charter schools; former office of				
4		educational opportunity recovery				
5		charter schools	GPR	S	122,800	122,800
6	(fr)	Parental choice program for				
7		eligible school districts and other				
8		school districts	GPR	S	156,012,000	159,804,200
9	(fu)	Milwaukee parental choice				
10		program	GPR	S	244,606,100	250,538,500
11	(fv)	Milwaukee Parental Choice				
12		Program and the parental choice				
13		program for eligible school				
14		districts and other school				
15		districts; transfer pupils	GPR	S	-0-	-0-
16	(fy)	Grants to support gifted and				
17		talented pupils	GPR	A	237,200	237,200
18	(k)	Funds transferred from other				
19		state agencies; local aids	PR-S	C	16,000,000	16,000,000
20	(kd)	Aid for alcohol and other drug				
21		abuse programs	PR-S	A	1,284,700	1,284,700
22	(kg)	Grants to replace certain				
23		race-based nicknames, logos,				
24		mascots, and team names	PR-S	A	200,000	200,000
25	(km)	Tribal language revitalization				
26		grants	PR-S	A	222,800	222,800

1	(m)	Federal aids; local aid	PR-F	C	760,633,500	760,633,500
2	(r)	Sparsity aid; community				
3		reinvestment fund supplement	SEG	A	-0-	34,852,800
4	(s)	School library aids	SEG	C	42,000,000	45,000,000
5			(2) PROGRAM TOTALS			
		GENERAL PURPOSE REVENUE			7,432,335,300	7,663,911,600
		PROGRAM REVENUE			778,341,000	778,341,000
		FEDERAL			(760,633,500)	(760,633,500)
		SERVICE			(17,707,500)	(17,707,500)
		SEGREGATED REVENUE			42,000,000	79,852,800
		OTHER			(42,000,000)	(79,852,800)
		TOTAL-ALL SOURCES			8,252,676,300	8,522,105,400
6	(3)	AIDS TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS				
7	(b)	Adult literacy grants	GPR	A	83,200	83,200
8	(bm)	General educational development				
9		test fee payments	GPR	S	400,000	900,000
10	(c)	Grants for national teacher				
11		certification or master educator				
12		licensure	GPR	S	2,910,000	2,910,000
13	(d)	Elks and Easter Seals Center for				
14		Respite and Recreation	GPR	A	73,900	73,900
15	(df)	Online early learning program;				
16		grant	GPR	A	500,000	500,000
17	(dg)	Recollection Wisconsin	GPR	A	150,000	300,000
18	(dn)	Project Lead the Way grants	GPR	A	-0-	-0-
19	(eb)	Grants for bullying prevention	GPR	A	150,000	150,000
20	(eg)	Milwaukee Public Museum	GPR	A	42,200	42,200

1	(f)	Interstate compact on educational				
2		opportunity for military children	GPR	S	900	900
3	(fa)	Very special arts	GPR	A	100,000	100,000
4	(fc)	College Possible, Inc.	GPR	A	500,000	500,000
5	(fg)	Special Olympics	GPR	A	100,000	100,000
6	(fr)	Wisconsin Reading Corps	GPR	A	700,000	700,000
7	(fv)	City Year Milwaukee	GPR	A	380,000	380,000
8	(fz)	Precollege scholarships	GPR	A	1,931,500	1,931,500
9	(ge)	Special Olympics Wisconsin	PR	C	-0-	-0-
10	(mm)	Federal funds; local assistance	PR-F	C	1,300,000	1,300,000
11	(ms)	Federal funds; individuals and				
12		organizations	PR-F	C	62,868,500	62,868,500
13	(q)	Periodical and reference				
14		information databases; Newline				
15		for the Blind	SEG	A	3,283,300	3,283,300
16	(qm)	Aid to public library systems	SEG	A	18,513,100	20,013,100
17	(r)	Library service contracts	SEG	A	1,355,300	1,367,700
18						
			(3) PROGRAM TOTALS			
		GENERAL PURPOSE REVENUE			8,021,700	8,671,700
		PROGRAM REVENUE			64,168,500	64,168,500
		FEDERAL			(64,168,500)	(64,168,500)
		OTHER			(-0-)	(-0-)
		SEGREGATED REVENUE			23,151,700	24,664,100
		OTHER			(23,151,700)	(24,664,100)
		TOTAL-ALL SOURCES			95,341,900	97,504,300
19						
			20.255 DEPARTMENT TOTALS			
		GENERAL PURPOSE REVENUE			7,499,624,200	7,732,270,700
		PROGRAM REVENUE			936,117,000	936,103,900
		FEDERAL			(882,542,300)	(882,542,300)
		OTHER			(22,608,600)	(22,595,500)
		SERVICE			(30,966,100)	(30,966,100)

SEGREGATED REVENUE	66,151,700	105,516,900
OTHER	(66,151,700)	(105,516,900)
TOTAL-ALL SOURCES	8,501,892,900	8,773,891,500”.

1           **2.** Page 240, line 25: delete the material beginning with that line and ending  
2 on page 241, line 5.

3           **3.** Page 335, line 16: delete the material beginning with that line and ending  
4 on page 340, line 3.

5           **4.** Page 391, line 17: delete lines 17 to 25.

6           **5.** Page 397, line 13: delete lines 13 to 17.

7           **6.** Page 399, line 16: delete lines 16 to 18.

8           **7.** At the appropriate places, insert all of the following:

9           “**SECTION 1.** 13.94 (intro.) of the statutes is amended to read:

10           **13.94 Legislative audit bureau.** (intro.) There is created a bureau to be  
11 known as the “Legislative Audit Bureau,” headed by a chief known as the “State  
12 Auditor.” The bureau shall be strictly nonpartisan and shall at all times observe the  
13 confidential nature of any audit currently being performed. Subject to s. 230.35 (4)  
14 (a) and (f), the state auditor or designated employees shall at all times with or  
15 without notice have access to all departments and to any books, records, or other  
16 documents maintained by the departments and relating to their expenditures,  
17 revenues, operations, and structure, including specifically any such books, records,  
18 or other documents that are confidential by law, except as provided in sub. (4) and  
19 except that access to documents of counties, cities, villages, towns, or school districts  
20 is limited to work performed in connection with audits authorized under sub. (1) (m)  
21 and ~~except that access to documents of the opportunity schools and partnership~~  
22 ~~programs under s. 119.33, subch. IX of ch. 115, and subch. II of ch. 119 is limited to~~

1 ~~work performed in connection with audits authorized under sub. (1) (os).~~ In the  
2 discharge of any duty imposed by law, the state auditor may subpoena witnesses,  
3 administer oaths and take testimony and cause the deposition of witnesses to be  
4 taken as prescribed for taking depositions in civil actions in circuit courts.

5 **SECTION 2.** 13.94 (1) (b) of the statutes is amended to read:

6 13.94 (1) (b) At the state auditor's discretion or as the joint legislative audit  
7 committee directs, audit the records of each department. Audits of the records of a  
8 county, city, village, town, or school district may be performed only as provided in par.  
9 (m). ~~Audits of the records of the opportunity schools and partnership programs~~  
10 ~~under s. 119.33, subch. IX of ch. 115, and subch. II of ch. 119 may be performed only~~  
11 ~~as provided in par. (os).~~ After completion of any audit under this paragraph, the  
12 bureau shall file with the chief clerk of each house of the legislature, the governor,  
13 the department of administration, the legislative reference bureau, the joint  
14 committee on finance, the legislative fiscal bureau, and the department audited, a  
15 detailed report of the audit, including the bureau's recommendations for  
16 improvement and efficiency and including specific instances, if any, of illegal or  
17 improper expenditures. The chief clerks shall distribute the report to the joint  
18 legislative audit committee, the appropriate standing committees of the legislature,  
19 and the joint committee on legislative organization.

20 **SECTION 3.** 13.94 (1) (e) of the statutes is amended to read:

21 13.94 (1) (e) Make such special examinations of the accounts and financial  
22 transactions of any department, agency, or officer as the legislature, joint legislative  
23 audit committee, or joint committee on legislative organization directs.  
24 Examinations of the accounts and transactions of a county, city, village, town, or,

1 ~~subject to par. (os), of a~~ school district, may be performed only as authorized in par.  
2 (m).

3 **SECTION 4.** 13.94 (1) (os) of the statutes is repealed.

4 **SECTION 5.** 13.94 (1s) (a) of the statutes is amended to read:

5 13.94 **(1s)** (a) Except as otherwise provided in par. (c), the legislative audit  
6 bureau may charge any department for the reasonable cost of auditing services  
7 performed at the request of a department or at the request of the federal government  
8 that the bureau is not required to perform under sub. (1) (b) or (c) or any other law.  
9 This paragraph does not apply to counties, cities, villages, towns, or school districts  
10 or to the opportunity schools and partnership programs under sub. (1) (os).

11 **SECTION 6.** 16.9945 (1) (intro.) of the statutes is amended to read:

12 16.9945 **(1)** COMPETITIVE GRANTS. (intro.) ~~In fiscal years 2017-18, 2018-19,~~  
13 ~~2019-20, and 2020-21, the~~ The department may annually award grants on a  
14 competitive basis to eligible school districts and to eligible public libraries for the  
15 purpose of improving information technology infrastructure. For purposes of  
16 awarding grants under this section, “improving information technology  
17 infrastructure” includes purchasing and installing on a bus a portable device that  
18 creates an area of wireless Internet coverage and purchasing for individuals to  
19 temporarily borrow from a school or for patrons to check out from a public library a  
20 portable device that creates an area of wireless Internet coverage. In awarding  
21 grants to eligible school districts under this section, the department shall give  
22 priority to applications for school districts in which the percentage of pupils who  
23 satisfy the income eligibility criteria under 42 USC 1758 (b) (1) for a free or  
24 reduced-price lunch is greater than in other applicant school districts. The

1 department shall require an applicant for a grant under this section to provide all  
2 of the following:

3 **SECTION 7.** 16.9945 (2) of the statutes is amended to read:

4 16.9945 (2) ELIGIBLE SCHOOL DISTRICTS. A school district is eligible for a grant  
5 under this section in a fiscal year biennium if the school district's membership in the  
6 previous most recent school year for which finalized school year data is available, as  
7 determined in the first year of the fiscal biennium, divided by the school district's  
8 area in square miles is 16 or less.

9 **SECTION 8.** 16.9945 (2m) (a) 1m. of the statutes is created to read:

10 16.9945 (2m) (a) 1m. "Rural territory" means any territory located outside of  
11 urban areas.

12 **SECTION 9.** 16.9945 (2m) (a) 2. of the statutes is repealed.

13 **SECTION 10.** 16.9945 (2m) (a) 3. of the statutes is amended to read:

14 16.9945 (2m) (a) 3. "~~Urbanized~~ Urban area" means an urban area, as defined  
15 by the U.S. bureau of the census, ~~with a population of 50,000 or more~~ that is located  
16 in this state.

17 **SECTION 11.** 16.9945 (2m) (b) (intro.) of the statutes is renumbered 16.9945  
18 (2m) (b) and amended to read:

19 16.9945 (2m) (b) A public library, including a library branch, is eligible for a  
20 grant under this section in a fiscal year biennium if the population of the  
21 municipality within which the public library or library branch is located, as  
22 determined in the first year of the fiscal biennium, is 20,000 or less and if the public  
23 library or library branch is located in ~~one of the following areas of the state:~~ a rural  
24 territory.

25 **SECTION 12.** 16.9945 (2m) (b) 1. to 3. of the statutes are repealed.

1           **SECTION 13.** 16.9945 (3m) (a) of the statutes is amended to read:

2           16.9945 **(3m)** (a) If the population of the municipality within which the eligible  
3 public library or library branch, as defined in sub. (2m) (a) 1., is located is 2,000 or  
4 less, \$5,000.

5           **SECTION 14.** 16.9945 (3m) (b) of the statutes is amended to read:

6           16.9945 **(3m)** (b) If the population of the municipality within which the eligible  
7 public library or library branch, as defined in sub. (2m) (a) 1., is located is at least  
8 2,001 but less than 5,000, \$7,500.

9           **SECTION 15.** 16.9945 (3m) (c) of the statutes is amended to read:

10          16.9945 **(3m)** (c) If the population of the municipality within which the eligible  
11 public library or library branch, as defined in sub. (2m) (a) 1., is located is at least  
12 5,000 but less than 20,001, \$10,000.

13          **SECTION 16.** 16.9945 (4) of the statutes is renumbered 16.9945 (4) (a) and  
14 amended to read:

15          16.9945 **(4)** (a) ~~The Except as provided in par. (b), the department cannot may~~  
16 ~~not~~ award grants under this section that total more than \$3,000,000 in ~~the 2019–20~~  
17 ~~or 2020–21~~ any fiscal year.

18          **SECTION 17.** 16.9945 (4) (b) of the statutes is created to read:

19          16.9945 **(4)** (b) In the second fiscal year of a fiscal biennium, the department  
20 may increase the maximum amount under par. (a) by an amount equal to the  
21 difference between the maximum amount under par. (a) and the amount the  
22 department awarded in the first fiscal year of the fiscal biennium.

23          **SECTION 18.** 16.9945 (4m) of the statutes is created to read:



1           16.9945 (4m) NOTIFICATION. The department, at least annually, shall provide  
2 all school districts and public libraries located in this state that are eligible for grants  
3 under this section with information regarding how to apply for grants.

4           **SECTION 19.** 16.9945 (5) of the statutes is amended to read:

5           16.9945 (5) SUNSET. The department may not award grants under this section  
6 after June 30, ~~2021~~ 2025.

7           **SECTION 20.** 16.995 (2) of the statutes is repealed.

8           **SECTION 21.** 16.997 (2) (b) of the statutes is amended to read:

9           16.997 (2) (b) Establish eligibility requirements for an educational agency to  
10 participate in the program established under sub. (1) and to receive additional  
11 telecommunications access under s. 16.998, including a requirement that a charter  
12 school sponsor use data lines to benefit pupils attending the charter school and a  
13 requirement that Internet access to material that is harmful to children, as defined  
14 in s. 948.11 (1) (b), is blocked on the computers of juvenile correctional facilities that  
15 are served by data ~~links~~ lines subsidized under this section.

16           **SECTION 22.** 16.997 (2) (d) of the statutes is amended to read:

17           16.997 (2) (d) Require an educational agency to pay the department not more  
18 than \$250 per month for each data line that is provided to the educational agency  
19 under the program established under sub. (1), except that the charge may not exceed  
20 \$100 per month for each data line that relies on a transport medium that operates  
21 at a speed of ~~1.544 megabits~~ less than one gigabit per second.

22           **SECTION 23.** 16.997 (2) (f) of the statutes is amended to read:

23           16.997 (2) (f) Ensure that ~~juvenile correctional facilities~~ an educational agency  
24 that receive receives access under this section to data lines or that receive receives

1 additional access under s. 16.998 to data lines and bandwidth use uses those data  
2 lines and that bandwidth ~~only~~ primarily for educational purposes.

3 **SECTION 24.** 16.997 (2g) of the statutes is repealed.

4 **SECTION 25.** 16.997 (2r) of the statutes is repealed.

5 **SECTION 26.** 20.255 (1) (hg) of the statutes is amended to read:

6 20.255 (1) (hg) *Personnel licensure, teacher supply, information and analysis*  
7 *and teacher improvement.* ~~The amounts in the schedule~~ All moneys received from  
8 the licensure of school and public library personnel under s. 115.28 (7) (d) and all  
9 moneys received under s. 115.41, to fund licensure administrative costs under ~~s. ss.~~  
10 115.28 (7) (d) and 118.19 (10), teacher supply, information and analysis costs under  
11 s. 115.29 (5), and teacher improvement under s. 115.41. ~~Ninety percent of all moneys~~  
12 ~~received from the licensure of school and public library personnel under s. 115.28 (7)~~  
13 ~~(d), and all moneys received under s. 115.41, shall be credited to this appropriation.~~

14 **SECTION 27.** 20.255 (2) (ac) of the statutes is amended to read:

15 20.255 (2) (ac) *General equalization aids.* ~~The amounts in the schedule~~ A sum  
16 sufficient equal to, in the 2022-23 fiscal year and biennially thereafter, the amount  
17 determined by the joint committee on finance under s. 121.075 (3) and, in the  
18 2021-22 fiscal year and biennially thereafter, the amount determined by law for the  
19 payment of educational aids under ss. 121.08, 121.09, 121.095, and 121.105, ~~121.137~~  
20 and subch. VI of ch. 121.

21 **SECTION 28.** 20.255 (2) (ap) of the statutes is repealed.

22 **SECTION 29.** 20.255 (2) (az) of the statutes is amended to read:

23 20.255 (2) (az) *Special Needs Scholarship Program.* A sum sufficient to make  
24 the payments under s. 115.7915 (4m) (a), ~~(em)~~, and (e) and (4p).

25 **SECTION 30.** 20.255 (2) (b) of the statutes is amended to read:

1           20.255 (2) (b) *Aids for special education and school age parents programs.* ~~The~~  
2           ~~amounts in the schedule~~ A sum sufficient for the payment of the full cost of special  
3           education for children in hospitals and convalescent homes under s. 115.88 (4) and  
4           for the payment of aids for special education and school age parents programs ~~under~~  
5           ~~ss. 115.88, 115.93 and 118.255~~ as provided under s. 115.882.

6           **SECTION 31.** 20.255 (2) (cc) of the statutes is amended to read:

7           20.255 (2) (cc) ~~*Bilingual-bicultural education aids*~~ *English learner categorical*  
8           *aid.* The amounts in the schedule for ~~bilingual-bicultural education programs~~ aid  
9           under subch. VII of ch. 115 s. 115.995.

10          **SECTION 32.** 20.255 (2) (cg) of the statutes is amended to read:

11          20.255 (2) (cg) *Tuition payments; full-time open enrollment transfer payments.*  
12          The amounts in the schedule for payment of tuition under subch. V of ch. 121 and  
13          full-time open enrollment transfer payments under s. 118.51 (16) (b) 2. and (17) (c)  
14          2. ~~and (em) 2.~~

15          **SECTION 33.** 20.255 (2) (ch) of the statutes is created to read:

16          20.255 (2) (ch) *Capacity-building grants for licensed educators.* The amounts  
17          in the schedule for grants to increase licensure of bilingual teachers and teachers of  
18          English as a 2nd language under s. 115.958.

19          **SECTION 34.** 20.255 (2) (co) of the statutes is created to read:

20          20.255 (2) (co) *Supplemental nutrition aid.* A sum sufficient for payments  
21          under s. 115.342.

22          **SECTION 35.** 20.255 (2) (cv) of the statutes is created to read:

23          20.255 (2) (cv) *Driver education aid.* A sum sufficient for driver education aid  
24          for qualified driver education providers under s. 121.42.

25          **SECTION 36.** 20.255 (2) (cx) of the statutes is created to read:

1           20.255 (2) (cx) *Aid for transportation; early college credit program.* The  
2 amounts in the schedule to reimburse parents and guardians under s. 118.55 (7g) for  
3 the transportation of pupils attending a course at an institution of higher education  
4 and taking the course for high school credit.

5           **SECTION 37.** 20.255 (2) (cy) of the statutes is amended to read:

6           20.255 (2) (cy) *Aid for transportation; open enrollment and early college credit*  
7 *program.* The amounts in the schedule to reimburse parents for the costs of  
8 transportation of open enrollment pupils under ss. 118.51 (14) (b) and 118.52 (11) (b)  
9 and for the payment of state aid under s. 118.55 (7g) for the transportation of pupils  
10 attending a course at an institution of higher education and receiving credit for the  
11 course under s. 118.55 (3) (b).

12           **SECTION 38.** 20.255 (2) (da) of the statutes is amended to read:

13           20.255 (2) (da) *Aid for school mental Mental health programs and pupil*  
14 *wellness aid.* The amounts in the schedule for aid to school districts and independent  
15 charter schools employ, hire, and retain pupil services professionals under s. 115.364.

16           **SECTION 39.** 20.255 (2) (dk) of the statutes is created to read:

17           20.255 (2) (dk) *Out-of-school time programs; grants.* As a continuing  
18 appropriation, the amounts in the schedule for out-of-school time program grants  
19 under s. 115.449.

20           **SECTION 40.** 20.255 (2) (dn) of the statutes is created to read:

21           20.255 (2) (dn) *Computer science licensure; grants.* The amounts in the  
22 schedule for grants under s. 115.435 to assist school district employees in obtaining  
23 licenses or permits to teach computer science.

24           **SECTION 41.** 20.255 (2) (dv) of the statutes is created to read:

1           20.255 (2) (dv) *Energy efficiency projects; grants*. Biennially, the amounts in  
2 the schedule for grants to school districts under s. 115.457.

3           **SECTION 42.** 20.255 (2) (fm) of the statutes is amended to read:

4           20.255 (2) (fm) *Charter schools*. A sum sufficient to make the payments to  
5 charter schools under s. 118.40 (2r) (e), ~~(f)~~, and (fm).

6           **SECTION 43.** 20.255 (2) (fp) of the statutes is amended to read:

7           20.255 (2) (fp) *Charter schools; former office of educational opportunity*. A sum  
8 sufficient to make the payments to charter schools under s. 118.40 (2x) (e) 1. and (em).  
9 No moneys may be encumbered from this appropriation after the chancellor of the  
10 University of Wisconsin-Madison has provided the notice under s. 36.09 (3) (d) 3.

11           **SECTION 44.** 20.255 (2) (fq) of the statutes is amended to read:

12           20.255 (2) (fq) *Charter schools; former office of educational opportunity recovery*  
13 *charter schools*. A sum sufficient to make the payments to charter schools under s.  
14 118.40 (2x) (e) 1m. No moneys may be encumbered from this appropriation after the  
15 chancellor of the University of Wisconsin-Madison has provided the notice under s.  
16 36.09 (3) (d) 3.

17           **SECTION 45.** 20.255 (2) (fs) of the statutes is repealed.

18           **SECTION 46.** 20.255 (3) (bm) of the statutes is created to read:

19           20.255 (3) (bm) *General educational development test fee payments*. A sum  
20 sufficient for payments to GED Testing Service LLC under s. 115.28 (66) (a).

21           **SECTION 47.** 20.255 (3) (dg) of the statutes is created to read:

22           20.255 (3) (dg) *Recollection Wisconsin*. The amounts in the schedule for  
23 payments to the Wisconsin Library Services, Inc., under s. 115.28 (28).

24           **SECTION 48.** 20.255 (3) (fv) of the statutes is created to read:

1           20.255 (3) (fv) *City Year Milwaukee*. The amounts in the schedule for payments  
2 under s. 115.28 (68) to support City Year Milwaukee.

3           **SECTION 49.** 20.445 (1) (d) of the statutes is amended to read:

4           20.445 (1) (d) *Reimbursement for tuition payments*. The amounts in the  
5 schedule to reimburse school districts, charter schools under s. 118.40 (2r) or (2x),  
6 and private schools for payments under s. 118.55 (5) (e) 2.

7           **SECTION 50.** 20.505 (1) (ip) of the statutes is amended to read:

8           20.505 (1) (ip) *Information technology and communication services;*  
9 *self-funded portal*. From the sources specified in ss. 16.972 (2) (b) and (c), 16.974 (2),  
10 (2m), and (3), and 16.997 (2) (d) ~~and (2g) (a) 3.~~, to receive services through a  
11 self-funded portal, the amounts in the schedule to be used for the purpose of  
12 providing services to state agencies, state authorities, units of the federal  
13 government, local governmental units, tribal schools, individuals, and entities in the  
14 private sector through the self-funded portal.

15           **SECTION 51.** 20.505 (1) (is) of the statutes is amended to read:

16           20.505 (1) (is) *Information technology and communications services; nonstate*  
17 *entities*. From the sources specified in ss. 16.972 (2) (b) and (c), 16.974 (2) and (3),  
18 and 16.997 (2) (d) ~~and (2g) (a) 3.~~, to provide computer, telecommunications, electronic  
19 communications, and supercomputer services, but not enterprise resource planning  
20 system services under s. 16.971 (2) (cf), to state authorities, units of the federal  
21 government, local governmental units, tribal schools, and entities in the private  
22 sector, the amounts in the schedule.

23           **SECTION 52.** 36.09 (2) (c) of the statutes is repealed.

24           **SECTION 53.** 36.09 (3) (d) 3. of the statutes is created to read:

1           36.09 (3) (d) 3. Within 30 days after all contracts under s. 118.40 (2x) have  
2 terminated, the chancellor of the University of Wisconsin-Madison shall provide  
3 notice of this fact to the legislature in the manner provided under s. 13.172 (2), to the  
4 governor, and to the state superintendent of public instruction. All requirements and  
5 authority under this paragraph terminate after the chancellor provides this notice.

6           **SECTION 54.** 36.29 (8) of the statutes is amended to read:

7           36.29 (8) This section does not apply to a private gift or grant made to the office  
8 of educational opportunity. under s. 36.09 (3) (d) 2. d.

9           **SECTION 55.** 36.50 of the statutes is created to read:

10          **SECTION 56.** 36.64 (title) and (1) of the statutes are repealed.

11          **SECTION 57.** 36.64 (2) of the statutes is renumbered 36.09 (3) (d) 1. and  
12 amended to read:

13          36.09 (3) (d) 1. ~~The office of educational opportunity shall evaluate proposals~~  
14 ~~for contracts under s. 118.40 (2x),~~ chancellor of the University of Wisconsin-Madison  
15 shall monitor pupil academic performance at charter schools authorized under s.  
16 118.40 (2x), and monitor the overall operations of charter schools authorized under  
17 s. 118.40 (2x).

18          **SECTION 58.** 36.64 (3) of the statutes is repealed.

19          **SECTION 59.** 36.64 (4) (intro.) and (a) of the statutes are renumbered 36.09 (3)  
20 (d) 2. (intro.) and a. and amended to read:

21          36.09 (3) (d) 2. (intro.) ~~The director of the office of educational opportunity~~  
22 chancellor of the University of Wisconsin-Madison may do any of the following in  
23 carrying out the chancellor's duties under subd. 1.:

24           a. Appoint up to 2 ~~associate directors~~ assistants.

25          **SECTION 60.** 36.64 (4) (b) of the statutes is repealed.

1           **SECTION 61.** 36.64 (4) (c) of the statutes is renumbered 36.09 (3) (d) 2. c.

2           **SECTION 62.** 36.64 (4) (d) and (5) of the statutes are consolidated, renumbered  
3 36.09 (3) (d) 2. d. and amended to read:

4           36.09 (3) (d) 2. d. Solicit private gifts and grants for charter schools established  
5 under s. 118.40 (2x). ~~(5) The director of the office of educational opportunity~~  
6 chancellor of the University of Wisconsin-Madison shall report to the board any  
7 private gift or grant received by ~~the office of educational opportunity~~ under this subd.  
8 2. d. and how the ~~director~~ chancellor intends to use the private gift or grant.

9           **SECTION 63.** 40.03 (2) (x) of the statutes is repealed.

10          **SECTION 64.** 66.0301 (1) (a) of the statutes is amended to read:

11          66.0301 (1) (a) Except as provided in pars. (b) and (c), in this section,  
12 “municipality” means the state or any department or agency thereof, or any city,  
13 village, town, county, or school district, ~~the opportunity schools and partnership~~  
14 ~~programs under subch. IX of ch. 115 and subch. II of ch. 119, the superintendent of~~  
15 ~~schools opportunity schools and partnership program under s. 119.33, or any public~~  
16 library system, public inland lake protection and rehabilitation district, sanitary  
17 district, farm drainage district, metropolitan sewerage district, sewer utility district,  
18 solid waste management system created under s. 59.70 (2), local exposition district  
19 created under subch. II of ch. 229, local professional baseball park district created  
20 under subch. III of ch. 229, local professional football stadium district created under  
21 subch. IV of ch. 229, local cultural arts district created under subch. V of ch. 229,  
22 long-term care district under s. 46.2895, water utility district, mosquito control  
23 district, municipal electric company, county or city transit commission, commission  
24 created by contract under this section, taxation district, regional planning  
25 commission, housing authority created under s. 66.1201, redevelopment authority



1 created under s. 66.1333, community development authority created under s.  
2 66.1335, or city-county health department.

3 **SECTION 65.** 67.12 (12) (h) of the statutes is amended to read:

4 67.12 (12) (h) Paragraph (e) 2. does not apply to borrowing by the school board  
5 of a school district created by a reorganization under s. 117.105, or by the school  
6 board from which territory is detached to create a school district under s. 117.105,  
7 for the purpose of financing any assets or liabilities apportioned to the school district  
8 or assets apportioned to another school district under s. 117.105 (1m), or (2m), ~~or~~  
9 (4m).

10 **SECTION 66.** 106.125 of the statutes is amended to read:

11 **106.125 Early college credit program.** On behalf of the school board of a  
12 school district, on behalf of a governing board of a charter school under s. 118.40 (2r)  
13 or (2x), and on behalf of the governing body of a participating private school, as  
14 defined in s. 118.55 (1) (c), the department of workforce development shall pay to the  
15 department of public instruction the costs of tuition for a pupil who attends an  
16 institution of higher education under the program under s. 118.55 as provided under  
17 s. 118.55 (5) (e) 2. and 3.

18 **SECTION 67.** 115.28 (7) (b) of the statutes is amended to read:

19 115.28 (7) (b) Subject to the same rules and laws concerning qualifications of  
20 applicants and granting and revocation of licenses or certificates under par. (a), the  
21 state superintendent shall grant certificates and licenses to teachers in private  
22 schools and tribal schools, except that teaching experience requirements for such  
23 certificates and licenses may be fulfilled by teaching experience in public, private,  
24 or tribal schools. An applicant is not eligible for a license or certificate unless the  
25 state superintendent finds that the private school or tribal school in which the

1 applicant taught offered an adequate educational program during the period of the  
2 applicant's teaching therein. Private Except as provided under ss. 115.7915 (2) (i),  
3 118.60 (2) (a) 6m., and 119.23 (2) (a) 6m., private schools are not obligated to employ  
4 only licensed or certified teachers.

5 **SECTION 68.** 115.28 (10m) of the statutes is repealed.

6 **SECTION 69.** 115.28 (10o) of the statutes is repealed.

7 **SECTION 70.** 115.28 (28) of the statutes is created to read:

8 115.28 (28) RECOLLECTION WISCONSIN. Annually distribute the amount  
9 appropriated under s. 20.255 (3) (dg) to Wisconsin Library Services, Inc., to support  
10 the digitization of historic materials in public libraries throughout the state.

11 **SECTION 71.** 115.28 (45) of the statutes is amended to read:

12 115.28 (45) GRANTS FOR BULLYING PREVENTION. From the appropriation under  
13 s. 20.255 (3) (eb), beginning in the 2021-22 school year, annually award grants a  
14 grant to -a- the nonprofit organization, as defined in s. 108.02 (19), that received a  
15 grant under this subsection in the 2019-20 and 2020-21 school years to provide  
16 training and an online bullying prevention curriculum for pupils in grades  
17 kindergarten to 8.

18 **SECTION 72.** 115.28 (54s) of the statutes is created to read:

19 115.28 (54s) CLIMATE CHANGE; MODEL ACADEMIC STANDARDS. If the state  
20 superintendent adopts model academic standards for any of the following subjects,  
21 incorporate an understanding of climate, the interconnected nature of climate  
22 change, the potential local and global impacts of climate change, and individual and  
23 societal actions that may mitigate the harmful effects of climate change into the  
24 model academic standards for that subject:

25 (a) Science.

- 1 (b) Mathematics.
- 2 (c) Social studies.
- 3 (d) English language arts.
- 4 (e) Agriculture.
- 5 (f) Food and natural resources.
- 6 (g) Environmental literacy and sustainability.
- 7 (h) Nutrition education.

8 **SECTION 73.** 115.28 (63) (d) of the statutes is created to read:

9 115.28 **(63)** (d) Social and emotional learning.

10 **SECTION 74.** 115.28 (66) of the statutes is created to read:

11 115.28 **(66)** GENERAL EDUCATIONAL DEVELOPMENT TEST FEE PAYMENTS. (a) Subject  
12 to pars. (b) and (c), from the appropriation under s. 20.255 (3) (bm), pay to GED  
13 Testing Service LLC the \$30 testing service fee for an eligible individual who takes  
14 a content area test given under the general educational development test. In this  
15 subsection, “eligible individual” means an individual who satisfies all of the  
16 following conditions before taking the content area test:

17 1. The individual meets the eligibility requirements promulgated by the  
18 department by rule for a high school equivalency diploma or certificate of general  
19 educational development.

20 2. The individual takes and receives a passing score on a practice test for the  
21 content area that is developed by GED Testing Service LLC.

22 (b) For each eligible individual under par. (a), pay for no more than one testing  
23 service fee for each content area test taken in a calendar year.

1 (c) Pay the testing service fee for a content area test under par. (a) only if the  
2 eligible individual takes the test on or after January 1, 2022, at a testing site in  
3 Wisconsin that is approved by the state superintendent.

4 **SECTION 75.** 115.28 (68) of the statutes is created to read:

5 115.28 (68) CITY YEAR MILWAUKEE. Annually distribute the amounts  
6 appropriated under s. 20.255 (3) (fv) to City Year, Inc., to support City Year  
7 Milwaukee.

8 **SECTION 76.** 115.341 of the statutes is amended to read:

9 **115.341 School breakfast program. (1)** From the appropriation under s.  
10 20.255 (2) (cm), the state superintendent shall reimburse each school board, each  
11 operator of a charter school under s. 118.40 (2r) or (2x), each operator of a residential  
12 care center for children and youth, as defined in s. 115.76 (14g), the director of the  
13 program under s. 115.52, and the director of the center under s. 115.525 15 cents for  
14 each breakfast served at a school, as defined in 7 CFR 220.2, that meets the  
15 requirements of 7 CFR 220.8 ~~or 220.8a, whichever is applicable~~, and shall reimburse  
16 each governing body of a private school or tribal school 15 cents for each breakfast  
17 served at the private school or tribal school that meets the requirements of 7 CFR  
18 220.8 ~~or 220.8a, whichever is applicable~~.

19 **(2)** If the appropriation under s. 20.255 (2) (cm) in any fiscal year is insufficient  
20 to pay the full amount of aid under this section, the state superintendent shall  
21 prorate state aid payments among the school boards, operators, directors, and  
22 governing bodies of ~~private schools and tribal schools~~ entitled to the aid under sub.  
23 (1).

24 **SECTION 77.** 115.341 (3) of the statutes is created to read:

1           115.341 (3) Notwithstanding sub. (1), the state superintendent may not  
2 reimburse the operator of a charter school under s. 118.40 (2r) or (2x), the operator  
3 of a residential care center for children and youth, as defined in s. 115.76 (14g), the  
4 director of the program under s. 115.52, the director of the center under s. 115.525,  
5 or the governing body of a private or tribal school for any breakfasts served at a  
6 school, as defined in 7 CFR 220.2, during the prior school year if the school ceased  
7 operations during that prior school year.

8           **SECTION 78.** 115.342 of the statutes is created to read:

9           **115.342 Supplemental nutrition aid. (1) DEFINITIONS.** In this section:

10           (a) “Educational agency” means a school board, an operator of a charter school  
11 under s. 118.40 (2r) or (2x), a private school, a tribal school, an operator of a  
12 residential care center for children and youth, as defined in s. 115.76 (14g), the  
13 director of the program under s. 115.52, and the director of the center under s.  
14 115.525.

15           (b) “Eligible pupil” means a pupil who satisfies the income eligibility criteria  
16 for a reduced-price lunch under 42 USC 1758 (b) (1) (A).

17           (c) “Federal school breakfast program” means the program under 42 USC 1773.

18           (d) “Federal school lunch program” means the program under 42 USC 1751 to  
19 1769j.

20           (e) “Reimbursement amount” means the national average payment rate for a  
21 school meal, as announced by the food and nutrition service of the federal  
22 department of agriculture in the federal register.

23           (f) “School meal” means a school lunch made available under the federal school  
24 lunch program, a meal supplement made available under the federal school lunch  
25 program, or a breakfast made available under the federal school breakfast program.

1           **(2) ELIGIBILITY.** An educational agency is eligible for payments under this  
2 section if the educational agency does not charge eligible pupils for school meals.

3           **(3) ANNUAL PAYMENT.** From the appropriation under s. 20.255 (2) (co), in the  
4 2021-22 school year and each school year thereafter, the state superintendent shall  
5 pay to each educational agency the sum of the following amounts:

6           (a) The number of school lunches the educational agency provided to eligible  
7 pupils under the federal school lunch program in the previous school year multiplied  
8 by the difference between the reimbursement amount in the previous school year for  
9 a school lunch provided to an eligible pupil and the reimbursement amount in the  
10 previous school year for a school lunch provided to a pupil who satisfies the income  
11 eligibility for a free lunch under the federal school lunch program.

12           (b) The number of breakfasts the educational agency provided to eligible pupils  
13 under the federal school breakfast program in the previous school year multiplied by  
14 the difference between the reimbursement amount in the previous school year for a  
15 breakfast provided to an eligible pupil and the reimbursement amount in the  
16 previous school year for a breakfast provided to a pupil who satisfies the income  
17 eligibility for a free breakfast under the federal school breakfast program.

18           (c) The number of meal supplements the educational agency provided to  
19 eligible pupils under the federal school lunch program in the previous school year  
20 multiplied by the difference between the reimbursement amount in the previous  
21 school year for a reduced-price meal supplement provided to an eligible pupil and  
22 the reimbursement amount in the previous school year for a meal supplement  
23 provided to a pupil who satisfies the income eligibility for a free meal supplement  
24 under the federal school lunch program.

25           **SECTION 79.** 115.363 (2) (b) of the statutes is amended to read:

1           115.363 (2) (b) The school board shall pay to each nonprofit corporation with  
2           which it contracts under par. (a) an amount that is no more than the amount paid  
3           per pupil under s. 118.40 (2r) (e) ~~2m., 2n., or 2p.~~ 2q. in the current school year  
4           multiplied by the number of pupils participating in the program under the contract.

5           **SECTION 80.** 115.364 (title) of the statutes is amended to read:

6           **115.364** (title) ~~Aid for school mental~~ Mental health programs and pupil  
7           wellness aid.

8           **SECTION 81.** 115.364 (1) (intro.) of the statutes is renumbered 115.364 (1) and  
9           amended to read:

10          115.364 (1) In this section, “pupil services professional” means a school  
11          counselor, school social worker, school psychologist, or school nurse.

12          **SECTION 82.** 115.364 (1) (a), (am), and (b) of the statutes are repealed.

13          **SECTION 83.** 115.364 (2) (a) (intro.) and 1. of the statutes are consolidated,  
14          renumbered 115.364 (2) (a) and amended to read:

15          115.364 (2) (a) Beginning in the ~~2018-19~~ 2021-22 school year and annually  
16          thereafter, the state superintendent shall ~~do all of the following:~~ 1. Subject, subject  
17          to par. (b), from the appropriation under s. 20.255 (2) (da), pay to an eligible  
18          reimburse a school district board, the operator of a charter school established under  
19          s. 118.40 (2r) or (2x), or the governing body of a private school participating in a  
20          program under s. 118.60 or 119.23 for an amount equal to 50 percent of the amount  
21          by which the school district increased its expenditures made by the school board,  
22          operator, or governing body in the preceding school year to employ, hire, or retain  
23          social workers over the amount it expended in the school year immediately preceding  
24          the preceding school year to employ, hire, or retain social workers pupil services  
25          professionals.

1           **SECTION 84.** 115.364 (2) (a) 2. and 3. of the statutes are repealed.

2           **SECTION 85.** 115.364 (2) (b) 1. of the statutes is renumbered 115.364 (2) (b) and  
3 amended to read:

4           115.364 (2) (b) If the appropriation under s. 20.255 (2) (da) in any fiscal year  
5 is insufficient to pay the full amount of aid under par. (a), the state superintendent  
6 shall prorate state aid payments among the school districts, ~~private schools, and~~  
7 independent charter schools boards, operators of charter schools established under  
8 s. 118.40 (2r) and (2x), and governing bodies of private schools participating in  
9 programs under ss. 118.60 and 119.23 that are eligible for the aid.

10          **SECTION 86.** 115.364 (2) (b) 2. of the statutes is repealed.

11          **SECTION 87.** 115.367 (1) of the statutes is amended to read:

12          115.367 (1) GRANT PROGRAM. The department shall establish and administer  
13 a competitive program to award grants to school boards and operators of charter  
14 schools under s. 118.40 (2r) or (2x) for the purpose of collaborating with ~~community~~  
15 ~~mental health agencies~~ mental health providers to provide mental health services  
16 to pupils. School boards and operators of charter schools under s. 118.40 (2r) and (2x)  
17 may apply for a grant under this section individually or as a consortium of school  
18 boards, charter schools, or both. For purposes of this subsection, a “consortium of  
19 school boards” includes a cooperative educational service agency.

20          **SECTION 88.** 115.436 (2) (intro.) of the statutes is amended to read:

21          115.436 (2) (intro.) A school district is eligible for sparsity aid under this section  
22 if it the school district’s membership in the previous school year divided by the school  
23 district’s area in square miles is less than 10 and the school district satisfies all one  
24 of the following criteria:

25          **SECTION 89.** 115.436 (2) (b) of the statutes is created to read:



1           115.436 (2) (b) The school district's membership in the previous school year was  
2 greater than 745.

3           **SECTION 90.** 115.436 (2) (c) of the statutes is repealed.

4           **SECTION 91.** 115.436 (3) (a) of the statutes is renumbered 115.436 (3) (a) 1. and  
5 amended to read:

6           115.436 (3) (a) 1. Beginning in the 2018-19 school year, from the ~~appropriation~~  
7 appropriations under s. 20.255 (2) (ae) and (r) and subject to par. (b), the department  
8 shall pay to each school district eligible for sparsity aid under sub. (2) (a) \$400  
9 multiplied by the school district's membership in the previous school year.

10          **SECTION 92.** 115.436 (3) (a) 2. of the statutes is created to read:

11          115.436 (3) (a) 2. Beginning in the 2021-22 school year, from the  
12 appropriations under s. 20.255 (2) (ae) and (r) and subject to par. (b), the department  
13 shall pay to each school district eligible for sparsity aid under sub. (2) (b) \$100  
14 multiplied by the school district's membership in the previous school year.

15          **SECTION 93.** 115.436 (3) (am) of the statutes is amended to read:

16          115.436 (3) (am) ~~Beginning in the 2017-18 school year, from~~ From the  
17 ~~appropriation~~ appropriations under s. 20.255 (2) (ae) and (r), the department shall,  
18 subject to par. (b), pay to each school district that received aid under this section in  
19 the previous school year but does not satisfy the  
20 number-of-pupils-per-square-mile requirement under sub. (2) ~~(a)~~ in the current  
21 school year 50 percent of the amount received by the school district under par. (a) 1.  
22 or 2. in the previous school year.

23          **SECTION 94.** 115.436 (3) (b) of the statutes is amended to read:

24          115.436 (3) (b) If the ~~appropriation~~ total amount appropriated under s. 20.255  
25 (2) (ae) and (r) in any fiscal year is insufficient to pay the full amount under pars. (a),

1 (am), and (ap), the department shall prorate the payments among the school districts  
2 entitled to aid under this subsection.

3 **SECTION 95.** 115.437 (1) of the statutes is renumbered 115.437 (1) (intro.) and  
4 amended to read:

5 115.437 (1) (intro.) In this section, ~~“number;~~

6 (c) “Number of pupils enrolled” has the meaning given in s. 121.90 (1) (intro.)  
7 and includes 40 percent of the summer enrollment. “Number of pupils enrolled” does  
8 not include pupils described in the exception under s. 121.90 (1) ~~(f)~~ (g).

9 **SECTION 96.** 115.437 (1) (a) of the statutes is created to read:

10 115.437 (1) (a) “Economically disadvantaged pupil” means a pupil that satisfies  
11 either the income eligibility criteria for a free or reduced-price lunch under 42 USC  
12 1758 (b) (1) or other measures of poverty, as determined by the department.

13 **SECTION 97.** 115.437 (1) (d) of the statutes is created to read:

14 115.437 (1) (d) “Rate of economically disadvantaged pupils” means the number  
15 of economically disadvantaged pupils enrolled in a school district divided by the  
16 number of pupils enrolled in the school district.

17 **SECTION 98.** 115.437 (2) (a) of the statutes is renumbered 115.437 (2) (a) (intro.)  
18 and amended to read:

19 115.437 (2) (a) (intro.) ~~Except as provided in par. (b), annually~~ Annually, on the  
20 4th Monday of March, the department shall pay to each school district an amount  
21 equal to the sum of all of the following:

22 1. The average of the number of pupils enrolled in the school district in the  
23 current and 2 preceding school years multiplied by \$75 in the 2013–14 school year,  
24 by \$150 in the 2014–15 and 2015–16 school years, by \$250 in the 2016–17 school year,

1 by \$450 in the 2017-18 school year, by \$654 in the 2018-19 school year, by \$679 and  
2 ~~\$63~~ \$750 in the 2021-22 school year and in each school year thereafter.

3 (c) The department shall make the payments under this subsection from the  
4 appropriation under s. 20.255 (2) (aq).

5 **SECTION 99.** 115.437 (2) (a) 2. of the statutes is created to read:

6 115.437 (2) (a) 2. In the 2021-22 school year and in each school year thereafter,  
7 the number of pupils enrolled in a school district multiplied by the school district's  
8 rate of economically disadvantaged pupils in the previous school year multiplied by  
9 \$75.

10 **SECTION 100.** 115.437 (2) (b) of the statutes is repealed.

11 **SECTION 101.** 115.439 of the statutes is repealed.

12 **SECTION 102.** 115.449 of the statutes is created to read:

13 **115.449 Out-of-school time programs; grants.** (1) Beginning in the  
14 2022-23 school year, from the appropriation under s. 20.255 (2) (dk), the department  
15 shall award grants to school boards and organizations to support high-quality  
16 after-school programs and other out-of-school time programs that provide services  
17 to school-age children.

18 (2) The department shall award a grant under this section in an amount of not  
19 less than \$80,000 and not more than \$145,000 per school year and may award the  
20 grant for up to 5 school years. In each school year, the department shall award not  
21 less than 30 percent of all grant moneys to out-of-school time programs that serve  
22 pupils in the elementary grades.

23 (3) The department may promulgate rules to implement and administer this  
24 section.

25 **SECTION 103.** 115.453 of the statutes is created to read:

1           **115.453 Licenses to teach computer science; grant program.** (1) In this  
2 section, “eligible employee” means a school district employee who holds a license or  
3 permit to teach issued by the department that does not authorize the employee to  
4 teach computer science.

5           (2) Beginning in the 2022-23 school year, the department shall award grants  
6 to school districts to provide assistance to eligible employees for the purpose of  
7 obtaining a license or permit that authorizes the eligible employee to teach computer  
8 science.

9           (3) In awarding grants under sub. (2), the department shall give priority to  
10 applications submitted by a school district that satisfies any of the following criteria:

11           (a) At least 50 percent of the school district’s membership satisfy the income  
12 eligibility criteria for a free or reduced-price lunch under 42 USC 1758 (b) (1).

13           (b) At least 40 percent of the school district’s membership identifies as a  
14 minority group pupil, as defined in s. 121.845 (2).

15           (4) The department may promulgate rules to establish and administer the  
16 program under this section

17           **SECTION 104.** 115.457 of the statutes is created to read:

18           **115.457 Energy efficiency projects; grants.** (1) Beginning in the 2021-22  
19 school year, the department shall award grants to school districts for energy  
20 efficiency projects in school buildings.

21           (2) In awarding grants under this section for the 2021-22 and 2022-23 school  
22 years, the department shall give preference to projects that relate to heating,  
23 ventilation, and air conditioning systems.

24           (3) The department, in consultation with the office of environmental justice,  
25 may promulgate rules to implement this section.

1           **SECTION 105.** 115.77 (1) of the statutes is amended to read:

2           115.77 (1) In sub. (1m) (a) to (d), except as provided in s. 118.51 (12) ~~(b)~~, if a child  
3 with a disability is attending a public school in a nonresident school district under  
4 s. 118.50, 118.51, or 121.84 (1) (a) or (4), “local educational agency” means the school  
5 district that the child is attending.

6           **SECTION 106.** 115.79 (1) (b) of the statutes is amended to read:

7           115.79 (1) (b) An educational placement is provided to implement a child’s  
8 individualized education program. Except as provided in s. 118.51 (12) ~~(b)~~, if a child  
9 with a disability is attending a public school in a nonresident school district under  
10 s. 118.50, 118.51, or 121.84 (1) (a) or (4), the school board of the school district that  
11 the child is attending shall provide an educational placement for the child and shall  
12 pay tuition charges instead of the school district in which the child resides if required  
13 by the placement.

14           **SECTION 107.** 115.7915 (1) (am) of the statutes is created to read:

15           115.7915 (1) (am) “Program cap” means the total number of children who  
16 attended eligible schools under the scholarship program under this section in the  
17 2021-22 school year.

18           **SECTION 108.** 115.7915 (2) (intro.) of the statutes is amended to read:

19           115.7915 (2) SCHOLARSHIP REQUIREMENTS. (intro.) Beginning in the 2016-17  
20 school year, the department shall, subject to sub. (2m), provide to a child with a  
21 disability a scholarship under sub. (4m) (a) to attend an eligible school if all of the  
22 following apply:

23           **SECTION 109.** 115.7915 (2) (b) of the statutes is amended to read:

1           115.7915 (2) (b) The governing body of the eligible school notified the  
2 department of its intent to participate in the program under this section as provided  
3 under sub. (3) (a).

4           **SECTION 110.** 115.7915 (2) (cm) of the statutes is created to read:

5           115.7915 (2) (cm) For an eligible school that begins participating in the  
6 program under this section in the 2022-23 school year or any school year thereafter,  
7 the eligible school also participates in a parental choice program under s. 118.60 or  
8 119.23 for the school year for which the scholarship is awarded.

9           **SECTION 111.** 115.7915 (2) (f) of the statutes is amended to read:

10           115.7915 (2) (f) The child's parent or guardian on behalf of the child, or, for a  
11 child with a disability who has reached the age of 18 and has not been adjudicated  
12 incompetent, the child, submitted an application for a scholarship under this section  
13 as provided under sub. (3) (am) and on a form prepared by the department that  
14 includes the document developed by the department under sub. (4) to the eligible  
15 school that the child will attend. ~~A child's parent or guardian or a child with a~~  
16 ~~disability who has reached the age of 18 may apply for a scholarship at any time~~  
17 ~~during a school year and, subject to sub. (3) (b), a child may begin attending an~~  
18 ~~eligible school under this section at any time during the school year.~~

19           **SECTION 112.** 115.7915 (2) (g) of the statutes is repealed.

20           **SECTION 113.** 115.7915 (2) (i) of the statutes is created to read:

21           115.7915 (2) (i) 1. Except as provided in subd. 2., beginning on July 1, 2024, all  
22 of the eligible school's teachers have a teaching license or permit issued by the  
23 department, except that a teacher employed by the eligible school who teaches only  
24 courses in rabbinical studies is not required to hold a license or permit to teach issued  
25 by the department.

1           2. Any teacher employed by the eligible school on July 1, 2024, who has been  
2 teaching for at least the 5 consecutive years immediately preceding July 1, 2024, and  
3 who does not satisfy the requirements under subd. 1. on July 1, 2024, applies to the  
4 department on a form prepared by the department for a temporary, nonrenewable  
5 waiver from the requirements under subd. 1. The department shall promulgate  
6 rules to implement this subdivision, including the form of the application and the  
7 process by which the waiver application will be reviewed. The application form shall  
8 require the applicant to submit a plan for satisfying the requirements under subd.  
9 1. No waiver granted under this subdivision is valid after July 1, 2029.

10           **SECTION 114.** 115.7915 (2m) of the statutes is created to read:

11           115.7915 **(2m)** PROGRAM CAP. Beginning with the 2022-23 school year, the total  
12 number of children who may attend eligible schools under the scholarship program  
13 under this section during a school year may not exceed the program cap.

14           **SECTION 115.** 115.7915 (3) (title) of the statutes is amended to read:

15           115.7915 **(3)** (title) PARTICIPATING SCHOOLS; ~~SELECTION OF PUPILS~~ APPLICATION  
16 PROCESS; WAITING LIST.

17           **SECTION 116.** 115.7915 (3) (a) of the statutes is amended to read:

18           115.7915 **(3)** (a) The governing body of an eligible school that intends to  
19 participate in the program under this section shall notify the department of its intent  
20 by the first Monday in March of the previous school year. The governing body of the  
21 eligible school shall include in the notice under this paragraph the number of spaces  
22 the eligible school has available for children receiving a scholarship under this  
23 section.

24           **SECTION 117.** 115.7915 (3) (am) of the statutes is created to read:

1           115.7915 (3) (am) The governing body of an eligible school that has submitted  
2 a notice of intent to participate under par. (a) may accept applications for  
3 scholarships under sub. (2) (f) for the following school year between the first weekday  
4 in April and the first Thursday in June.

5           **SECTION 118.** 115.7915 (3) (b) of the statutes is repealed.

6           **SECTION 119.** 115.7915 (3) (bm) of the statutes is amended to read:

7           115.7915 (3) (bm) Upon receipt of an application for a scholarship under sub.  
8 (2) (f) par. (am), the governing body of the eligible school shall determine whether the  
9 application satisfies the requirements under sub. (2), other than the requirement  
10 under sub. (2) (d), and shall request verification from the local education agency that  
11 developed the child's individualized education program or services plan that the  
12 child has an individualized education program or services plan in place that meets  
13 the requirement in sub. (2) (d). The governing body of the eligible school shall also  
14 notify the child's resident school board that, pending verification that the  
15 requirements of sub. (2) have been satisfied and subject to par. (d), the child will be  
16 awarded a scholarship under this section. The local education agency shall, within  
17 5 business days of receiving a request under this paragraph, provide the governing  
18 body of the eligible school with a copy of the child's individualized education program  
19 or services plan.

20           **SECTION 120.** 115.7915 (3) (c) of the statutes is amended to read:

21           115.7915 (3) (c) The By the 3rd Thursday in June immediately following the  
22 application period under par. (am), the governing body of a private an eligible school  
23 participating in the program under this section that received applications for  
24 scholarships under par. (am) shall notify report to the department when it verifies  
25 that a child has the names of children who applied under par. (am) to attend the



1 eligible school for whom the governing body has received verification under par. (bm)  
2 that an individualized education program or services plan is in effect and accepts the  
3 child's application to attend the private school under a scholarship awarded under  
4 this section the names of those applicants who have siblings who are already  
5 attending the eligible school.

6 **SECTION 121.** 115.7915 (3) (d), (e), (f) and (g) of the statutes are created to read:

7 115.7915 (3) (d) After the end of the application period described under par.  
8 (am), upon receipt of the information under par. (c), the department shall determine  
9 the sum of all applicants for scholarships under this section and the number of  
10 scholarships awarded to children who are continuing to attend private schools under  
11 scholarships as provided under sub. (4m) (d). In determining the sum, the  
12 department shall count a child who has applied for more than one scholarship under  
13 this section only once. If the sum of all applicants and continuing scholarships  
14 exceeds the program cap, the department shall determine which applications to  
15 accept on a random basis, subject to the number of available spaces each eligible  
16 school specified in its notice under par. (a), except that the department shall give  
17 preference to the following in accepting applications for each eligible school, in the  
18 order of preference listed:

19 1. Children who attended a different eligible school under a scholarship under  
20 this section during the previous school year.

21 2. Siblings of pupils who are already attending the eligible school.

22 (e) No later than 60 days after the end of the application period described under  
23 par. (am), the department shall notify each applicant and each eligible school, in  
24 writing, whether the applicant has been approved to receive a scholarship to attend  
25 the eligible school under this section.

1 (f) If the sum under par. (d) exceeds the program cap, the department shall  
2 establish a waiting list in accordance with the preferences required under par. (d).

3 (g) The governing body of an eligible school shall notify the department  
4 whenever the governing body determines that a child awarded a scholarship under  
5 this section will not attend the eligible school under the scholarship. If, upon  
6 receiving notice under this paragraph, the department determines that the number  
7 of children attending eligible schools under scholarships under this section falls  
8 below the program cap, the department shall fill any available slot with a child  
9 selected from the waiting list established under par. (f), if such a waiting list exists.

10 **SECTION 122.** 115.7915 (3m) of the statutes is created to read:

11 115.7915 (3m) TRANSFERS BETWEEN PARTICIPATING SCHOOLS. Notwithstanding  
12 sub. (3) (am), at any time during a school year, the governing body of a participating  
13 private school may accept an application from a child attending another private  
14 school under a scholarship to transfer the child's scholarship to the participating  
15 private school. The governing body may approve the child's request to transfer if the  
16 private school has an unfilled available space for a child receiving a scholarship  
17 under this section as specified in the private school's notice under sub. (3) (a). If the  
18 governing body approves the transfer request, the governing body shall notify the  
19 department. This subsection does not apply to a child who is reevaluated and  
20 determined to no longer be a child with a disability by the child's individualized  
21 education program team.

22 **SECTION 123.** 115.7915 (4c) of the statutes is repealed.

23 **SECTION 124.** 115.7915 (4m) (a) 2. b. of the statutes is amended to read:

24 115.7915 (4m) (a) 2. b. Beginning in the 2018-19 school year and subject to  
25 ~~subd. 3., ending in the 2020-21 school year,~~ the sum of the scholarship amount under

1 this subdivision for the previous school year; the amount of the per pupil revenue  
2 limit adjustment under s. 121.91 (2m) for the current school year, if positive; and the  
3 change in the amount of statewide categorical aid per pupil between the previous  
4 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,  
5 if positive, or the amount under s. 115.7915 (4m) (a) 3., 2019 stats., if applicable.

6 **SECTION 125.** 115.7915 (4m) (a) 2. c. of the statutes is created to read:

7 115.7915 (4m) (a) 2. c. Beginning in the 2021-22 school year, the sum of the  
8 scholarship amount under this subdivision for the previous school year; the amount  
9 of the per pupil revenue limit adjustment under s. 121.91 (2m) for the current school  
10 year, if positive; and the change in the per pupil amount under s. 115.437 (2) (a)  
11 between the previous school year and the current school year, if positive.

12 **SECTION 126.** 115.7915 (4m) (a) 3. of the statutes is repealed.

13 **SECTION 127.** 115.7915 (4m) (cm) of the statutes is repealed.

14 **SECTION 128.** 115.7915 (4m) (f) 1. a. of the statutes is amended to read:

15 115.7915 (4m) (f) 1. a. Determine the ~~sum of the amount paid for each child~~ the  
16 number of children residing in the school district for whom a payment is made under  
17 par. (a) in that school year.

18 **SECTION 129.** 115.7915 (4m) (f) 1. bm. of the statutes is created to read:

19 115.7915 (4m) (f) 1. bm. Multiply the number of pupils under subd. 1. a. by the  
20 per pupil amount calculated under par. (a) for that school year.

21 **SECTION 130.** 115.7915 (4m) (f) 1. e. of the statutes is amended to read:

22 115.7915 (4m) (f) 1. e. Sum the amounts calculated under subd. 1. a., bm., d.,  
23 and dh.

24 **SECTION 131.** 115.7915 (6) (L) of the statutes is created to read:

1           115.7915 (6) (L) Allow a child attending the private school under this section  
2 to refrain from participating in any religious activity if the child's parent submits to  
3 the child's teacher or the private school's principal a written request that the child  
4 be exempt from such activities.

5           **SECTION 132.** 115.882 of the statutes is renumbered 115.882 (intro.) and  
6 amended to read:

7           **115.882 Payment of state aid; reimbursement rate.** (intro.) Funds  
8 appropriated under s. 20.255 (2) (b) shall be used first for the purpose of s. 115.88 (4).  
9 Costs eligible for reimbursement from the appropriation under s. 20.255 (2) (b) under  
10 ss. 115.88 (1m) to (3), (6), and (8), 115.93, and 118.255 (4) shall be reimbursed at a  
11 rate set to distribute the full amount appropriated for reimbursement for the costs,  
12 not to exceed 100 percent. the following rates:

13           **SECTION 133.** 115.882 (1) and (2) of the statutes are created to read:

14           115.882 (1) In the 2021-22 school year, 45 percent of eligible costs.

15           (2) In the 2022-23 school year and in each school year thereafter, 50 percent  
16 of eligible costs.

17           **SECTION 134.** 115.95 (2) of the statutes is amended to read:

18           115.95 (2) It is the policy of this state to provide equal educational  
19 opportunities by ensuring that necessary programs are available for  
20 limited-English proficient pupils while allowing each school district and charter  
21 school under s. 118.40 (2r) or (2x) maximum flexibility in establishing programs  
22 suited to its particular needs. To this end, this subchapter provides support for  
23 educating limited-English proficient pupils and establishes bilingual-bicultural  
24 education programs for pupils in school districts with specified concentrations of  
25 limited-English proficient pupils in the attendance areas of particular schools.

1           **SECTION 135.** 115.95 (3) of the statutes is amended to read:

2           115.95 (3) It is the policy of this state to reimburse school districts, in  
3           substantial part, for the added costs of providing the programs established under  
4           this subchapter and to provide support to school districts and charter schools under  
5           s. 118.40 (2r) and (2x) for the added costs of educating limited-English proficient  
6           pupils.

7           **SECTION 136.** 115.958 of the statutes is created to read:

8           **115.958 Capacity-building grants for licensed educators.** (1) A school  
9           board or the operator of a charter school established under s. 118.40 (2r) or (2x) may  
10          apply to the department for a grant for the school district or charter school to provide  
11          support and financial assistance to its staff and teachers in obtaining licensure or  
12          certification as bilingual teachers and teachers of English as a 2nd language.

13          (2) Beginning in the 2022-23 school year, from the appropriation under s.  
14          20.255 (2) (ch), the department may award grants under sub. (1) to school districts  
15          and charter schools established under s. 118.40 (2r) and (2x) in amounts determined  
16          by the department.

17          (3) The department may promulgate rules to implement and administer this  
18          section.

19          **SECTION 137.** 115.96 (title) of the statutes is amended to read:

20          **115.96 (title) Establishment Pupil counts; establishment of programs.**

21          **SECTION 138.** 115.96 (1) of the statutes is amended to read:

22          115.96 (1) COUNT OF LIMITED-ENGLISH PROFICIENT PUPILS. Annually, on or before  
23          March 1, ~~each~~ a school board and the operator of a charter school established under  
24          s. 118.40 (2r) or (2x) shall conduct a count of the limited-English proficient pupils in  
25          the public schools of the district or in the charter school, assess the language

1 proficiency of ~~such~~ the pupils, and classify ~~such~~ the pupils by language group, grade  
2 level, age, and English language proficiency. A school board or operator is eligible  
3 for state aid under s. 115.995 only if the school board or operator conducts the count  
4 under this subsection.

5 **SECTION 139.** 115.97 (1) of the statutes is amended to read:

6 115.97 (1) A school board may combine pupils in attendance at separate schools  
7 in its bilingual-bicultural education program. ~~The school board shall be eligible for~~  
8 ~~state aids under s. 115.995 if the number of limited-English proficient pupils served~~  
9 ~~from the combined schools meets the requirements under sub. (2), (3) or (4).~~ A pupil  
10 shall be eligible for a bilingual-bicultural education program only until he or she is  
11 able to perform ordinary classwork in English. The bilingual-bicultural education  
12 program shall be designed to provide intensive instruction to meet this objective.  
13 Nothing in this subchapter shall be construed to authorize isolation of children of  
14 limited-English proficient ability or ethnic background for a substantial portion of  
15 the school day. Pupils who are not limited-English proficient pupils may participate  
16 in a bilingual-bicultural education program, except that a school board shall give  
17 preference to limited-English proficient pupils in admitting pupils to such a  
18 program.

19 **SECTION 140.** 115.97 (6) of the statutes is created to read:

20 115.97 (6) A school board that is required to establish a bilingual-bicultural  
21 education program under sub. (2), (3), or (4) is eligible for state aid under s. 115.995  
22 only if the state superintendent is satisfied that the school board maintained the  
23 bilingual-bicultural education program in accordance with this subchapter.

24 **SECTION 141.** 115.977 (2) of the statutes is amended to read:

1           115.977 (2) A school district may establish bilingual-bicultural education  
2 programs by contracting with other school districts or with a cooperative educational  
3 service agency. ~~If 10 or more pupils in kindergarten to grade 3, 20 or more in grades~~  
4 ~~4 to 8 or 20 or more in a high school program are enrolled in a program under a~~  
5 ~~contract pursuant to this subsection, the school district offering the program is~~  
6 ~~eligible for reimbursement under s. 115.995.~~

7           **SECTION 142.** 115.993 (title) of the statutes is amended to read:

8           **115.993 (title) Report Reports on bilingual-bicultural education and**  
9 **pupil counts.**

10          **SECTION 143.** 115.993 of the statutes is renumbered 115.993 (1) and amended  
11 to read:

12          115.993 (1) Annually, on or before August 15, the school board of a district  
13 operating a bilingual-bicultural education program under this subchapter shall  
14 report to the state superintendent the number of pupils, including both  
15 limited-English proficient pupils and other pupils, instructed the previous school  
16 year in bilingual-bicultural education programs, ~~an itemized statement on oath of~~  
17 ~~all disbursements on account of~~ a summary of the costs incurred to operate the  
18 bilingual-bicultural education program operated during the previous school year,  
19 and a copy of the estimated budget for that operating the bilingual-bicultural  
20 education program for the current school year.

21          **SECTION 144.** 115.993 (2) of the statutes is created to read:

22          115.993 (2) Annually, on or before August 15, a school board and the operator  
23 of a charter school established under s. 118.40 (2r) or (2x) shall report to the state  
24 superintendent the number of limited-English proficient pupils enrolled in the

1 school district or attending the charter school in the previous school year and the  
2 classification of those pupils by language group.

3 **SECTION 145.** 115.993 (3) of the statutes is created to read:

4 115.993 (3) A school board or the operator of a charter school established under  
5 s. 118.40 (2r) or (2x) is eligible for state aid under s. 115.995 only if the school board  
6 or operator submits the reports required under this section.

7 **SECTION 146.** 115.995 (intro.) of the statutes is renumbered 115.995 (1m)  
8 (intro.) and amended to read:

9 115.995 (1m) (intro.) ~~Upon Subject to ss. 115.96 (1), 115.97 (6), and 115.993 (3),~~  
10 ~~upon receipt of the report reports~~ under s. 115.993, ~~if the state superintendent is~~  
11 ~~satisfied that the bilingual-bicultural education program for the previous school~~  
12 ~~year was maintained in accordance with this subchapter (1) and (2), the state~~  
13 ~~superintendent shall do all of, from the appropriation under s. 20.255 (2) (cc), pay the~~  
14 following amounts:

15 **SECTION 147.** 115.995 (1) and (2) of the statutes are renumbered 115.995 (1m)  
16 (a) 1. and 2. and amended to read:

17 115.995 (1m) (a) 1. ~~From the appropriation under s. 20.255 (2) (cc), divide~~  
18 ~~Dividing~~ proportionally, based upon costs reported under s. 115.993, ~~2019 stats., an~~  
19 annual payment of \$250,000 among school districts whose enrollments in the  
20 previous school year were at least 15 percent limited-English proficient pupils. Aid  
21 paid under this subsection ~~subdivision~~ does not reduce aid paid under ~~sub. (2) subd.~~  
22 ~~2.~~

23 2. ~~Certify~~ Certifying to the department of administration in favor of the school  
24 ~~district board~~ a sum equal to a percentage of the amount expended on  
25 limited-English proficient pupils by the school ~~district~~ board during the preceding



1 year for salaries of personnel participating in and attributable to  
2 bilingual-bicultural education programs under this subchapter, special books and  
3 equipment used in the bilingual-bicultural education programs, and other expenses  
4 approved by the state superintendent. The percentage shall be determined by  
5 dividing the amount in the appropriation under s. 20.255 (2) (cc) in the current school  
6 year less \$250,000 by the total amount of aidable costs in the previous school year.

7 **SECTION 148.** 115.995 (1m) (a) (intro.) of the statutes is created to read:

8 115.995 (1m) (a) (intro.) In the 2021-22 school year, to a school board that was  
9 required to establish a bilingual-bicultural education program under s. 115.97 for  
10 the previous school year, the amounts determined by doing all of the following:

11 **SECTION 149.** 115.995 (1m) (b) of the statutes is created to read:

12 115.995 (1m) (b) Subject to sub. (3), beginning in the 2022-23 school year, to  
13 a school board or the operator of a charter school established under s. 118.40 (2r) or  
14 (2x), an amount calculated as follows:

15 1. If, in the previous school year, there was at least one limited-English  
16 proficient pupil enrolled in the school district or attending the charter school,  
17 \$10,000.

18 2. If, in the previous school year, there were more than 20 limited-English  
19 proficient pupils enrolled in the school district or attending the charter school,  
20 subtract 20 from the total number of limited-English proficient pupils enrolled in the  
21 school district or attending the charter school.

22 3. Multiply the difference determined under subd. 2. by \$500.

23 4. Add the product determined under subd. 3. to the amount under subd. 1.

24 **SECTION 150.** 115.995 (2m) of the statutes is created to read:

1           115.995 **(2m)** Notwithstanding sub. (1m) (b), if a school board received a  
2 payment under sub. (1m) (a) in the 2021-22 school year, the state superintendent  
3 shall, subject to ss. 115.96 (1), 115.97 (6), and 115.993 (3) and upon receipt of the  
4 reports under s. 115.993 (1) and (2), from the appropriation under s. 20.255 (2) (cc),  
5 pay to the school board the following amounts:

6           (a) Subject to sub. (3), in the 2022-23 school year, the greater of the following  
7 amounts:

8           1. The sum determined under sub. (1m) (b) 4. for the 2022-23 school year.

9           2. An amount equal to the payment the school board received under sub. (1m)  
10 (a) in the 2020-21 school year.

11           (b) Subject to sub. (3), in the 2023-24 school year, the greater of the following  
12 amounts:

13           1. The sum determined under sub. (1m) (b) 4. for the 2023-24 school year.

14           2. An amount calculated as follows:

15           a. Subtract the amount determined under subd. 1. from the amount the school  
16 board received under sub. (1m) (a) in the 2020-21 school year.

17           b. Multiply the difference determined under subd. 2. a. by 0.5.

18           c. Add the product determined under subd. 2. b. to the amount determined  
19 under subd. 1.

20           **SECTION 151.** 115.995 (3) of the statutes is created to read:

21           115.995 **(3)** If the appropriation under s. 20.255 (2) (cc) in any fiscal year is  
22 insufficient to pay the full amount of aid under sub. (1m) (b) or (2m), the state  
23 superintendent shall prorate the payments among the school boards and operators  
24 of charter schools established under s. 118.40 (2r) and (2x) entitled to receive the aid.

1           **SECTION 152.** 115.996 of the statutes is renumbered 115.996 (intro.) and  
2 amended to read:

3           **115.996 Report to the legislature.** (intro.) Annually, on or before December  
4 31, the state superintendent shall submit a report to the chief clerk of each house of  
5 the legislature, for distribution to the legislature under s. 13.172 (2), on the status  
6 of bilingual-bicultural education programs established under this subchapter. The  
7 report shall include all of the following information:

8           (1) ~~The number of pupils served in bilingual-bicultural education programs for~~  
9 ~~each language group in each school district in which such programs are offered and~~  
10 ~~the cost of the program per pupil for each school district, language group, and~~  
11 ~~program type.~~

12           (2) ~~The department shall also provide the number of pupils in each school~~  
13 ~~district and language group who as a result of participation in a bilingual-bicultural~~  
14 ~~education program improved their English language ability to such an extent that~~  
15 ~~the program is no longer necessary for such pupils.~~

16           **SECTION 153.** 115.996 (3) of the statutes is created to read:

17           115.996 (3) The number of limited-English proficient pupils in each language  
18 group enrolled in each school district and attending each charter school established  
19 under s. 118.40 (2r) and (2x).

20           **SECTION 154.** Subchapter IX (title) of chapter 115 [precedes 115.999] of the  
21 statutes is repealed.

22           **SECTION 155.** 115.999 of the statutes is repealed.

23           **SECTION 156.** 117.05 (1m) of the statutes is amended to read:

24           117.05 (1m) BOARD AND APPEAL PANEL MEETINGS. The state superintendent shall  
25 set the time and place for meetings of the board under ss. 117.10, 117.105 (2m) and

1 ~~(4m)~~, 117.12 (5), and 117.132 and for meetings of appeal panels under ss. 117.12 (4)  
2 and 117.13.

3 **SECTION 157.** 117.05 (2) (a) of the statutes is amended to read:

4 117.05 (2) (a) *Board.* The state superintendent shall appoint 7 members of the  
5 board to perform any review under ss. 117.10, 117.105 (2m) and ~~(4m)~~, 117.12 (5), and  
6 117.132. The 7 members shall include the state superintendent or his or her designee  
7 on the board, 2 board members from school districts with small enrollments, 2 board  
8 members from school districts with medium enrollments, and 2 board members from  
9 school districts with large enrollments. Any action of the board under this chapter  
10 requires the affirmative vote of at least 4 of the 7 members appointed under this  
11 paragraph.

12 **SECTION 158.** 117.05 (4) (a) (intro.) of the statutes is amended to read:

13 117.05 (4) (a) *Pending proceedings.* (intro.) A reorganization proceeding is  
14 pending from the date that a petition is filed under s. 117.105 (1) (a), 117.11 (2), or  
15 117.12 (2) or a resolution is adopted under s. 117.08 (1), 117.09 (1), 117.10 (1), 117.105  
16 (1) (b) or ~~(4m)~~, 117.13 (2), or 117.132 (2) until the date on which the latest of any of  
17 the following occurs:

18 **SECTION 159.** 117.05 (4) (d) 1. of the statutes is amended to read:

19 117.05 (4) (d) 1. Except as provided in subd. 2., no petition may be filed or  
20 resolution adopted for the creation of a new school district under s. 117.105 (1) (a) or  
21 (b) before the 5th July 1 following the filing of a petition under s. 117.105 (1) (a) or  
22 the adoption of a resolution under s. 117.105 (1) (b) or ~~the date of an order issued~~  
23 ~~under s. 117.105 (4m) (e)~~ for any reorganization that includes any of the same  
24 territory.

25 **SECTION 160.** 117.05 (9) (a) 1m. of the statutes is repealed.

1           **SECTION 161.** 117.105 (4m) of the statutes is repealed.

2           **SECTION 162.** 117.20 (1) (a) of the statutes is amended to read:

3           117.20 (1) (a) Except as provided in par. (b), if a referendum is required under  
4 ss. 117.08 to 117.11, it shall be held on the Tuesday after the first Monday in  
5 November following receipt of the petition or adoption of the resolution under s.  
6 117.08 (3) (a), 117.09 (3) (a), 117.10 (3) (a), or 117.11 (4) (a). If a referendum is  
7 required under s. 117.105 (3), it shall be held on the Tuesday after the first Monday  
8 in the 2nd November following receipt of the petition or adoption of the resolution  
9 under s. 117.105 (1). ~~If a referendum is required under s. 117.105 (4m), it shall be~~  
10 ~~held on the Tuesday after the first Monday in November following the date an order~~  
11 ~~is issued by the board under s. 117.105 (4m) (c).~~

12           **SECTION 163.** 117.22 (2) (bm) of the statutes is amended to read:

13           117.22 (2) (bm) If an order of reorganization is issued under s. 117.105, the first  
14 election of school board members shall be held at the spring election following the  
15 referendum under s. 117.105 (3) ~~or (4m).~~

16           **SECTION 164.** 118.07 (6) of the statutes is created to read:

17           118.07 (6) (a) In this subsection:

18           1. “School premises” means all of the following:

19           a. Real property owned or rented by, or under the control of, a school board,  
20 including playgrounds, athletic facilities or fields, and any other property that is  
21 occupied by pupils on a regular basis.

22           b. Real property owned or rented by an operator or governing board of a charter  
23 school that is used for the operation of a charter school, including playgrounds,  
24 athletic facilities or fields, and any other property that is occupied on a regular basis  
25 by pupils attending the charter school.

1           c. Real property owned or rented by the governing body of a private school that  
2 is used for the operation of a private school, including playgrounds, athletic facilities  
3 or fields, and any other property that is occupied on a regular basis by pupils  
4 attending the private school.

5           2. “Vape” means to inhale or exhale vapor from a vapor product.

6           3. “Vapor product” has the meaning given in s. 139.75 (14).

7           (b) No individual may vape on school premises.

8           **SECTION 165.** 118.125 (4) of the statutes is amended to read:

9           118.125 (4) TRANSFER OF RECORDS. No later than the next working day, a school  
10 district, and a private school participating in the program under s. 118.60 or in the  
11 program under s. 119.23, ~~and the governing body of a private school that, pursuant~~  
12 ~~to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation~~  
13 ~~and general management of a school transferred to an opportunity schools and~~  
14 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall~~  
15 transfer to another school, including a private or tribal school, or school district all  
16 pupil records relating to a specific pupil if the transferring school district or private  
17 school has received written notice from the pupil if he or she is an adult or his or her  
18 parent or guardian if the pupil is a minor that the pupil intends to enroll in the other  
19 school or school district or written notice from the other school or school district that  
20 the pupil has enrolled or from a court that the pupil has been placed in a juvenile  
21 correctional facility, as defined in s. 938.02 (10p), or a secured residential care center  
22 for children and youth, as defined in s. 938.02 (15g). In this subsection, “school” and  
23 “school district” include any juvenile correctional facility, secured residential care  
24 center for children and youth, adult correctional institution, mental health institute,  
25 or center for the developmentally disabled that provides an educational program for

1 its residents instead of or in addition to that which is provided by public, private, and  
2 tribal schools.

3 **SECTION 166.** 118.16 (4) (e) of the statutes is amended to read:

4 118.16 (4) (e) ~~Except as provided under s. 119.55,~~ a A school board may  
5 establish one or more youth service centers for the counseling of children who are  
6 taken into custody under s. 938.19 (1) (d) 10. for being absent from school without  
7 an acceptable excuse under s. 118.15.

8 **SECTION 167.** 118.19 (1) of the statutes is amended to read:

9 118.19 (1) Except as provided in subs. (1b) and (1c) and s. 118.40 (8) (b) 1. and  
10 2., any person seeking to teach in a public school, including a charter school, ~~or~~ in a  
11 school or institution operated by a county or the state, in a private school  
12 participating in a parental choice program under s. 118.60 or 119.23, or in a private  
13 school participating in the program under s. 115.7915 shall first procure a license or  
14 permit from the department.

15 **SECTION 168.** 118.19 (1b) of the statutes is amended to read:

16 118.19 (1b) An individual may teach an online course in a subject and level in  
17 a public school, including a charter school, in a private school participating in a  
18 parental choice program under s. 118.60 or 119.23, or in a private school  
19 participating in the program under s. 115.7915 without a license or permit from the  
20 department if the individual holds a valid license or permit to teach the subject and  
21 level in the state from which the online course is provided.

22 **SECTION 169.** 118.19 (1c) (b) (intro.) of the statutes is amended to read:

23 118.19 (1c) (b) (intro.) A faculty member of an institution of higher education  
24 may teach in a public high school, including a charter school that operates only high  
25 school grades, in a private school participating in a parental choice program under

1 s. 118.60 or 119.23 that operates only high school grades, or in a private school  
2 participating in the program under s. 115.7915 that operates only high school grades  
3 without a license or permit from the department if the faculty member satisfies all  
4 of the following:

5 **SECTION 170.** 118.19 (3) (a) of the statutes is amended to read:

6 118.19 (3) (a) No license to teach in any public school may be issued unless the  
7 applicant possesses a bachelor's degree including such professional training as the  
8 department by rule requires, except as permitted under par. (b) and ss. 115.28 (17)  
9 (a), 118.191, 118.1915, 118.192, 118.193, 118.194, and 118.197. Notwithstanding s.  
10 36.11 (16), no teacher preparatory program in this state may be approved by the state  
11 superintendent under s. 115.28 (7) (a), unless each student in the program is  
12 required to complete student teaching consisting of full days for a full semester  
13 following the daily schedule and semester calendar of the cooperating school or the  
14 equivalent, as determined by the state superintendent. No license to teach in any  
15 public school may be granted to an applicant who completed a professional training  
16 program outside this state unless the applicant completed student teaching  
17 consisting of full days for a full semester following the daily schedule and semester  
18 calendar of the cooperating school or the equivalent, as determined by the state  
19 superintendent. The state superintendent may grant exceptions to the student  
20 teaching requirements under this paragraph when the midyear calendars of the  
21 institution offering the teacher preparatory program and the cooperating school  
22 differ from each other and would prevent students from attending classes at the  
23 institution in accordance with the institution's calendar. The state superintendent  
24 shall promulgate rules to implement this subsection. If for the purpose of granting  
25 a license to teach or for approving a teacher preparatory program the state



1 superintendent requires that an institution of higher education be accredited, the  
2 state superintendent shall accept accreditation by a regional or national  
3 institutional accrediting agency recognized by the U.S. department of education or  
4 by a programmatic accrediting organization.

5 **SECTION 171.** 118.19 (3) (b) of the statutes is amended to read:

6 118.19 (3) (b) The state superintendent shall permanently certify any  
7 applicant to teach Wisconsin native American languages and culture who has  
8 successfully completed the university of Wisconsin–Milwaukee school of education  
9 approved Wisconsin native American languages and culture project certification  
10 program at any time between January 1, 1974, and December 31, 1977. School  
11 ~~districts shall~~ A school district, the governing body of a private school participating  
12 in a parental choice program under s. 118.60 or 119.23, or the governing body of a  
13 private school participating in the program under s. 115.7915 may not assign  
14 individuals certified under this paragraph to teach courses other than Wisconsin  
15 native American languages and culture, unless they qualify under par. (a).

16 **SECTION 172.** 118.19 (8) of the statutes is amended to read:

17 118.19 (8) The state superintendent may not grant to any person a license to  
18 teach unless the person has received instruction in the study of minority group  
19 relations, including instruction in the ~~history, culture and, tribal sovereignty, and~~  
20 contemporary and historical significant events of the federally recognized American  
21 Indian tribes and bands located in this state.

22 **SECTION 173.** 118.19 (10) (b) 1. of the statutes is amended to read:

23 118.19 (10) (b) 1. Conduct a background investigation of each applicant for  
24 issuance or renewal of a license or permit, including a license or permit issued to a

1 pupil services professional, and for a faculty member seeking to teach in a public high  
2 school without a license or permit.

3 **SECTION 174.** 118.191 (2) (a) of the statutes is amended to read:

4 118.191 (2) (a) Notwithstanding s. 118.19 (7) to (9), the department shall grant  
5 an initial teaching license to teach a technical education subject to an individual who  
6 is eligible for licensure under s. 118.19 (4) and (10), who scores at least 100 points on  
7 the point system under sub. (5), of which at least 25 points are from sub. (5) (a) 1. and  
8 at least 25 points are from sub. (5) (a) 2., and who agrees to complete during the term  
9 of the license a curriculum determined by the school board of the school district, by  
10 the governing body of the private school participating in a parental choice program  
11 under s. 118.60 or 119.23, or by the governing body of the private school participating  
12 in the program under s. 115.7915 in which the individual will teach.

13 **SECTION 175.** 118.191 (2) (b) of the statutes is amended to read:

14 118.191 (2) (b) Notwithstanding s. 118.19 (7) to (9), the department shall grant  
15 an initial teaching license to teach a vocational education subject to an individual  
16 who is eligible for licensure under s. 118.19 (4) and (10), who scores at least 100 points  
17 on the point system under sub. (5m), of which at least 25 points are from sub. (5m)  
18 (a) 1. and at least 25 points are from sub. (5m) (a) 2., and who agrees to complete  
19 during the term of the license a curriculum determined by the school board of the  
20 school district, by the governing body of the private school participating in a parental  
21 choice program under s. 118.60 or 119.23, or by the governing body of the private  
22 school participating in the program under s. 115.7915 in which the individual will  
23 teach.

24 **SECTION 176.** 118.191 (2m) of the statutes is amended to read:

1           118.191 **(2m)** An initial teaching license issued under sub. (2) authorizes an  
2 individual to teach only in the school district controlled by the school board, or in the  
3 private school controlled by the governing body, that determined the curriculum the  
4 individual agreed to complete in order to qualify for the initial teaching license.

5           **SECTION 177.** 118.191 (3) of the statutes is amended to read:

6           118.191 **(3)** An initial teaching license issued under sub. (2) is valid for 3 years.  
7 An initial teaching license issued under sub. (2) is void if the license holder ceases  
8 to be employed as a teacher in the school district or private school in which the license  
9 holder is authorized to teach under sub. (2m).

10          **SECTION 178.** 118.191 (4) of the statutes is amended to read:

11          118.191 **(4)** Upon the expiration of the 3-year term of an initial teaching license  
12 issued under sub. (2), the department shall issue to the license holder a professional  
13 teaching license to teach the technical education subject or vocational education  
14 subject if the individual successfully completed the curriculum that the individual  
15 agreed to under sub. (2), as determined by the school board of the school district, by  
16 the governing body of the private school participating in a parental choice program  
17 under s. 118.60 or 119.23, or by the governing body of the private school participating  
18 in the program under s. 115.7915 that established the curriculum. The department  
19 shall indicate on a professional teaching license issued under this subsection that the  
20 license was obtained under the experience-based licensure program under this  
21 section.

22          **SECTION 179.** 118.192 (4) of the statutes is amended to read:

23          118.192 **(4)** A school board or private school participating in a parental choice  
24 program under s. 118.60 or 119.23 that employs a person who holds a professional

1 teaching permit shall ensure that no regularly licensed teacher is removed from his  
2 or her position as a result of the employment of persons holding permits.

3 **SECTION 180.** 118.30 (1g) (a) 3. of the statutes is amended to read:

4 118.30 **(1g)** (a) 3. The governing body of each private school participating in the  
5 program under s. 119.23 and the governing body of a private school that, pursuant  
6 to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation  
7 and general management of a school transferred to an opportunity schools and  
8 partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall  
9 adopt pupil academic standards in mathematics, science, reading and writing,  
10 geography, and history. The governing body of the private school may adopt the pupil  
11 academic standards issued by the governor as executive order no. 326, dated January  
12 13, 1998.

13 **SECTION 181.** 118.30 (1s) (intro.) of the statutes is amended to read:

14 118.30 **(1s)** (intro.) Annually, the governing body of each private school  
15 participating in the program under s. 119.23, other than a private school at which  
16 fewer than 20 pupils in grades 3 to 12 are attending the school under the program  
17 under s. 119.23, and the governing body of a private school that, pursuant to s.  
18 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation and  
19 general management of a school transferred to an opportunity schools and  
20 partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall  
21 do all of the following:

22 **SECTION 182.** 118.33 (1) (f) 2. of the statutes is amended to read:

23 118.33 **(1)** (f) 2. The operator of a charter school under s. 118.40 (2r) or (2x) that  
24 operates high school grades and an individual or group or a person that, pursuant  
25 to s. 115.999 (3), 119.33 (2) (c) 1. or 2., or 119.9002 (3) (a) or (b), is responsible for the

1 ~~operation and general management of a school transferred to an opportunity schools~~  
2 ~~and partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119~~  
3 ~~and that operates high school grades shall develop and periodically review and revise~~  
4 ~~a policy specifying criteria for granting a high school diploma. The criteria shall~~  
5 ~~include the pupil's academic performance, successful completion of the civics test~~  
6 ~~under sub. (1m) (a), and the recommendations of teachers.~~

7 **SECTION 183.** 118.33 (1) (f) 2m. of the statutes is amended to read:

8 118.33 (1) (f) 2m. The governing body of each private school participating in the  
9 program under s. 119.23 ~~and the governing body of a private school that, pursuant~~  
10 ~~to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation~~  
11 ~~and general management of a school transferred to an opportunity schools and~~  
12 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall~~  
13 ~~develop and periodically review and revise a policy specifying criteria for granting~~  
14 ~~a high school diploma to pupils attending the private school under s. 119.23 or the~~  
15 ~~school transferred to an opportunity schools and partnership program under s.~~  
16 ~~119.33, subch. IX of ch. 115, or subch. II of ch. 119. The criteria shall include the~~  
17 ~~pupil's academic performance, successful completion of the civics test under sub.~~  
18 ~~(1m) (a), and the recommendations of teachers.~~

19 **SECTION 184.** 118.33 (1) (f) 3. of the statutes is amended to read:

20 118.33 (1) (f) 3. Neither a school board nor an operator of a charter school under  
21 s. 118.40 (2r) or (2x) ~~nor an individual or group or person that, pursuant to s. 115.999~~  
22 ~~(3), 119.33 (2) (c) 1. or 2., or 119.9002 (3) (a) or (b), is responsible for the operation and~~  
23 ~~general management of a school transferred to an opportunity schools and~~  
24 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 may~~  
25 ~~grant a high school diploma to any pupil unless the pupil has satisfied the criteria~~

1 specified in the school board's or charter school's policy under subd. 1. or 2. Neither  
2 the No governing body of a private school participating in the program under s.  
3 119.23 nor a governing body of a private school that, pursuant to s. 115.999 (3), 119.33  
4 (2) (e) 3., or 119.9002 (3) (e), is responsible for the operation and general management  
5 of a school transferred to an opportunity schools and partnership program under s.  
6 119.33, subch. IX of ch. 115, or subch. II of ch. 119 may grant a high school diploma  
7 to any pupil attending the private school under s. 119.23 or the school transferred  
8 to an opportunity schools and partnership program under s. 119.33, subch. IX of ch.  
9 115, or subch. II of ch. 119 unless the pupil has satisfied the criteria specified in the  
10 governing body's policy under subd. 2m. The governing body of a private school  
11 participating in the program under s. 118.60 may not grant a high school diploma to  
12 any pupil attending the private school under s. 118.60 unless the pupil has satisfied  
13 the criteria specified in the governing body's policy under subd. 2r.

14 **SECTION 185.** 118.40 (1) of the statutes is amended to read:

15 118.40 (1) NOTICE TO STATE SUPERINTENDENT. Whenever a school board intends  
16 to establish a charter school, it shall notify the state superintendent of its intention.  
17 Whenever one of the entities under sub. (2r) (b) or the director under sub. (2x) intends  
18 to establish a charter school, it shall notify the state superintendent of its intention  
19 by February 1 of the previous school year. A notice under this subsection shall  
20 include a description of the proposed school.

21 **SECTION 186.** 118.40 (2r) (b) 2. i. of the statutes is repealed.

22 **SECTION 187.** 118.40 (2r) (d) 3. of the statutes is created to read:

23 118.40 (2r) (d) 3. Beginning in the 2022-23 school year, ensure that each  
24 charter school under this subsection includes in its curriculum instruction in the  
25 culture, tribal sovereignty, and contemporary and historical significant events of the

1 federally recognized American Indian tribes and bands located in this state at least  
2 twice in the elementary grades and at least once in the high school grades.

3 **SECTION 188.** 118.40 (2r) (e) 2p. (intro.) of the statutes is amended to read:

4 118.40 (2r) (e) 2p. (intro.) ~~In Beginning in the 2015-16 school year and in each~~  
5 ~~ending in the 2020-21 school year thereafter~~, for a pupil attending a charter school  
6 established by or under a contract with an entity under par. (b) 1. a. to f., from the  
7 appropriation under s. 20.255 (2) (fm), the department shall pay to the operator of  
8 the charter school an amount equal to the sum of the amount paid per pupil under  
9 this paragraph in the previous school year; the amount of the per pupil revenue limit  
10 adjustment under s. 121.91 (2m) for the current school year, if positive; and the  
11 change in the amount of statewide categorical aid per pupil between the previous  
12 school year and the current school year, if positive. The change in the statewide  
13 categorical aid per pupil shall be determined as follows:

14 **SECTION 189.** 118.40 (2r) (e) 2p. a. of the statutes is amended to read:

15 118.40 (2r) (e) 2p. a. Add the amounts appropriated in the current fiscal year  
16 under s. 20.255 (2), except s. 20.255 (2) (ac), (aw), (az), (bb), ~~(da)~~, (dj), (du), (fm), (fp),  
17 (fq), (fr), (fu), (k), and (m); and s. 20.505 (4) (es); and the amount, as determined by  
18 the secretary of administration, of the appropriation under s. 20.505 (4) (s) allocated  
19 for payments to telecommunications providers under contracts with school districts  
20 and cooperative educational service agencies under s. 16.971 (13).

21 **SECTION 190.** 118.40 (2r) (e) 2q. of the statutes is created to read:

22 118.40 (2r) (e) 2q. Beginning in the 2021-22 school year and in each school year  
23 thereafter, from the appropriation under s. 20.255 (2) (fm), for a pupil attending a  
24 charter school established by or under a contract with an entity under par. (b) 1., the  
25 department shall pay to the operator of the charter school an amount equal to the

1 sum of the amount paid per pupil under this paragraph in the previous school year;  
2 the amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for the  
3 current school year, if positive; and the change in the per pupil amount under s.  
4 115.437 (2) (a) between the previous school year and the current school year, if  
5 positive.

6 **SECTION 191.** 118.40 (2r) (f) of the statutes is repealed.

7 **SECTION 192.** 118.40 (2r) (fm) 1. (intro.) of the statutes is amended to read:

8 118.40 (2r) (fm) 1. (intro.) Beginning in the 2018-19 school year, in addition to  
9 the payment under par. (e) and subject to subd. 3., for a pupil attending summer  
10 school at a charter school established by or under a contract with an entity under par.  
11 (b) 1. ~~a. to f.~~, the department shall pay to the operator of the charter school, in the  
12 manner described in par. (e) 3m., an amount determined as follows:

13 **SECTION 193.** 118.40 (2r) (fm) 2. of the statutes is repealed.

14 **SECTION 194.** 118.40 (2r) (g) 1. a. of the statutes is amended to read:

15 118.40 (2r) (g) 1. a. Determine the number of pupils residing in the school  
16 district for whom a payment is made under par. (e) to an operator of a charter school  
17 established under contract with an entity under par. (b) 1. ~~e., eg., or f.~~ to h. in that  
18 school year.

19 **SECTION 195.** 118.40 (2r) (g) 1. b. of the statutes is amended to read:

20 118.40 (2r) (g) 1. b. Multiply the number of pupils under subd. 1. a. by the per  
21 pupil amount calculated under par. (e) ~~2p.~~ 2q. for that school year.

22 **SECTION 196.** 118.40 (2r) (g) 1. bf. of the statutes is amended to read:

23 118.40 (2r) (g) 1. bf. Identify the pupils residing in the school district for whom  
24 a payment is made under par. (fm) to an operator of a charter school established  
25 under contract with an entity under par. (b) 1. ~~e. or f.~~ to h. in that school year.



1           **SECTION 197.** 118.40 (2r) (g) 1. c. to dn. of the statutes are repealed.

2           **SECTION 198.** 118.40 (2r) (g) 1. e. of the statutes is amended to read:

3           118.40 (2r) (g) 1. e. Sum the amounts determined under subd. 1. b., and bn.,  
4 d., and dn.

5           **SECTION 199.** 118.40 (2x) (title) of the statutes is amended to read:

6           118.40 (2x) (title) OFFICE CHARTER SCHOOLS AUTHORIZED BY THE FORMER OFFICE  
7 OF EDUCATIONAL OPPORTUNITY.

8           **SECTION 200.** 118.40 (2x) (a) 1. of the statutes is amended to read:

9           118.40 (2x) (a) 1. “Director” means the ~~special assistant to the president of the~~  
10 ~~University of Wisconsin System appointed under s. 36.09 (2) (c)~~ chancellor of the  
11 University of Wisconsin-Madison.

12           **SECTION 201.** 118.40 (2x) (b) 1. of the statutes is amended to read:

13           118.40 (2x) (b) 1. The Beginning on the effective date of this subdivision ...  
14 [LRB inserts date], the director may not contract with a person to operate a charter  
15 school under this subsection. A contract entered into before the effective date of this  
16 subdivision ... [LRB inserts date], by the special assistant to the president of the  
17 University of Wisconsin System appointed under s. 36.09 (2) (c), 2019 stats., with a  
18 person to operate a charter school under this subsection remains in full force and  
19 effect, but the director may not renew or modify the contract. The director shall carry  
20 out the special assistant’s obligations under the contract.

21           **SECTION 202.** 118.40 (2x) (b) 2. i. of the statutes is repealed.

22           **SECTION 203.** 118.40 (2x) (cm) (intro.) of the statutes is amended to read:

23           118.40 (2x) (cm) (intro.) ~~Notwithstanding par. (b) 1.,~~ Beginning on the effective  
24 date of this paragraph ... [LRB inserts date], the director may not enter into a  
25 contract to operate a recovery charter school under this paragraph. The director may

1 not renew or modify a contract entered into under this paragraph before the effective  
2 date of this paragraph .... [LRB inserts date], by the special assistant to the president  
3 of the University of Wisconsin System appointed under s. 36.09 (2) (c), 2019 stats.,  
4 to establish, as a pilot project, one recovery charter school, to be located in this state  
5 and that operates only high school grades, but the contract remains in full force and  
6 effect if the term of the contract is limited to 4 consecutive school years and the  
7 contract requires the charter school operator to do all of the following:

8 **SECTION 204.** 118.40 (2x) (d) 3. of the statutes is created to read:

9 118.40 (2x) (d) 3. Beginning in the 2022-23 school year, ensure that each  
10 charter school established under this subsection includes in its curriculum  
11 instruction in the culture, tribal sovereignty, and contemporary and historical  
12 significant events of the federally recognized American Indian tribes and bands  
13 located in this state at least twice in the elementary grades and at least once in the  
14 high school grades.

15 **SECTION 205.** 118.40 (2x) (g) of the statutes is created to read:

16 118.40 (2x) (g) All of the following apply to a charter school established under  
17 this subsection before the effective date of this paragraph .... [LRB inserts date]:

18 1. Unless the director revokes the charter school's charter under sub. (5), the  
19 operator of the charter school may continue to operate the charter school under the  
20 terms of the contract under par. (b) 1. or (cm) that is effective on the effective date  
21 of this subdivision .... [LRB inserts date], for the remaining term of the contract, but  
22 the contract is not renewable for any additional term and may not be extended.

23 2. Unless the director revokes the charter school's charter under sub. (5), the  
24 operator of the charter school may enter into a contract under sub. (2m) or (2r) to  
25 operate the charter school.

1           **SECTION 206.** 118.40 (3) (b) of the statutes is amended to read:

2           118.40 (3) (b) A contract under par. (a) or under sub. (2m), (2r), or (2x) may be  
3 for any term not exceeding 5 school years and, except as provided under sub. (2x) (g),  
4 may be renewed for one or more terms not exceeding 5 school years. The contract  
5 shall specify the amount to be paid to the charter school during each school year of  
6 the contract.

7           **SECTION 207.** 118.40 (3) (h) of the statutes is amended to read:

8           118.40 (3) (h) A school board, or an entity under sub. (2r), ~~or the director under~~  
9 ~~sub. (2x)~~ may contract for the establishment of a charter school that enrolls only one  
10 sex or that provides one or more courses that enroll only one sex if the school board,  
11 or entity under sub. (2r), ~~or the director under sub. (2x)~~ makes available to the  
12 opposite sex, under the same policies and criteria of admission, schools or courses  
13 that are comparable to each such school or course.

14           **SECTION 208.** 118.40 (3m) (intro.) of the statutes is amended to read:

15           118.40 (3m) AUTHORIZING ENTITY DUTIES. (intro.) A school board, and an entity  
16 under sub. (2r) (b), ~~and the director under sub. (2x)~~ shall do all of the following:

17           **SECTION 209.** 118.40 (3m) (c) of the statutes is amended to read:

18           118.40 (3m) (c) Give preference in awarding contracts for the operation of  
19 charter schools ~~other than the charter school established under a contract with the~~  
20 ~~director under sub. (2x) (em)~~ to those charter schools that serve children at risk, as  
21 defined in s. 118.153 (1) (a).

22           **SECTION 210.** 118.40 (3m) (f) of the statutes is repealed.

23           **SECTION 211.** 118.40 (3n) of the statutes is created to read:

24           118.40 (3n) DIRECTOR DUTIES. The director under sub. (2x) shall, in accordance  
25 with the terms of each charter school contract, monitor the performance and

1 compliance with this section of each charter school established under a contract  
2 under sub. (2x).

3 **SECTION 212.** 118.50 (2m) (a) 2. of the statutes is amended to read:

4 118.50 (2m) (a) 2. Beginning in the 2017-18 school year and ending in the  
5 2020-21 school year, the sum of the per pupil amount under this paragraph for the  
6 previous school year; the amount of the per pupil revenue limit adjustment under s.  
7 121.91 (2m) for the current school year, if positive; and the change in the amount of  
8 statewide categorical aid per pupil between the previous school year and the current  
9 school year, as determined under s. 118.40 (2r) (e) 2p., if positive.

10 **SECTION 213.** 118.50 (2m) (a) 3. of the statutes is created to read:

11 118.50 (2m) (a) 3. Beginning in the 2021-22 school year, the sum of the per  
12 pupil amount under this paragraph for the previous school year; the amount of the  
13 per pupil revenue limit adjustment under s. 121.91 (2m) for the current school year,  
14 if positive; and the change in the per pupil amount under s. 115.437 (2) (a) between  
15 the previous school year and the current school year, if positive.

16 **SECTION 214.** 118.51 (1) (aj) of the statutes is repealed.

17 **SECTION 215.** 118.51 (9) of the statutes is amended to read:

18 118.51 (9) APPEAL OF REJECTION. If the nonresident school board rejects an  
19 application under sub. (3) (a) or (7), the resident school board prohibits a pupil from  
20 attending public school in a nonresident school district under sub. (3m) (d) or the  
21 nonresident school board prohibits a pupil from attending public school in the  
22 nonresident school district under sub. (11), the pupil's parent may appeal the  
23 decision to the department within 30 days after the decision. If the nonresident  
24 school board provides notice that the special education or related service is not  
25 available under sub. (12) (b), the pupil's parent may appeal the required transfer to

1 the department within 30 days after receipt of the notice. The department shall  
2 affirm the school board's decision unless the department finds that the decision was  
3 arbitrary or unreasonable.

4 **SECTION 216.** 118.51 (12) (title) of the statutes is amended to read:

5 118.51 (12) (title) ~~NONRESIDENT SCHOOL DISTRICT STATEMENT OF EDUCATIONAL~~  
6 ~~COSTS, SPECIAL~~ SPECIAL EDUCATION OR RELATED SERVICES.

7 **SECTION 217.** 118.51 (12) (a) of the statutes is repealed.

8 **SECTION 218.** 118.51 (12) (b) of the statutes is renumbered 118.51 (12).

9 **SECTION 219.** 118.51 (16) (a) 1. of the statutes is amended to read:

10 118.51 (16) (a) 1. For each school district, the number of nonresident pupils  
11 attending public school in the school district under this section, other than pupils for  
12 whom a payment is made under sub. (17) (a), or (c), ~~or (em)~~.

13 **SECTION 220.** 118.51 (16) (a) 2. of the statutes is amended to read:

14 118.51 (16) (a) 2. For each school district, the number of resident pupils  
15 attending public school in a nonresident school district under this section, other than  
16 pupils for whom a payment is made under sub. (17) (a), or (c), ~~or (em)~~.

17 **SECTION 221.** 118.51 (16) (a) 3. b. of the statutes is amended to read:

18 118.51 (16) (a) 3. b. Beginning with the amount in the 2015-16 school year and  
19 ending with the amount in the 2020-21 school year, except as provided in subd. 3.  
20 c., ~~in each school year thereafter~~, the sum of the amount determined under this  
21 subdivision for the previous school year; the amount of the per pupil revenue limit  
22 adjustment under s. 121.91 (2m) for the current school year, if positive; and the  
23 change in the amount of statewide categorical aid per pupil between the previous  
24 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,  
25 if positive.

1           **SECTION 222.** 118.51 (16) (a) 3. bm. of the statutes is created to read:

2           118.51 (16) (a) 3. bm. Beginning with the amount for the 2021-22 school year  
3 and in each school year thereafter, the sum of the amount determined under this  
4 subdivision for the previous school year; the amount of the per pupil revenue limit  
5 adjustment under s. 121.91 (2m) for the current school year, if positive; and the  
6 change in the per pupil amount under s. 115.437 (2) (a) between the previous school  
7 year and the current school year, if positive.

8           **SECTION 223.** 118.51 (16) (c) of the statutes is amended to read:

9           118.51 (16) (c) If a pupil attends public school in a nonresident school district  
10 under this section for less than a full school term, the department shall prorate the  
11 state aid adjustments under this subsection and sub. (17) (c) ~~and (em)~~ based on the  
12 number of days that school is in session and the pupil attends public school in the  
13 nonresident school district.

14           **SECTION 224.** 118.51 (16) (d) of the statutes is amended to read:

15           118.51 (16) (d) The department shall ensure that the aid adjustments under  
16 par. (b) and sub. (17) (c) ~~and (em)~~ do not affect the amount determined to be received  
17 by a school district as state aid under s. 121.08 for any other purpose.

18           **SECTION 225.** 118.51 (17) (b) 2. c. of the statutes is amended to read:

19           118.51 (17) (b) 2. c. Beginning in the 2018-19 school year, ~~and subject to subd.~~  
20 ~~3.~~ and ending in the 2020-21 school year, the per pupil transfer amount is the sum  
21 of the per pupil transfer amount for the previous school year; the amount of the per  
22 pupil revenue limit adjustment under s. 121.91 (2m) for the current school year, if  
23 positive; and the change in the amount of statewide categorical aid per pupil between  
24 the previous school year and the current school year, as determined under s. 118.40

1 (2r) (e) 2p., if positive, or the amount under s. 118.51 (17) (b) 3., 2019 stats., if  
2 applicable.

3 **SECTION 226.** 118.51 (17) (b) 2. cm. of the statutes is created to read:

4 118.51 (17) (b) 2. cm. Beginning in the 2021-22 school year, the per pupil  
5 transfer amount is the sum of the per pupil transfer amount for the previous school  
6 year; the amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for  
7 the current school year, if positive; and the change in the per pupil amount under s.  
8 115.437 (2) (a) between the previous school year and the current school year, if  
9 positive.

10 **SECTION 227.** 118.51 (17) (b) 3. of the statutes is repealed.

11 **SECTION 228.** 118.51 (17) (bm) of the statutes is repealed.

12 **SECTION 229.** 118.51 (17) (c) of the statutes is amended to read:

13 118.51 (17) (c) 1. If Beginning in the 2021-22 school year, if the number  
14 determined in par. (b) 1. a. is greater than the number determined in par. (b) 1. b. for  
15 a school district, ~~in the 2016-17, 2017-18, and 2018-19 school years,~~ the department  
16 shall increase that school district's state aid payment under s. 121.08 by an amount  
17 equal to the difference multiplied by ~~an~~ the amount under par. (b) 2. ~~a., b., or c. for~~  
18 the applicable school year.

19 2. If Beginning in the 2021-22 school year, if the number determined in par.  
20 (b) 1. a. is less than the number determined in par. (b) 1. b. for a school district, ~~in~~  
21 ~~the 2016-17, 2017-18, and 2018-19 school years,~~ the department shall decrease that  
22 school district's state aid payment under s. 121.08 by an amount equal to the  
23 difference multiplied by ~~an~~ the amount under par. (b) 2. ~~a., b., or c. for the applicable~~  
24 school year. If the state aid payment under s. 121.08 is insufficient to cover the  
25 reduction, the department shall decrease other state aid payments made by the

1 department to the school district by the remaining amount. If the state aid payment  
2 under s. 121.08 and other state aid payments made by the department to the school  
3 district are insufficient to cover the reduction, the department shall use the moneys  
4 appropriated under s. 20.255 (2) (cg) to pay the balance to school districts under subd.  
5 1.

6 **SECTION 230.** 118.51 (17) (cm) of the statutes is repealed.

7 **SECTION 231.** 118.55 (3) (title) of the statutes is amended to read:

8 118.55 (3) (title) NOTIFICATION OF SCHOOL BOARD INTENT; DETERMINATION OF HIGH  
9 SCHOOL CREDIT; NOTIFICATION OF POSTSECONDARY CREDIT.

10 **SECTION 232.** 118.55 (3) (a) of the statutes is amended to read:

11 118.55 (3) (a) A public school pupil who intends to enroll in an institution of  
12 higher education under this section shall notify the school board of the school district  
13 in which he or she is enrolled or the governing board of the charter school under s.  
14 118.40 (2r) or (2x) that he or she attends and a pupil attending a private school who  
15 intends to enroll in an institution of higher education under this section shall notify  
16 the governing body of the private school he or she attends of that intention no later  
17 than March 1 if the pupil intends to enroll in the fall semester, and no later than  
18 October 1 if the pupil intends to enroll in the spring semester. The notice shall  
19 include the titles of the courses in which the pupil intends to enroll and the number  
20 of credits of each course, and shall specify whether the pupil will be taking the  
21 courses for high school or postsecondary credit.

22 **SECTION 233.** 118.55 (3) (b) of the statutes is amended to read:

23 118.55 (3) (b) If the public school pupil specifies in the notice under par. (a) that  
24 he or she intends to take a course at an institution of higher education for high school  
25 credit, the school board or governing board of the charter school under s. 118.40 (2r)



1 or (2x) shall determine whether the course is comparable to a course offered in the  
2 school district,~~and or charter school~~, whether the course satisfies any of the high  
3 school graduation requirements ~~under s. 118.33~~, and the number of high school  
4 credits to award the pupil for the course, if any. If the pupil attending a private school  
5 specifies in the notice under par. (a) that he or she intends to take a course at an  
6 institution of higher education for high school credit, the governing body of the  
7 participating private school shall determine whether the course is comparable to a  
8 course offered at the private school, whether the course satisfies any requirements  
9 necessary for high school graduation, and the number of high school credits to award  
10 the pupil for the course, if any. In cooperation with institutions of higher education,  
11 the state superintendent shall develop guidelines to assist school districts boards,  
12 governing boards of charter schools under s. 118.40 (2r) or (2x), and participating  
13 private schools in making the determinations. The school board, governing board,  
14 or governing body shall notify the pupil of its determinations, in writing, before the  
15 beginning of the semester in which the pupil will be enrolled. If the public school  
16 pupil disagrees with the school board's decision of a school board or governing board  
17 of a charter school under s. 118.40 (2r) or (2x) regarding comparability of courses,  
18 satisfaction of high school graduation requirements, or the number of high school  
19 credits to be awarded, the pupil may appeal the school board's decision to the state  
20 superintendent within 30 days after the decision. The state superintendent's  
21 decision shall be final and is not subject to review under subch. III of ch. 227. If the  
22 pupil attending a participating private school disagrees with any decision of a  
23 governing body under this paragraph, the pupil may appeal the decision to the  
24 governing body within 30 days after the decision.

25 **SECTION 234.** 118.55 (4) (b) of the statutes is amended to read:

1           118.55 (4) (b) If an institution of higher education admits a pupil, it shall notify  
2 the school board of the school district in which the pupil is enrolled, the governing  
3 board of the charter school under s. 118.40 (2r) or (2x) the pupil attends, or the  
4 governing body of the pupil's participating private school, in writing, within 30 days  
5 after the beginning of classes at the institution of higher education. The notification  
6 shall include the course or courses in which the pupil is enrolled.

7           **SECTION 235.** 118.55 (4) (c) of the statutes is amended to read:

8           118.55 (4) (c) If a pupil is not admitted to attend the course that he or she  
9 specified in the notice under sub. (3) (a) but is admitted to attend a different course,  
10 the pupil shall immediately notify the school board of the school district in which he  
11 or she is enrolled, the governing board of the charter school under s. 118.40 (2r) or  
12 (2x) the pupil attends, or the governing body of the pupil's participating private  
13 school and the school board, governing board, or governing body shall inform the  
14 pupil of its determinations under sub. (3) (b) regarding the course to which the pupil  
15 was admitted as soon as practicable.

16           **SECTION 236.** 118.55 (5) (intro.) of the statutes is amended to read:

17           118.55 (5) RESPONSIBILITY FOR AND DETERMINATION OF COSTS; PAYMENT AND  
18 REIMBURSEMENT FOR CERTAIN COSTS. (intro.) Subject to sub. (7t), the school board of  
19 the school district in which a pupil attending an institution of higher education under  
20 this section is enrolled, the governing board of the charter school under s. 118.40 (2r)  
21 or (2x) attended by a pupil who is attending an institution of higher education under  
22 this section, and the governing body of the participating private school attended by  
23 a pupil who is attending an institution of higher education under this section shall  
24 be responsible for the following amount:

25           **SECTION 237.** 118.55 (5) (a) of the statutes is amended to read:

1           118.55 (5) (a) If the public high school pupil is taking a course for high school  
2 credit, regardless of whether the course is also taken for postsecondary credit, and  
3 if the course is not comparable to a course offered in the school district or at the  
4 charter school, 75 percent of the actual cost of tuition for the course, as determined  
5 under par. (d). If a private high school pupil attending a private school is taking a  
6 course for high school credit, regardless of whether the course is also taken for  
7 postsecondary credit, and if the course is not comparable to a course offered by the  
8 participating private school, 75 percent of the actual cost of tuition for the course, as  
9 determined under par. (d). If the pupil takes a course described under this paragraph  
10 at a high school in a school district, at a charter school under s. 118.40 (2r) or (2x),  
11 or at a participating private school, the school board of the school district, the  
12 governing board of the charter school, or the governing body of the participating  
13 private school ~~shall be~~ is responsible for the costs of books and other necessary  
14 materials for the course.

15           **SECTION 238.** 118.55 (5) (b) of the statutes is amended to read:

16           118.55 (5) (b) If the pupil is taking a course for postsecondary credit and if the  
17 course is not comparable to a course offered in the school district, at the charter  
18 school under s. 118.40 (2r) or (2x), or the participating private school, 25 percent of  
19 the actual cost of tuition for the course, as determined under par. (d).

20           **SECTION 239.** 118.55 (5) (d) of the statutes is amended to read:

21           118.55 (5) (d) If a school board, the governing board of a charter school under  
22 s. 118.40 (2r) or (2x), or the governing body of a participating private school is  
23 required to pay tuition on behalf of a pupil under this subsection, the tuition charged  
24 for each credit assigned to the course may not exceed the following:

1           1. For an institution of higher education under sub. (1) (bm) 1., other than a  
2 University of Wisconsin college campus, as defined in s. 36.05 (6m), one-third of the  
3 amount that would be charged for each credit assigned to the course to an individual  
4 who is a resident of this state and who is enrolled in the educational institution as  
5 an undergraduate student. Subject to sub. (7t), neither the institution of higher  
6 education nor the school board ~~nor the~~ governing board, or governing body may  
7 charge any additional costs or fees to a pupil to attend a course under this section.

8           1m. For an institution of higher education under sub. (1) (bm) that is a  
9 University of Wisconsin college campus, as defined in s. 36.05 (6m), one-half of the  
10 amount that would be charged for each credit assigned to the course to an individual  
11 who is a resident of this state and who is enrolled in the college campus as an  
12 undergraduate student. Subject to sub. (7t), neither the college campus nor the  
13 school board or governing board may charge any additional costs or fees to a pupil  
14 to attend a course under this section.

15           2. For an institution of higher education under sub. (1) (bm) 2., one-third of the  
16 amount that would be charged for each credit assigned to a similar course offered by  
17 the University of Wisconsin-Madison to an individual who is a resident of this state  
18 and who is enrolled at the University of Wisconsin-Madison as an undergraduate  
19 student. Subject to sub. (7t), neither the institution of higher education nor the  
20 school board or governing board may charge any additional costs or fees to a pupil  
21 to attend a course under this section.

22           **SECTION 240.** 118.55 (5) (e) of the statutes is amended to read:

23           118.55 (5) (e) 1. Subject to sub. (7t), within 30 days after the end of the semester,  
24 the school board of the school district in which a pupil who attended an institution  
25 of higher education under this section was enrolled, the governing board of the

1 charter school under s. 118.40 (2r) or (2x) attended by a pupil who attended an  
2 institution of higher education under this section, and the governing body of a  
3 participating private school attended by a pupil who attended the institution of  
4 higher education under this section shall pay the institution, on behalf of the pupil,  
5 the amount determined under par. (d) and shall submit an itemized report to the  
6 department of the amounts paid under this subdivision.

7 2. Subject to subd. 3., from the appropriation under s. 20.445 (1) (d), the  
8 secretary of the department of workforce development shall, on behalf of the school  
9 board of a school district in which a pupil who attended an institution of higher  
10 education under this section was enrolled, on behalf of the governing board of the  
11 charter school under s. 118.40 (2r) or (2x) attended by a pupil who attended an  
12 institution of higher education under this section, and on behalf of the governing  
13 body of a participating private school and a pupil who attended the private school and  
14 who attended an institution of higher education under this section, pay to the  
15 department of public instruction the following amount:

16 a. For a pupil who took a course for high school credit, as described in par. (a),  
17 25 percent of the actual cost of tuition for the course, as determined under par. (d).  
18 The department of public instruction shall reimburse the school board of the school  
19 district, governing board of the charter school, or the governing body of the private  
20 school the amount received from the department of workforce development under  
21 this subd. 2. a.

22 b. For a pupil who took a course for postsecondary credit, as described in par.  
23 (b), 50 percent of the actual cost of tuition for the course, as determined under par.  
24 (d). The department of public instruction shall reimburse the school board of the  
25 school district, governing board of the charter school, or the governing body of the

1 private school the amount received from the department of workforce development  
2 under this subd. 2. b.

3 3. If the appropriation under s. 20.445 (1) (d) in any fiscal year is insufficient  
4 to reimburse all school districts, governing boards, and all governing bodies eligible  
5 for the full amount of reimbursable tuition costs under subd. 2., the secretary of the  
6 department of workforce development shall notify the state superintendent, who  
7 shall prorate the amount of the payments under subd. 2. among eligible school  
8 districts, governing boards, and governing bodies.

9 **SECTION 241.** 118.55 (6) of the statutes is amended to read:

10 118.55 (6) RESPONSIBILITY OF PUPIL FOR TUITION AND FEES; INSTITUTION OF HIGHER  
11 EDUCATION. (a) Subject to sub. (7t), a pupil taking a course at an institution of higher  
12 education for high school credit under this section is not responsible for any portion  
13 of the tuition and fees for the course if the school board, the governing board of a  
14 charter school under s. 118.40 (2r) or (2x), the state superintendent on appeal under  
15 sub. (3) (b), the governing body of the participating private school, or the governing  
16 body on appeal under sub. (3) (b) has determined that the course is not comparable  
17 to a course offered in the school district, at the charter school, or at the participating  
18 private school, whichever is applicable.

19 (b) A pupil taking a course at an institution of higher education for high school  
20 credit under this section is responsible for the tuition and fees for the course if the  
21 school board, the governing board of a charter school under s. 118.40 (2r) or (2x), or  
22 the governing body of the participating private school has determined that the course  
23 is comparable to a course offered in the school district, at the charter school, or at the  
24 participating private school, unless the state superintendent or the governing body

1 reverses the decision of the school board, governing board, or governing body,  
2 respectively, on appeal under sub. (3) (b).

3 (c) 1. Except as provided in subd. 2., a pupil taking a course under this section  
4 at an institution of higher education only for postsecondary credit is responsible for  
5 25 percent of the actual cost of tuition for the course, as determined under sub. (5)  
6 (d). The school board of the school district in which the pupil attending an institution  
7 under this section is enrolled, the governing board of the charter school under s.  
8 118.40 (2r) or (2x) attended by a pupil attending an institution of higher education  
9 under this section, and the governing body of a participating private school attended  
10 by a pupil attending an institution of higher education under this section shall  
11 establish a written policy governing the timing and method for recovering from the  
12 pupil or the pupil's parent or guardian the pupil's share of tuition as specified in this  
13 subdivision.

14 2. The school board, governing board of the charter school under s. 118.40 (2r)  
15 or (2x), or the governing body of the participating private school shall waive the  
16 pupil's responsibility for costs under subd. 1. if the department determines that the  
17 cost of the course would pose an undue financial burden on the pupil's family.

18 **SECTION 242.** 118.55 (7g) of the statutes is amended to read:

19 118.55 (7g) TRANSPORTATION. The parent or guardian of a pupil who is  
20 attending an institution of higher education or technical college under this section  
21 and is taking a course for high school credit may apply to the state superintendent  
22 for reimbursement of the cost of transporting the pupil between the high school or  
23 participating private school in which the pupil is enrolled and the institution of  
24 higher education or technical college that the pupil is attending if the pupil and the  
25 pupil's parent or guardian are unable to pay the cost of such transportation. The

1 state superintendent shall determine the reimbursement amount and shall pay the  
2 amount from the appropriation under s. 20.255 (2) ~~(ey)~~ (cx). The state  
3 superintendent shall give preference under this subsection to those pupils who  
4 satisfy the income eligibility criteria for a free or reduced-price lunch under 42 USC  
5 1758 (b) (1).

6 **SECTION 243.** 118.55 (7t) of the statutes is amended to read:

7 118.55 (7t) LIMITATIONS ON PARTICIPATION AND PAYMENT. (a) A school board,  
8 governing board of a charter school under s. 118.40 (2r) or (2x), or the governing body  
9 of a participating private school may establish a written policy limiting the number  
10 of credits for which the school board, governing board, or governing body will pay  
11 under sub. (5) and s. 38.12 (14) (d) to the equivalent of 18 postsecondary semester  
12 credits per pupil.

13 (c) If a pupil receives a failing grade in a course, or fails to complete a course,  
14 at an institution of higher education or technical college for which the school board,  
15 governing board of a charter school under s. 118.40 (2r) or (2x), or the governing body  
16 of a participating private school has made payment, the pupil's parent or guardian,  
17 or the pupil if he or she is an adult, shall reimburse the school board, governing  
18 board, or the governing body the amount paid on the pupil's behalf upon the request  
19 of the school board, governing board, or governing body. If a school board, governing  
20 board, or governing body that requests reimbursement of a payment made under this  
21 section is not reimbursed as requested, the pupil on whose behalf the payment was  
22 made is ineligible for any further participation in the program under this section.  
23 For the purposes of this paragraph, a grade that constitutes a failing grade for a  
24 course offered in the school district, at the charter school under s. 118.40 (2r) or (2x),



1 or at the participating private school constitutes a failing grade for a course taken  
2 at an institution of higher education or technical college under this section.

3 **SECTION 244.** 118.55 (8) (b) of the statutes is amended to read:

4 118.55 (8) (b) A school board, governing board of a charter school under s.  
5 118.40 (2r) or (2x), or the governing body of a participating private school may enter  
6 into an agreement with an institution of higher education to facilitate the early  
7 college credit program under this section.

8 **SECTION 245.** 118.55 (10) (d) of the statutes is created to read:

9 118.55 (10) (d) This section does not apply to a course for which a high school  
10 pupil attending a charter school under s. 118.40 (2r) or (2x) may earn postsecondary  
11 credit if all of the following apply:

12 1. The governing board of the charter school and one of the following have  
13 entered into an agreement before, on, or after the effective date of this subdivision  
14 .... [LRB inserts date], to provide a college credit in high school program to  
15 academically qualified pupils under which participating pupils may take the course  
16 for postsecondary credit:

17 a. The chancellor of a University of Wisconsin System institution.

18 b. The president of a private, nonprofit institution.

19 2. The instruction of pupils in the course takes place in the charter school  
20 building.

21 3. The individual who provides instruction in the course is any of the following:

22 a. For a course taught pursuant to an agreement under subd. 1. a., a high school  
23 teacher who is employed by the governing board of the charter school and certified  
24 or approved to provide the instruction by the participating University of Wisconsin

1 System institution or a faculty member of the participating University of Wisconsin  
2 System institution.

3 b. For a course taught pursuant to an agreement under subd. 1. b., a high school  
4 teacher who is employed by the governing board of the charter school and certified  
5 or approved to provide the instruction by the participating private, nonprofit  
6 institution or a faculty member of the participating private, nonprofit institution.

7 **SECTION 246.** 118.60 (2) (a) (intro.) of the statutes is amended to read:

8 118.60 (2) (a) (intro.) Subject to pars. (ag) ~~and~~, (ar), and (bh), any pupil in grades  
9 kindergarten to 12 who resides ~~within~~ in an eligible school district may attend any  
10 private school under this section and, subject to pars. (ag), (ar), (be), (bh), (bm), and  
11 (bs), any pupil in grades kindergarten to 12 who resides in a school district, other  
12 than an eligible school district or a 1st class city school district, may attend any  
13 private school under this section if all of the following apply:

14 **SECTION 247.** 118.60 (2) (a) 2. a. of the statutes is amended to read:

15 118.60 (2) (a) 2. a. The pupil was enrolled in a public school in the previous  
16 school year. For purposes of this subd. 2. a., a pupil was enrolled in a public school  
17 in the previous school year if the pupil was counted in a school district's membership,  
18 as defined in s. 121.001 (5), or attended a charter school authorized under s. 118.40  
19 (2r) or (2x), and the pupil did not attend a private school during the previous school  
20 year.

21 **SECTION 248.** 118.60 (2) (a) 2. g. of the statutes is amended to read:

22 118.60 (2) (a) 2. g. If the pupil resides in a school district, other than ~~an eligible~~  
23 ~~school district~~ or a 1st class city school district, the pupil was on a waiting list under  
24 sub. (3) (am) 4. or (ar) 4. in any previous school year.

25 **SECTION 249.** 118.60 (2) (a) 6. a. of the statutes is amended to read:

1           118.60 (2) (a) 6. a. Except as provided in subd. 6. c. and d., all of the private  
2 school's teachers have a teaching license issued by the department or a bachelor's  
3 degree or a degree or educational credential higher than a bachelor's degree,  
4 including a ~~masters~~ master's or doctorate, from a nationally or regionally accredited  
5 institution of higher education. This subd. 6. a. does not apply after June 30, 2024.

6           **SECTION 250.** 118.60 (2) (a) 6m. of the statutes is created to read:

7           118.60 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,  
8 2024, all of the private school's teachers have a teaching license or permit issued by  
9 the department.

10           b. Any teacher employed by the private school on July 1, 2024, who has been  
11 teaching for at least the 5 consecutive years immediately preceding July 1, 2024, and  
12 who does not satisfy the requirements under subd. 6m. a. on July 1, 2024, applies to  
13 the department on a form prepared by the department for a temporary,  
14 nonrenewable waiver from the requirements under subd. 6m. a. The department  
15 shall promulgate rules to implement this subd. 6m. b., including the form of the  
16 application and the process by which the waiver application will be reviewed. The  
17 application form shall require the applicant to submit a plan for satisfying the  
18 requirements under subd. 6m. a. No waiver granted under this subd. 6m. b. is valid  
19 after July 1, 2029.

20           **SECTION 251.** 118.60 (2) (be) 3. of the statutes is amended to read:

21           118.60 (2) (be) 3. Beginning with the 2026-27 school year, ~~there is no limit on~~  
22 ~~the number of pupils who may attend private schools~~ the limits under this section  
23 paragraph do not apply.

24           **SECTION 252.** 118.60 (2) (bh) of the statutes is created to read:

25           118.60 (2) (bh) 1. In this paragraph, "program cap" means any of the following:

1 a. For an eligible school district, the total number of pupils residing in the  
2 eligible school district who attended a private school under this section in the  
3 2021-22 school year.

4 b. For all school districts, other than an eligible school district or a 1st class city  
5 school district, the total number of pupils residing in those school districts who  
6 attended a private school under this section in the 2021-22 school year.

7 2. a. Beginning with the 2022-23 school year, the total number of pupils  
8 residing in an eligible school district who may attend a private school under this  
9 section during a school year may not exceed the program cap under subd. 1. a.

10 b. Beginning with the 2022-23 school year, the total number of pupils residing  
11 in school districts, other than an eligible school district or a 1st class city school  
12 district, who may attend a private school under this section during a school year may  
13 not exceed the program cap under subd. 1. b.

14 **SECTION 253.** 118.60 (2) (c) 3. of the statutes is created to read:

15 118.60 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private  
16 school participating in the program under this section who teaches only courses in  
17 rabbinical studies is not required to hold a license or permit to teach issued by the  
18 department.

19 **SECTION 254.** 118.60 (3) (a) (intro.) of the statutes is renumbered 118.60 (3) (a)  
20 and amended to read:

21 118.60 (3) (a) The pupil or the pupil's parent or guardian shall submit an  
22 application, on a form provided by the state superintendent, to the participating  
23 private school that the pupil wishes to attend. If more than one pupil from the same  
24 family applies to attend the same private school, the pupils may use a single  
25 application. No later than 60 days after the end of the application period during

1 which an application is received and subject to par. (ar), the private school shall  
2 notify each applicant, in writing, whether his or her application has been accepted.  
3 ~~If the private school rejects an application, the who is not eligible under sub. (2) to~~  
4 ~~attend the private school under this section that the application is rejected. The~~  
5 ~~notice shall be in writing and shall include the reason. Subject to par. (ar), a private~~  
6 ~~school may reject an applicant only if it has reached its maximum general capacity~~  
7 ~~or seating capacity. Except as provided in par. (ar), the state superintendent shall~~  
8 ~~ensure that the private school determines which pupils to accept on a random basis,~~  
9 ~~except that the private school may give preference to the following in accepting~~  
10 ~~applications, in the order of preference listed:~~

11 **SECTION 255.** 118.60 (3) (a) 1m. to 5. of the statutes are renumbered 118.60 (3)  
12 (am) 3. am. to e., and 118.60 (3) (am) 3. bm. and d., as renumbered, are amended to  
13 read:

14 118.60 (3) (am) 3. bm. Siblings of pupils described in subd. ~~1m.~~ 3. am.  
15 d. Siblings of pupils described under subd. 3. c.

16 **SECTION 256.** 118.60 (3) (am) of the statutes is created to read:

17 118.60 (3) (am) All of the following apply to applications to attend a private  
18 school under this section submitted by pupils who reside in an eligible school district:

19 1. A private school that has submitted a notice of intent to participate under  
20 sub. (2) (a) 3. a. may accept applications for a school year during application periods  
21 determined by the department from pupils who reside in an eligible school district.  
22 For each school year, the department shall establish one or more application periods  
23 under this subdivision, the first of which begins no earlier than the first weekday in  
24 February of the school year before the applicable school year, and the last of which  
25 ends no later than September 14 of the applicable school year.

1           2. Each private school that received applications under subd. 1. shall report to  
2 the department the number of pupils who applied under subd. 1. to attend the private  
3 school under this section and the names of those applicants who have siblings who  
4 also applied under subd. 1. to attend the private school under this section. The  
5 private school shall submit the report no later than 10 days after each application  
6 period described under subd. 1. during which the private school received  
7 applications.

8           3. After the end of each application period described under subd. 1., upon  
9 receipt of the information under subd. 2., the department shall determine the sum  
10 of all applicants for pupils residing in an eligible school district. In determining the  
11 sum, the department shall count a pupil who has applied to attend more than one  
12 private school under the program only once. If, after the end of an application period  
13 described under subd. 1., the sum of all applicants for pupils residing in an eligible  
14 school district exceeds the program cap under sub. (2) (bh) 2. a., the department shall  
15 determine which applications submitted during the application period to accept on  
16 a random basis, except that the department shall give preference in accepting  
17 applications of pupils to the following applications, in the order of preference listed:

18           4. If the sum under subd. 3. exceeds the program cap under sub. (2) (bh) 2. a.,  
19 the department shall establish a waiting list in accordance with the preferences  
20 required under subd. 3.

21           5. A private school that has accepted a pupil who resides in an eligible school  
22 district under this paragraph shall notify the department whenever the private  
23 school determines that a pupil will not attend the private school under this  
24 paragraph. If, upon receiving notice under this subdivision, the department  
25 determines that the number of pupils attending private schools under this section

1 falls below the program cap under sub. (2) (bh) 2. a., the department shall fill any  
2 available slot with a pupil selected from the waiting list established under subd. 4.,  
3 if such a waiting list exists.

4 **SECTION 257.** 118.60 (3) (ar) (intro.) of the statutes is amended to read:

5 118.60 (3) (ar) (intro.) All of the following apply to applications to attend a  
6 private school under this section ~~only if the limitation under sub. (2) (be) applies to~~  
7 ~~the school year for which the application is made~~ submitted by pupils who reside in  
8 a school district, other than an eligible school district or a 1st class city school district:

9 **SECTION 258.** 118.60 (3) (ar) 3. of the statutes is renumbered 118.60 (3) (ar) 3.  
10 (intro.) and amended to read:

11 118.60 (3) (ar) 3. (intro.) Annually After the end of the application period  
12 described under subd. 1., upon receipt of the information under subd. 2., the  
13 department shall, for each school district, determine the sum of all applicants for  
14 pupils residing in that school district ~~under this paragraph~~ and the sum of all  
15 applicants for pupils residing in all school districts, other than an eligible school  
16 district or a 1st class city school district. In determining ~~the sum~~ those sums, the  
17 department shall count a pupil who has applied to attend more than one private  
18 school under the program only once. ~~After determining the sum of all applicants for~~  
19 ~~pupils residing in a school district,~~ those sums, if any of the following applies, the  
20 department shall determine which applications to accept on a random basis, except  
21 that the department shall give preference in accepting applications of pupils to the  
22 ~~applications of pupils described in par. (a) 1m. to 5. (am) 3. am. to e.,~~ in the order of  
23 preference listed ~~in that paragraph.~~ under par. (am) 3.:

24 **SECTION 259.** 118.60 (3) (ar) 3. a. and b. of the statutes are created to read:

1           118.60 (3) (ar) 3. a. The sum of all applicants for pupils residing in a school  
2 district, other than an eligible school district or a 1st class city school district, exceeds  
3 the school district's pupil participation limit under sub. (2) (be).

4           b. The sum of all applicants for pupils residing in all school districts, other than  
5 an eligible school district or a 1st class city school district, exceeds the program cap  
6 under sub. (2) (bh) 2. b.

7           **SECTION 260.** 118.60 (3) (ar) 4. of the statutes is renumbered 118.60 (3) (ar) 4.  
8 (intro.) and amended to read:

9           118.60 (3) (ar) 4. (intro.) ~~For each school district in which private schools~~  
10 ~~received applications under subd. 1. that exceeded the school district's pupil~~  
11 ~~participation limit under sub. (2) (be), the~~ The department shall establish a waiting  
12 list in accordance with the preferences required under subd. 3. for each of the  
13 following:

14           **SECTION 261.** 118.60 (3) (ar) 4. a. and b. of the statutes are created to read:

15           118.60 (3) (ar) 4. a. A school district, other than an eligible school district or a  
16 1st class city school district, for which the sum described under subd. 3. a. exceeds  
17 the school district's pupil participation limit under sub. (2) (be).

18           b. All school districts, other than an eligible school district or a 1st class city  
19 school district, if the sum described under subd. 3. b. exceeds the program cap under  
20 sub. (2) (bh) 2. b.

21           **SECTION 262.** 118.60 (3) (ar) 5. of the statutes is amended to read:

22           118.60 (3) (ar) 5. A private school that has accepted a pupil who resides in a  
23 school district, other than an eligible school district or a 1st class city school district,  
24 under this paragraph shall notify the department whenever the private school  
25 determines that a pupil will not attend the private school under this paragraph. If,



1 upon receiving notice under this subdivision, the department determines that the  
2 number of pupils attending private schools under this section falls below a school  
3 district's pupil participation limit under sub. (2) (be), or below the program cap under  
4 sub. (2) (bh) 2. b., the department shall fill any available slot in that school district  
5 or program with a pupil selected from the school district's applicable waiting list  
6 established under subd. 4., if such a waiting list exists.

7 **SECTION 263.** 118.60 (3) (b) of the statutes is amended to read:

8 118.60 (3) (b) If ~~a participating private school~~ the department rejects an  
9 applicant who resides ~~within~~ in an eligible school district because the private school  
10 to which the applicant applied has too few available spaces, the applicant may  
11 transfer his or her application to a participating private school that has space  
12 available. An applicant who is rejected under this paragraph or an applicant who  
13 is on the waiting list under par. (am) 4. may, subject to sub. (2) (bh) 2. a., be admitted  
14 to a private school participating in the program under this section for the following  
15 school year, provided that the applicant continues to reside ~~within~~ in an eligible  
16 school district. The department may not require, in that following school year, the  
17 private school to submit financial information regarding the applicant or to verify the  
18 eligibility of the applicant to participate in the program under this section on the  
19 basis of family income.

20 **SECTION 264.** 118.60 (3) (c) of the statutes is amended to read:

21 118.60 (3) (c) If ~~a participating private school~~ the department rejects an  
22 applicant who resides in a school district, other than an eligible school district or a  
23 1st class city school district, because the private school to which the applicant applied  
24 has too few available spaces, the applicant may transfer his or her application to a  
25 participating private school that has space available. An applicant who is rejected

1 under this paragraph or an applicant who is on the a waiting list under par. (ar) 4.  
2 a. or b. may, subject to sub. (2) (be) and (bh) 2. b., be admitted to a private school  
3 participating in the program under this section for the following school year,  
4 provided that the applicant continues to reside in a school district, other than an  
5 eligible school district or a 1st class city school district. The department may not  
6 require, in that following school year, the private school to submit financial  
7 information regarding the applicant or to verify the eligibility of the applicant to  
8 participate in the program under this section on the basis of family income.

9 **SECTION 265.** 118.60 (4) (bg) 3. of the statutes is amended to read:

10 118.60 (4) (bg) 3. In the 2015-16 to 2020-21 school year ~~and in each school year~~  
11 ~~thereafter~~ years, upon receipt from the pupil's parent or guardian of proof of the  
12 pupil's enrollment in the private school during a school term, except as provided in  
13 subd. 5., the state superintendent shall pay to the private school in which the pupil  
14 is enrolled on behalf of the pupil's parent or guardian, from the appropriation under  
15 s. 20.255 (2) (fr), an amount equal to the sum of the maximum amount per pupil the  
16 state superintendent paid a private school under this section in the previous school  
17 year for the grade in which the pupil is enrolled; the amount of the per pupil revenue  
18 adjustment under s. 121.91 (2m) for the current school year, if positive; and the  
19 change in the amount of statewide categorical aid per pupil between the previous  
20 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,  
21 if positive.

22 **SECTION 266.** 118.60 (4) (bg) 6. of the statutes is created to read:

23 118.60 (4) (bg) 6. Beginning in the 2021-22 school year and in each school year  
24 thereafter, upon receipt from the pupil's parent or guardian of proof of the pupil's  
25 enrollment in the private school during a school term, except as provided in subd. 7.,

1 the state superintendent shall pay to the private school in which the pupil is enrolled  
2 on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255  
3 (2) (fr), an amount equal to the sum of the maximum amount per pupil the state  
4 superintendent paid a private school under this section in the previous school year  
5 for the grade in which the pupil is enrolled; the amount of the per pupil revenue  
6 adjustment under s. 121.91 (2m) for the current school year, if positive; and the  
7 change in the per pupil amount under s. 115.437 (2) (a) between the previous school  
8 year and the current school year, if positive.

9 **SECTION 267.** 118.60 (4) (bg) 7. of the statutes is created to read:

10 118.60 (4) (bg) 7. If the pupil described in subd. 6. is enrolled in a private school  
11 that enrolls pupils under the program in any grade between kindergarten to 8 and  
12 also in any grade between 9 to 12, the state superintendent shall substitute for the  
13 amount described in subd. 6. the amount determined under subd. 4. a. to d., with the  
14 following modifications:

15 a. Multiply the number of pupils participating in the program who are enrolled  
16 in the private school in any grade between kindergarten to 8 by the sum of the  
17 maximum amount per pupil the state superintendent paid a private school under  
18 this section in the previous school year for the grade in which the pupil is enrolled;  
19 the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current  
20 school year, if positive; and the change in the per pupil amount under s. 115.437 (2)  
21 (a) between the previous school year and the current school year, if positive.

22 b. Multiply the number of pupils participating in the program who are enrolled  
23 in the private school in any grade between 9 to 12 by the sum of the maximum amount  
24 per pupil the state superintendent paid a private school under this section in the  
25 previous school year for the grade in which the pupil is enrolled; the amount of the

1 per pupil revenue adjustment under s. 121.91 (2m) for the current school year, if  
2 positive; and the change in the per pupil amount under s. 115.437 (2) (a) between the  
3 previous school year and the current school year, if positive.

4 **SECTION 268.** 118.60 (4v) (b) of the statutes is amended to read:

5 118.60 (4v) (b) If the department considers a pupil as a resident of an eligible  
6 school district under par. (a) for a school year, the department shall ensure that the  
7 pupil is not counted for that school year for purposes of determining whether a school  
8 district has exceeded its pupil participation limit under sub. (2) (be) and that the  
9 pupil is not counted for that school year for purposes of determining whether a  
10 program cap under sub. (2) (bh) 2. a. or b. has been exceeded.

11 **SECTION 269.** 118.60 (7) (b) 2g. of the statutes is created to read:

12 118.60 (7) (b) 2g. Beginning in the 2022-23 school year, as part of the private  
13 school's curriculum, include instruction in the culture, tribal sovereignty, and  
14 contemporary and historical significant events of the federally recognized American  
15 Indian tribes and bands located in this state at least twice in the elementary grades  
16 and at least once in the high school grades.

17 **SECTION 270.** 118.60 (11) (e) of the statutes is created to read:

18 118.60 (11) (e) Notwithstanding sub. (2) (be) and (bh) and s. 119.23 (2) (b),  
19 promulgate rules under par. (a) that are consistent with sub. (4v) and s. 119.23 (4v)  
20 to ensure that, if a pupil who accepted a space at a private school participating in a  
21 program under this section or under s. 119.23 changes the pupil's residence, the pupil  
22 will not be counted for purposes of determining whether the participation limit under  
23 sub. (2) (be) or the program cap under sub. (2) (bh) or s. 119.23 (2) (b) that applies to  
24 the pupil's new residence has been exceeded.

1           **SECTION 271.** Subchapter I (title) of chapter 119 [precedes 119.01] of the  
2 statutes is repealed.

3           **SECTION 272.** 119.02 (1) of the statutes is amended to read:

4           119.02 (1) “Board” means the board of school directors in charge of the public  
5 schools of a city of the 1st class ~~other than those public schools transferred to the~~  
6 ~~opportunity schools and partnership programs under s. 119.33 or subch. II.~~

7           **SECTION 273.** 119.02 (2g) of the statutes is repealed.

8           **SECTION 274.** 119.02 (4) of the statutes is repealed.

9           **SECTION 275.** 119.04 (1) of the statutes is amended to read:

10           119.04 (1) Subchapters IV, V, and VII of ch. 115, ch. 121, and ss. 66.0235 (3) (c),  
11 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,  
12 115.345, 115.363, 115.364, 115.365 (3), 115.366, 115.367, 115.38 (2), 115.415, 115.445,  
13 115.449, 115.453, 115.457, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.075,  
14 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153, 118.16,  
15 118.162, 118.163, 118.164, 118.18, 118.19, 118.196, 118.20, 118.223, 118.225, 118.24  
16 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.25, 118.255, 118.258, 118.291, 118.292,  
17 118.293, 118.30 to 118.43, 118.46, 118.50, 118.51, 118.52, 118.53, 118.55, 118.56,  
18 120.12 (2m), (4m), (5), and (15) to (27), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17)  
19 to (19), (26), (34), (35), (37), (37m), and (38), 120.137, 120.14, 120.20, 120.21 (3), and  
20 120.25 are applicable to a 1st class city school district and board ~~but not, unless~~  
21 ~~explicitly provided in this chapter or in the terms of a contract, to the commissioner~~  
22 ~~or to any school transferred to an opportunity schools and partnership program.~~

23           **SECTION 276.** 119.16 (1n) of the statutes is repealed.

24           **SECTION 277.** 119.16 (2) of the statutes is amended to read:

1           119.16 (2) ESTABLISH SCHOOLS AND DISTRICTS. The board shall maintain the  
2 public schools in the city, ~~other than those public schools transferred to the~~  
3 ~~opportunity schools and partnership programs under s. 119.33 and subch. II,~~ and  
4 shall establish, organize, and maintain such schools as the board determines are  
5 necessary to accommodate the children entitled to instruction therein. The board  
6 shall divide the city into attendance districts for such schools.

7           **SECTION 278.** 119.16 (8) (a) of the statutes is amended to read:

8           119.16 (8) (a) Annually before adopting its budget for the ensuing school year  
9 and at least 5 days before transmitting its completed budget under par. (b), the board  
10 shall hold a public hearing on the proposed school budget at a time and place fixed  
11 by the board. At least 45 days before the public hearing, the board shall notify the  
12 superintendent of schools ~~and the commissioner~~ of the date, time, and place of the  
13 hearing. At least one week before the public hearing, the board shall publish a class  
14 1 notice, under ch. 985, of the public hearing.

15           **SECTION 279.** 119.16 (8) (b) of the statutes is amended to read:

16           119.16 (8) (b) The board shall transmit its completed budget to the common  
17 council on or before the first Monday in August of each year on forms furnished by  
18 the auditing officer of the city, and shall include in the budget the information  
19 specified under s. 119.46 (1) for all public schools in the city under this chapter,  
20 ~~including the schools transferred to the opportunity schools and partnership~~  
21 ~~programs under s. 119.33 and subch. II.~~ The board shall itemize those portions of the  
22 ~~budget allocated to schools transferred to the opportunity schools and partnership~~  
23 ~~programs under s. 119.33 and subch. II.~~ Such completed budget shall be published  
24 with the budget summary under s. 65.04 (2) or 65.20 and budget under s. 65.05 (7).

25           **SECTION 280.** 119.16 (9) of the statutes is amended to read:

1           119.16 (9) SCHOOL BUDGET. Annually, the board shall prepare a budget for each  
2 school in the school district operating under this chapter, ~~other than the schools~~  
3 ~~transferred to the opportunity schools and partnership programs under s. 119.33 and~~  
4 ~~subch. II.~~

5           **SECTION 281.** 119.16 (15) of the statutes is repealed.

6           **SECTION 282.** 119.23 (2) (a) (intro.) of the statutes is amended to read:

7           119.23 (2) (a) (intro.) Subject to pars. (ag) ~~and~~, (ar), and (b), any pupil in grades  
8 kindergarten to 12 who resides within the city may attend any private school if all  
9 of the following apply:

10          **SECTION 283.** 119.23 (2) (a) 6. a. of the statutes is amended to read:

11          119.23 (2) (a) 6. a. Except as provided in subd. 6. c., all of the private school's  
12 teachers have a teaching license issued by the department or a bachelor's degree or  
13 a degree or educational credential higher than a bachelor's degree, including a  
14 ~~masters~~ master's or doctorate, from a nationally or regionally accredited institution  
15 of higher education. This subd. 6. a. does not apply after June 30, 2024.

16          **SECTION 284.** 119.23 (2) (a) 6m. of the statutes is created to read:

17          119.23 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,  
18 2024, all of the private school's teachers have a teaching license or permit issued by  
19 the department.

20          b. Any teacher employed by the private school on July 1, 2024, who has been  
21 teaching for at least the 5 consecutive years immediately preceding July 1, 2024, and  
22 who does not satisfy the requirements under subd. 6m. a. on July 1, 2024, applies to  
23 the department on a form prepared by the department for a temporary,  
24 nonrenewable waiver from the requirements under subd. 6m. a. The department  
25 shall promulgate rules to implement this subd. 6m. b., including the form of the

1 application and the process by which the waiver application will be reviewed. The  
2 application form shall require the applicant to submit a plan for satisfying the  
3 requirements under subd. 6m. a. No waiver granted under this subd. 6m. b. is valid  
4 after July 1, 2029.

5 **SECTION 285.** 119.23 (2) (b) of the statutes is created to read:

6 119.23 (2) (b) 1. In this paragraph, “program cap” means the total number of  
7 pupils residing in the city who attended a private school under this section in the  
8 2021-22 school year.

9 2. Beginning with the 2022-23 school year, the total number of pupils residing  
10 in the city who may attend a private school under this section during a school year  
11 may not exceed the program cap.

12 **SECTION 286.** 119.23 (2) (c) 3. of the statutes is created to read:

13 119.23 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private  
14 school participating in the program under this section who teaches only courses in  
15 rabbinical studies is not required to hold a license or permit to teach issued by the  
16 department.

17 **SECTION 287.** 119.23 (3) (a) (intro.) of the statutes is renumbered 119.23 (3) (a)  
18 and amended to read:

19 119.23 (3) (a) The pupil or the pupil’s parent or guardian shall submit an  
20 application, on a form provided by the state superintendent, to the participating  
21 private school that the pupil wishes to attend. If more than one pupil from the same  
22 family applies to attend the same private school, the pupils may use a single  
23 application. No later than 60 days after the end of the application period during  
24 which an application is received, the private school shall notify each applicant, ~~in~~  
25 ~~writing, whether his or her application has been accepted. If the private school~~



1 ~~rejects an application, the who is not eligible under sub. (2) to attend the private~~  
2 ~~school under this section that the application is rejected. The notice shall be in~~  
3 ~~writing and shall include the reason. A private school may reject an applicant only~~  
4 ~~if it has reached its maximum general capacity or seating capacity. The state~~  
5 ~~superintendent shall ensure that the private school determines which pupils to~~  
6 ~~accept on a random basis, except that the private school may give preference to the~~  
7 ~~following in accepting applications, in order of preference listed:~~

8 **SECTION 288.** 119.23 (3) (a) 1. to 5. of the statutes are renumbered 119.23 (3)  
9 (ar) 3. a. to e., and 119.23 (3) (ar) 3. b. and d., as renumbered, are amended to read:

10 119.23 (3) (ar) 3. b. Siblings of pupils described in subd. ~~1.~~ 3. a.

11 d. Siblings of pupils described in subd. 3. c.

12 **SECTION 289.** 119.23 (3) (ar) of the statutes is created to read:

13 119.23 (3) (ar) All of the following apply to applications to attend a private  
14 school under this section submitted by pupils who reside in the city:

15 1. A private school that has submitted a notice of intent to participate under  
16 sub. (2) (a) 3. may accept applications for a school year during application periods  
17 determined by the department from pupils who reside in the city. For each school  
18 year, the department shall establish one or more application periods under this  
19 subdivision, the first of which begins no later than the first weekday in February of  
20 the school year before the applicable school year, and the last of which ends no later  
21 than September 14 of the applicable school year.

22 2. Each private school that received applications under subd. 1. shall report to  
23 the department the number of pupils who applied under subd. 1. to attend the private  
24 school under this section and the names of those applicants who have siblings who  
25 also applied under subd. 1. to attend the private school under this section. The

1 private school shall submit the report no later than 10 days after each application  
2 period described under subd. 1. during which the private school received  
3 applications.

4 3. After the end of each application period described under subd. 1, upon receipt  
5 of the information under subd. 2., the department shall determine the sum of all  
6 applicants for pupils residing in the city. In determining the sum, the department  
7 shall count a pupil who has applied to attend more than one private school under the  
8 program only once. If, after the end of an application period described under subd.  
9 1., the sum of all applicants for pupils residing in the city exceeds the program cap  
10 under sub. (2) (b), the department shall determine which applications submitted  
11 during the application period to accept on a random basis, except that the  
12 department shall give preference in accepting applications of pupils to the following  
13 applications, in the order of preference listed:

14 4. If the sum under subd. 3. exceeds the program cap under sub. (2) (b), the  
15 department shall establish a waiting list in accordance with the preferences required  
16 under subd. 3.

17 5. A private school that has accepted a pupil who resides in the city under this  
18 paragraph shall notify the department whenever the private school determines that  
19 a pupil will not attend the private school under this paragraph. If, upon receiving  
20 notice under this subdivision, the department determines that the number of pupils  
21 attending private schools under this section falls below the program cap under sub.  
22 (2) (b), the department shall fill any available slot with a pupil selected from the  
23 waiting list established under subd. 4., if such a waiting list exists.

24 **SECTION 290.** 119.23 (3) (b) of the statutes is amended to read:

1           119.23 (3) (b) If the private school rejects an applicant because it the private  
2 school has too few available spaces, the applicant may transfer his or her application  
3 to a participating private school that has space available. An applicant who is  
4 rejected under this paragraph or an applicant who is on the waiting list under par.  
5 (ar) 4. may, subject to sub. (2) (b), be admitted to a private school participating in the  
6 program under this section for the following school year, provided that the applicant  
7 continues to reside ~~within~~ in the city. The department may not require, in that  
8 following school year, the private school to submit financial information regarding  
9 the applicant or to verify the eligibility of the applicant to participate in the program  
10 under this section on the basis of family income.

11           **SECTION 291.** 119.23 (4) (bg) 3. of the statutes is amended to read:

12           119.23 (4) (bg) 3. In the 2015-16 to 2020-21 school year ~~and in each school year~~  
13 ~~thereafter~~ years, upon receipt from the pupil's parent or guardian of proof of the  
14 pupil's enrollment in the private school during a school term, except as provided in  
15 subd. 5., the state superintendent shall pay to the private school in which the pupil  
16 is enrolled on behalf of the pupil's parent or guardian, from the appropriation under  
17 s. 20.255 (2) (fu), an amount equal to the sum of the maximum amount per pupil the  
18 state superintendent paid a private school under this section in the previous school  
19 year for the grade in which the pupil is enrolled; the amount of the per pupil revenue  
20 adjustment under s. 121.91 (2m) for the current school year, if positive; and the  
21 change in the amount of statewide categorical aid per pupil between the previous  
22 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,  
23 if positive.

24           **SECTION 292.** 119.23 (4) (bg) 6. of the statutes is created to read:

1           119.23 (4) (bg) 6. Beginning in the 2021-22 school year and in each school year  
2 thereafter, upon receipt from the pupil's parent or guardian of proof of the pupil's  
3 enrollment in the private school during a school term, except as provided in subd. 7.,  
4 the state superintendent shall pay to the private school in which the pupil is enrolled  
5 on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255  
6 (2) (fu), an amount equal to the sum of the maximum amount per pupil the state  
7 superintendent paid a private school under this section in the previous school year  
8 for the grade in which the pupil is enrolled; the amount of the per pupil revenue  
9 adjustment under s. 121.91 (2m) for the current school year, if positive; and the  
10 change in the per pupil amount under s. 115.437 (2) (a) between the previous school  
11 year and the current school year, if positive.

12           **SECTION 293.** 119.23 (4) (bg) 7. of the statutes is created to read:

13           119.23 (4) (bg) 7. If the pupil described in subd. 6. is enrolled in a private school  
14 that enrolls pupils under the program in any grade between kindergarten to 8 and  
15 also in any grade between 9 to 12, the state superintendent shall substitute for the  
16 amount described in subd. 6. the amount determined under subd. 4. a. to d., with the  
17 following modifications:

18           a. Multiply the number of pupils participating in the program who are enrolled  
19 in the private school in any grade between kindergarten to 8 by the sum of the  
20 maximum amount per pupil the state superintendent paid a private school under  
21 this section in the previous school year for the grade in which the pupil is enrolled;  
22 the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current  
23 school year, if positive; and the change in the per pupil amount under s. 115.437 (2)  
24 (a) between the previous school year and the current school year, if positive.

1           b. Multiply the number of pupils participating in the program who are enrolled  
2 in the private school in any grade between 9 to 12 by the sum of the maximum amount  
3 per pupil the state superintendent paid a private school under this section in the  
4 previous school year for the grade in which the pupil is enrolled; the amount of the  
5 per pupil revenue adjustment under s. 121.91 (2m) for the current school year, if  
6 positive; and the change in the per pupil amount under s. 115.437 (2) (a) between the  
7 previous school year and the current school year, if positive.

8           **SECTION 294.** 119.23 (4v) (b) of the statutes is amended to read:

9           119.23 (4v) (b) If the department considers a pupil as a resident of the city  
10 under par. (a) for a school year, the department shall ensure that the pupil is not  
11 counted for that school year for purposes of determining whether a school district has  
12 exceeded its pupil participation limit under s. 118.60 (2) (be) and that the pupil is not  
13 counted for that school year for purposes of determining whether a program cap  
14 under sub. (2) (b) or s. 118.60 (2) (bh) 2. a. or b. has been exceeded.

15           **SECTION 295.** 119.23 (7) (b) 2g. of the statutes is created to read:

16           119.23 (7) (b) 2g. Beginning in the 2022-23 school year, as part of the private  
17 school's curriculum, include instruction in the culture, tribal sovereignty, and  
18 contemporary and historical significant events of the federally recognized American  
19 Indian tribes and bands located in this state at least twice in the elementary grades  
20 and at least once in the high school grades.

21           **SECTION 296.** 119.23 (11) (e) of the statutes is created to read:

22           119.23 (11) (e) Notwithstanding sub. (2) (b) and s. 118.60 (2) (be) and (bh),  
23 promulgate rules under par. (a) that are consistent with sub. (4v) and s. 118.60 (4v)  
24 to ensure that, if a pupil who accepted a space at a private school participating in the  
25 program under this section or under s. 118.60 changes the pupil's residence, the pupil

1 will not be counted for purposes of determining whether the participation limit under  
2 s. 118.60 (2) (be) or the program cap under sub. (2) (b) or s. 118.60 (2) (bh) that applies  
3 to the pupil's new residence has been exceeded.

4 **SECTION 297.** 119.33 of the statutes is repealed.

5 **SECTION 298.** 119.44 (2) (a) 5. of the statutes is repealed.

6 **SECTION 299.** 119.46 (1) of the statutes is amended to read:

7 119.46 (1) As part of the budget transmitted annually to the common council  
8 under s. 119.16 (8) (b), the board shall report the amount of money required for the  
9 ensuing school year to operate all public schools in the city under this chapter,  
10 ~~including the schools transferred to the superintendent of schools opportunity~~  
11 ~~schools and partnership program under s. 119.33 and to the opportunity schools and~~  
12 ~~partnership program under subch. II, to repair and keep in order school buildings~~  
13 ~~and equipment, including school buildings and equipment transferred to the~~  
14 ~~superintendent of schools opportunity schools and partnership program under s.~~  
15 ~~119.33 and to the opportunity schools and partnership program under subch. II, to~~  
16 make material improvements to school property, and to purchase necessary  
17 additions to school sites. The report shall specify the amount of net proceeds from  
18 the sale or lease of city-owned property used for school purposes deposited in the  
19 immediately preceding school year into the school operations fund as specified under  
20 s. 119.60 (2m) (c) or (5) and the net proceeds from the sale of an eligible school  
21 building deposited in the immediately preceding school year into the school  
22 operations fund as specified under s. 119.61 (5). The amount included in the report  
23 for the purpose of supporting the Milwaukee Parental Choice Program under s.  
24 119.23 shall be reduced by the amount of aid received by the board under s. 121.136  
25 ~~and by the amount specified in the notice received by the board under s. 121.137 (2).~~

1 The common council shall levy and collect a tax upon all the property subject to  
2 taxation in the city, which shall be equal to the amount of money required by the  
3 board for the purposes set forth in this subsection, at the same time and in the same  
4 manner as other taxes are levied and collected. Such taxes shall be in addition to all  
5 other taxes ~~which~~ that the city is authorized to levy. The taxes so levied and collected,  
6 any other funds provided by law and placed at the disposal of the city for the same  
7 purposes, and the moneys deposited in the school operations fund under ss. 119.60  
8 (1), (2m) (c), and (5) and 119.61 (5) shall constitute the school operations fund.

9 **SECTION 300.** 119.49 (4) of the statutes is amended to read:

10 119.49 (4) The common council shall levy and collect a tax upon all taxable  
11 property in the city, in the same manner and at the same time as other taxes are  
12 levied and collected, ~~which~~ that shall be sufficient to pay the interest on all school  
13 bonds issued under this ~~subchapter~~ ~~which~~ chapter that are outstanding and to pay  
14 such part of the principal of such school bonds as becomes due during the ensuing  
15 school year.

16 **SECTION 301.** 119.55 of the statutes is repealed.

17 **SECTION 302.** 119.61 (1) (a) 4. of the statutes is amended to read:

18 119.61 (1) (a) 4. An individual or group that is pursuing a contract with an  
19 entity under s. 118.40 (2r) (b) ~~or the director under s. 118.40 (2x)~~ to operate a school  
20 as a charter school.

21 **SECTION 303.** 119.61 (2) (b) of the statutes is amended to read:

22 119.61 (2) (b) The board shall submit a copy of the inventory required under  
23 par. (a) to ~~the commissioner~~, the superintendent of schools, the city clerk, the  
24 department, and the joint committee on finance.

25 **SECTION 304.** 119.61 (2) (c) of the statutes is amended to read:

1           119.61 (2) (c) In addition to the inventory required under par. (a), the board  
2 shall annually notify ~~the commissioner~~, the superintendent of schools, the city clerk,  
3 the department, and the joint committee on finance any time a change is made to the  
4 use of a school building.

5           **SECTION 305.** 119.61 (3) (a) of the statutes is amended to read:

6           119.61 (3) (a) If, within 60 days after receipt of the inventory required under  
7 sub. (2) (a) or of a notice under sub. (2) (c), ~~either the commissioner or the~~  
8 superintendent of schools submits a letter of interest regarding an eligible school  
9 building, the common council shall immediately proceed to add ~~the commissioner or~~  
10 the superintendent of schools, ~~respectively~~, as an agent of the board on any existing  
11 lease for the eligible school building between the common council and the board.

12           **SECTION 306.** 119.61 (3) (b) of the statutes is amended to read:

13           119.61 (3) (b) If, no more than 60 days after providing ~~the commissioner and~~  
14 the superintendent of schools with a copy of the inventory under sub. (2) (a) or of a  
15 notice under sub. (2) (c), ~~neither the commissioner nor the superintendent of schools~~  
16 has not submitted a letter of interest under par. (a), the city clerk shall post a public  
17 notice on the city's Internet site. The city clerk shall include in the public notice  
18 under this subsection the address of and the information specified under sub. (2) (a)  
19 1. and 8. for each school building identified on the inventory under sub. (2) (a), or on  
20 the notice under sub. (2) (c), that is an eligible school building. The city clerk shall  
21 include in the public notice a request for and instructions for submitting letters of  
22 interest from persons interested in purchasing an eligible school building.

23           **SECTION 307.** 119.66 of the statutes is amended to read:

24           **119.66 Interest in contracts forbidden.** During the term for which elected  
25 or appointed and for 2 years after the expiration of the term, no member of the board



1 may be employed by the board or by the department of employee trust funds in any  
2 capacity for which a salary or emolument is provided by the board or the department  
3 of employee trust funds. No board member, superintendent of schools, assistant  
4 superintendent, other assistant, teacher, or other employee of the board may have  
5 any interest in the purchase or sale of property by the city for the use or convenience  
6 of the schools. No contract made in violation of this section is valid. Any  
7 consideration paid by the city for a purchase or sale prohibited by this section may  
8 be recovered in an action at law in the name of the city. Any person violating this  
9 section shall be removed from any position held under this ~~subchapter~~ chapter.

10 **SECTION 308.** Subchapter II (title) of chapter 119 [precedes 119.9000] of the  
11 statutes is repealed.

12 **SECTION 309.** 119.9000 of the statutes is repealed.

13 **SECTION 310.** 119.9001 of the statutes is repealed.

14 **SECTION 311.** 119.9002 of the statutes is repealed.

15 **SECTION 312.** 119.9003 of the statutes is repealed.

16 **SECTION 313.** 119.9004 of the statutes is repealed.

17 **SECTION 314.** 119.9005 of the statutes is repealed.

18 **SECTION 315.** 120.18 (1) (o) of the statutes is repealed.

19 **SECTION 316.** 121.004 (7) (c) 1. a. of the statutes is amended to read:

20 121.004 (7) (c) 1. a. A pupil enrolled in a ~~5-year-old~~ kindergarten program that  
21 requires full-day attendance by the pupil for 5 days a week, but not on any day of  
22 the week that pupils enrolled in other grades in the school do not attend school, for  
23 an entire school term shall be counted as one pupil.

24 **SECTION 317.** 121.004 (7) (c) 2. of the statutes is amended to read:

1           121.004 (7) (c) 2. In subd. 1. a. and b., “full-day” means the length of the school  
2 day for pupils in the first grade of the school district operating the 4-year-old or  
3 5-year-old-kindergarten program.

4           **SECTION 318.** 121.004 (7) (cm) of the statutes is amended to read:

5           121.004 (7) (cm) A pupil enrolled in a 4-year-old kindergarten program,  
6 including a 4-year-old kindergarten program being phased in under s. 118.14 (3) (b),  
7 that provides the required number of hours of direct pupil instruction under s. 121.02  
8 (1) (f) but requires less than full-day attendance by the pupil for 5 days a week shall  
9 be counted as 0.6 pupil if the program annually provides at least 87.5 additional  
10 hours of outreach activities. In this paragraph, “full-day” has the meaning given in  
11 par. (c) 2.

12           **SECTION 319.** 121.02 (1) (L) 4. of the statutes is amended to read:

13           121.02 (1) (L) 4. Beginning September 1, ~~1991~~ 2022, as part of the social studies  
14 curriculum, include instruction in the ~~history~~, culture ~~and~~, tribal sovereignty, and  
15 contemporary and historical significant events of the federally recognized American  
16 Indian tribes and bands located in this state at least ~~twice~~ once in the elementary  
17 grades kindergarten to 2, once in grades 3 to 5, and at least once twice in the high  
18 school grades 6 to 8.

19           **SECTION 320.** 121.02 (1) (L) 4m. of the statutes is created to read:

20           121.02 (1) (L) 4m. Beginning September 1, 2022, as part of the high school  
21 curriculum, include instruction in the culture, tribal sovereignty, and contemporary  
22 and historical significant events of the federally recognized American Indian tribes  
23 and bands located in this state at least once in each of the high school grades. In at  
24 least one high school grade, the school board shall include the instruction required  
25 under this subdivision in the social studies curriculum.

1           **SECTION 321.** 121.07 (2) (intro.) of the statutes is amended to read:

2           121.07 (2) MEMBERSHIP. (intro.) For the purposes of ss. 121.08, 121.09, 121.095,  
3           and 121.105, ~~and 121.137~~, a school district's membership is the sum of all of the  
4           following:

5           **SECTION 322.** 121.07 (2) (d) of the statutes is amended to read:

6           121.07 (2) (d) The number of pupils residing in the school district in the  
7           previous school year for whom a payment was made under s. 118.40 (2r) (e) to an  
8           operator of a charter school established under contract with an entity under s. 118.40  
9           (2r) (b) 1. e., ~~eg., or f.~~ to h. in the previous school year.

10          **SECTION 323.** 121.07 (2) (e) of the statutes is amended to read:

11          121.07 (2) (e) The number of pupils residing in the school district in the  
12          previous school year for whom a payment was made under s. 118.40 (2r) (f), 2019  
13          stats., in the previous school year.

14          **SECTION 324.** 121.07 (2) (e) of the statutes, as affected by 2021 Wisconsin Act  
15          .... (this act), is repealed.

16          **SECTION 325.** 121.075 of the statutes is created to read:

17          **121.075 Two-thirds funding of partial school revenues; appropriation**  
18          **amount in odd fiscal years. (1)** In this section:

19           (a) "Partial school revenues" means the sum of state school aids, property taxes  
20           levied for school districts, and aid paid to school districts under ss. 79.095 (4) and  
21           79.096 (4), less all of the following:

22           1. The amount of any revenue limit increase under s. 121.91 (4) (a) 2. due to a  
23           school board's increasing the services that it provides by adding responsibility for  
24           providing a service transferred to it from another school board.

25           2. The amount of any revenue limit increase under s. 121.91 (4) (a) 3.

1           3. The amount of any revenue limit increase under s. 121.91 (4) (h).

2           4. The amount of any property taxes levied for the purpose of s. 120.13 (19).

3           5. An amount equal to the amount estimated to be paid under s. 119.23 (4) and  
4 (4m) multiplied by the applicable percentage in s. 121.08 (4) (b).

5           6. The amount by which the property tax levy for debt service on debt that has  
6 been approved by a referendum exceeds \$490,000,000.

7           (b) "State school aids" means all of the following:

8           1. The amounts appropriated under s. 20.255 (1) (b) and (2), other than s.  
9 20.255 (2) (aw), (az), (bb), (fm), (fp), (fq), (fr), (fs), (fu), (fv), (k), and (m).

10          2. The amount appropriated under s. 20.505 (4) (es).

11          3. The amount, as determined by the secretary of administration, of the  
12 appropriation under s. 20.505 (4) (s) allocated for payments to telecommunications  
13 providers under contracts with school districts and cooperative educational service  
14 agencies under s. 16.971 (13).

15          4. The amount appropriated under s. 20.437 (2) (eh).

16          **(2)** By May 15, 2022, and annually by May 15 thereafter, the department, the  
17 department of administration, and the legislative fiscal bureau shall jointly certify  
18 to the joint committee on finance an estimate of the amount necessary to appropriate  
19 under s. 20.255 (2) (ac) in the following school year to ensure that state school aids  
20 equal two-thirds of partial school revenues.

21          **(3)** By June 30, 2022, and biennially by June 30 thereafter, the joint committee  
22 on finance shall determine the amount appropriated under s. 20.255 (2) (ac) in the  
23 following school year.

24          **SECTION 326.** 121.08 (4) (b) (intro.) and 1. of the statutes are consolidated,  
25 renumbered 121.08 (4) (b) and amended to read:

1            121.08 (4) (b) The amount of state aid that the school district operating under  
2 ch. 119 is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also  
3 be reduced by the amount calculated as follows: ~~1. Multiply the amounts paid under~~  
4 ~~s. 119.23 (4) and (4m) in the 2009-10 school year by 41.6 percent, and multiply by~~  
5 multiplying the amounts paid under s. 119.23 (4) and (4m) in the 2010-11 to 2012-13  
6 school years by 38.4 percent. Beginning in the 2013-14 school year, multiply the  
7 amounts paid under s. 119.23 (4) and (4m) in the current school year by a percentage  
8 determined by subtracting 3.2 percentage points from the percentage that was  
9 applied under this ~~subdivision~~ paragraph in the previous school year. This  
10 ~~subdivision~~ paragraph does not apply after the 2024-25 school year.

11            **SECTION 327.** 121.08 (4) (b) 2. and 3. of the statutes are repealed.

12            **SECTION 328.** 121.135 (2) (a) 1. of the statutes is amended to read:

13            121.135 (2) (a) 1. “Additional general aid” means the amount determined by  
14 calculating the percentage of a school district’s shared costs that would be paid under  
15 s. 121.08 if its membership included each pupil who is a resident of the school district  
16 or is attending the school district under s. 118.51 and solely enrolled in a special  
17 education program provided by ~~a~~ the county children with disabilities education  
18 board that includes the school district in its program under s. 115.817 (2) and the  
19 school district’s shared costs were increased by the costs of the county children with  
20 disabilities education board program for all pupils participating in the county  
21 children with disabilities education board program who are residents of the school  
22 district or attending the school district under s. 118.51, and multiplying the costs of  
23 the county children with disabilities education board program by that percentage.

24            **SECTION 329.** 121.137 of the statutes is repealed.

1           **SECTION 330.** 121.15 (1m) (a) (intro.) and 3. of the statutes are consolidated,  
2           renumbered 121.15 (1m) (a) and amended to read:

3           121.15 **(1m)** (a) Notwithstanding subs. (1) and (1g), ~~a portion of state aid to~~  
4           ~~school districts shall be distributed as follows:~~ ~~3. Beginning beginning in the~~  
5           1999-2000 school year and ending in the 2020-21 school year, annually the state  
6           shall pay distribute a portion of state aid to school districts by paying to school  
7           districts, from the appropriation under s. 20.255 (2) (ac), \$75,000,000 on the 4th  
8           Monday in July of the following school year.

9           **SECTION 331.** 121.41 of the statutes is amended to read:

10           **121.41 Driver education programs; fees.** A school board, operator of a  
11           charter school authorized under s. 118.40 (2r) or (2x), cooperative educational service  
12           agency, or the technical college system board may establish and collect reasonable  
13           fees for any driver education program or part of a program which is neither required  
14           for nor credited toward graduation. The school board, operator of a charter school  
15           authorized under s. 118.40 (2r) or (2x), cooperative educational service agency, or the  
16           technical college system board may waive any fee established under this subsection  
17           for any indigent pupil.

18           **SECTION 332.** 121.42 of the statutes is created to read:

19           **121.42 Driver education programs; state aid. (1)** In this section:

20           (a) “Driver education program” means an instructional program in driver  
21           education approved by the department and operated by a qualified driver education  
22           provider or driver school.

23           (b) “Driver school” has the meaning given in s. 343.60 (1).

1 (c) “Eligible pupil” means a pupil who met the income eligibility standard for  
2 a free or reduced-price lunch in the federal school lunch program under 42 USC 1758  
3 (b) (1) in the previous school year.

4 (d) “Qualified driver education provider” means a school board, the operator of  
5 a charter school authorized under s. 118.40 (2r) or (2x), or a cooperative educational  
6 service agency.

7 **(2)** Beginning in the 2022-23 school year, the department shall pay to each  
8 qualified driver education provider and driver school the amount determined under  
9 sub. (3) if all of the following apply:

10 (a) The qualified driver education provider or driver school demonstrates to the  
11 department that for eligible pupils the qualified driver education provider or driver  
12 school waived at least 50 percent of the fees the qualified driver education provider  
13 or driver school otherwise charges pupils to enroll in and complete the driver  
14 education program.

15 (b) By October 1, 2022, and annually thereafter, the qualified driver education  
16 provider or driver school reports to the department all of the following:

17 1. The number of eligible pupils who enrolled in and successfully completed a  
18 driver education program operated by the qualified driver education provider or  
19 driver school in the previous school year.

20 2. The amount the qualified driver education provider or driver school charged  
21 a pupil who was not an eligible pupil to enroll in and complete the driver education  
22 program in the previous school year.

23 **(3)** The department shall calculate the amount paid to a qualified driver  
24 education provider or driver school under sub. (2) by multiplying the number of  
25 eligible pupils the qualified driver education provider or driver school reported under

1 sub. (2) (b) 1. by 50 percent of the amount the qualified driver education provider or  
2 driver school reported under sub. (2) (b) 2.

3 (4) The department may promulgate rules to implement and administer this  
4 section.

5 **SECTION 333.** 121.58 (2) (a) 4. of the statutes is amended to read:

6 121.58 (2) (a) 4. For each pupil so transported whose residence is more than  
7 12 miles from the school attended, ~~\$300~~ \$365 per school year in the ~~2016-17~~ 2020-21  
8 school year and ~~\$365~~ \$375 per school year thereafter.

9 **SECTION 334.** 121.58 (4) of the statutes is amended to read:

10 121.58 (4) STATE AID FOR SUMMER CLASS TRANSPORTATION. Annually on or before  
11 October 1 of the year in which transportation is provided under s. 118.50 (3) (b) or  
12 121.54 (4), or under s. 121.54 (10) if the transportation is provided by the nonresident  
13 school district that a pupil attends under s. 118.51 or 121.84 (4), the school district  
14 clerk shall file with the department a report, containing such information as the  
15 department requires, on transportation provided by the school board to and from  
16 summer classes. Upon receipt of such report and if the summer classes meet the  
17 requirements of s. 121.14 (1) (a) 1. or 2., state aid shall be paid for such  
18 transportation. A school district which that provides such transportation shall be  
19 paid state aid for such transportation at the rate of \$10 per pupil transported to and  
20 from public school whose residence is at least 2 miles and not more than 5 miles by  
21 the nearest traveled route from the public school attended, and \$20 per pupil  
22 transported to and from public school whose residence is more than 5 miles by the  
23 nearest traveled route from the public school attended, ~~if the pupil is transported 30~~  
24 ~~days or more. The state aid shall be reduced proportionately if the pupil is~~  
25 ~~transported less than 30 days.~~



1           **SECTION 335.** 121.59 (2) (intro.) of the statutes is amended to read:

2           121.59 (2) (intro.) Annually the department shall, subject to sub. (3), pay to  
3 each eligible school district the amount determined as follows:

4           **SECTION 336.** 121.59 (2m) (a) (intro.), 1. and 2. of the statutes are renumbered  
5 121.59 (2m) (intro.), (am) and (bm), and 121.59 (2m) (intro.) and (bm), as  
6 renumbered, are amended to read:

7           121.59 (2m) (intro.) ~~Beginning in the 2017-18 school year and in any school~~  
8 ~~year thereafter, if a~~ If an eligible school district was eligible to receive aid under sub.  
9 (2) in the immediately preceding school year but is ineligible to receive aid in the  
10 current school year because the number under sub. (2) (d) is not a positive number,  
11 the state superintendent shall, subject to ~~par. (b)~~ sub. (3), pay to that eligible school  
12 district the amount determined as follows:

13           (bm) Multiply the amount under ~~subd. 1. par. (am)~~ by 0.5.

14           **SECTION 337.** 121.59 (2m) (b) of the statutes is repealed.

15           **SECTION 338.** 121.59 (3) of the statutes is amended to read:

16           121.59 (3) Aid under this section shall be is paid from the appropriation under  
17 s. 20.255 (2) (cq). If the appropriation under s. 20.255 (2) (cq) is insufficient to pay  
18 the full amount of aid under subs. (2) and (2m), the state superintendent shall  
19 prorate the payments among the eligible school districts entitled to receive aid under  
20 this section.

21           **SECTION 339.** 121.84 (4) (b) of the statutes is amended to read:

22           121.84 (4) (b) If a pupil attends school in a school district outside the pupil's  
23 school district of residence under par. (a), s. 118.51 (12) ~~(b)~~, (14), (16), and (17) apply  
24 to the pupil as if the pupil were attending school in a nonresident school district

1 under s. 118.51. If the pupil is rejected as a result of s. 118.51 (12) ~~(b)~~, s. 118.51 (9)  
2 applies.

3 **SECTION 340.** 121.90 (1) (h) of the statutes is created to read:

4 121.90 (1) (h) In determining a school district's revenue limit for the 2021-22,  
5 2022-23, and 2023-24 school years, the number of pupils enrolled in the school  
6 district in the 2020-21 school year is the sum of the following:

7 1. The greater of the following:

8 a. Forty percent of the summer enrollment in the 2019-20 school year.

9 b. Forty percent of the summer enrollment in the 2020-21 school year.

10 2. The greater of the following:

11 a. The number of pupils enrolled in the school district in the 2019-20 school  
12 year, as determined without the exceptions provided in par. (dr).

13 b. The number of pupils enrolled in the school district in the 2020-21 school  
14 year, as determined without the exceptions provided in par. (dr).

15 **SECTION 341.** 121.90 (2) (am) 4. of the statutes is repealed.

16 **SECTION 342.** 121.905 (1) (a) of the statutes is amended to read:

17 121.905 (1) (a) Except as provided in par. (b), in this section, "revenue ceiling"  
18 means \$9,100 in the 2017-18 school year, \$9,400 in the 2018-19 school year, \$9,500  
19 in the 2019-20 school year, \$9,600 in the 2020-21 school year, ~~\$9,700~~ \$10,250 in the  
20 2021-22 school year, and ~~\$9,800~~ \$10,500 in the 2022-23 school year and in any  
21 subsequent school year.

22 **SECTION 343.** 121.905 (1) (b) 1. to 3. of the statutes are repealed.

23 **SECTION 344.** 121.905 (1) (b) 6. and 7. of the statutes are repealed.

24 **SECTION 345.** 121.905 (3) (a) 1. of the statutes is amended to read:

1           121.905 (3) (a) 1. Except as provided under subds. 2. and 3., calculate the sum  
2 of the amount of state aid received in the previous school year and property taxes  
3 levied for the previous school year, excluding property taxes levied for the purpose  
4 of s. 120.13 (19) and excluding funds described under s. 121.91 (4) (c), and the costs  
5 of the county children with disabilities education board program, as defined in s.  
6 121.135 (2) (a) 2., in the previous year, for pupils who were school district residents  
7 or nonresidents who attended the school district under s. 118.51 and solely enrolled  
8 in a special education program provided by ~~a~~ the county children with disabilities  
9 education board ~~in the previous school year~~ that included the school district in its  
10 program under s. 115.817 (2).

11           **SECTION 346.** 121.905 (3) (c) 6. of the statutes is amended to read:

12           121.905 (3) (c) 6. For the limit for each of the 2015-16 to 2018-19 school years,  
13 ~~for the 2021-22 school year, and for any school year thereafter~~, make no adjustment  
14 to the result under par. (b).

15           **SECTION 347.** 121.905 (3) (c) 9. of the statutes is created to read:

16           121.905 (3) (c) 9. For the limit for the 2021-22 school year, add \$200 to the  
17 result under par. (b).

18           **SECTION 348.** 121.905 (3) (c) 10. of the statutes is created to read:

19           121.905 (3) (c) 10. For the limit for the 2022-23 school year, add \$204 to the  
20 result under par. (b).

21           **SECTION 349.** 121.905 (3) (c) 11. of the statutes is created to read:

22           121.905 (3) (c) 11. For the limit for the 2023-24 school year and any school year  
23 thereafter, add the result under s. 121.91 (2m) (L) 2. to the result under par. (b).

24           **SECTION 350.** 121.91 (2m) (i) (intro.) of the statutes is amended to read:

1           121.91 **(2m)** (i) (intro.) Except as provided in subs. (3), (4), and (8), no school  
2 district may increase its revenues for any of the 2015-16 to 2018-19 school year ~~or~~  
3 ~~for any school year thereafter~~ years to an amount that exceeds the amount calculated  
4 as follows:

5           **SECTION 351.** 121.91 (2m) (im) (intro.) of the statutes is amended to read:

6           121.91 **(2m)** (im) (intro.) ~~Notwithstanding par. (i) and except~~ Except as  
7 provided in subs. (3), (4), and (8), a school district cannot increase its revenues for  
8 the 2019-20 school year to an amount that exceeds the amount calculated as follows:

9           **SECTION 352.** 121.91 (2m) (j) (intro.) of the statutes is amended to read:

10           121.91 **(2m)** (j) (intro.) ~~Notwithstanding par. (i) and except~~ Except as provided  
11 in subs. (3), (4), and (8), a school district cannot increase its revenues for the 2020-21  
12 school year to an amount that exceeds the amount calculated as follows:

13           **SECTION 353.** 121.91 (2m) (k) of the statutes is created to read:

14           121.91 **(2m)** (k) Except as provided in subs. (3), (4), and (8), no school district  
15 may increase its revenues for the 2021-22 school year to an amount that exceeds the  
16 amount calculated as follows:

17           1. Divide the sum of the amount of state aid received in the previous school year  
18 and property taxes levied for the previous school year, excluding property taxes  
19 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)  
20 (c), by the average of the number of pupils enrolled in the 3 previous school years.

21           2. Add \$200 to the result under subd. 1.

22           3. Multiply the result under subd. 2. by the average of the number of pupils  
23 enrolled in the current school year and the 2 preceding school years.

24           **SECTION 354.** 121.91 (2m) (km) of the statutes is created to read:

1           121.91 **(2m)** (km) Except as provided in subs. (3), (4), and (8), no school district  
2 may increase its revenues for the 2022-23 school year to an amount that exceeds the  
3 amount calculated as follows:

4           1. Divide the sum of the amount of state aid received in the previous school year  
5 and property taxes levied for the previous school year, excluding property taxes  
6 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)  
7 (c), by the average of the number of pupils enrolled in the 3 previous school years.

8           2. Add \$204 to the result under subd. 1.

9           3. Multiply the result under subd. 2. by the average of the number of pupils  
10 enrolled in the current school year and the 2 preceding school years.

11           **SECTION 355.** 121.91 (2m) (L) of the statutes is created to read:

12           121.91 **(2m)** (L) Except as provided in subs. (3), (4), and (8), no school district  
13 may increase its revenues for the 2023-24 school year or for any school year  
14 thereafter to an amount that exceeds the amount calculated as follows:

15           1. Divide the sum of the amount of state aid received in the previous school year  
16 and property taxes levied for the previous school year, excluding property taxes  
17 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)  
18 (c), by the average of the number of pupils enrolled in the 3 previous school years.

19           2. Multiply the amount of the revenue increase per pupil allowed under this  
20 subsection for the previous school year by the sum of 1.0 plus the allowable rate of  
21 increase under s. 73.0305 expressed as a decimal.

22           3. Add the result under subd. 1. to the result under subd. 2.

23           4. Multiply the result under subd. 3. by the average of the number of pupils  
24 enrolled in the current and the 2 preceding school years.

25           **SECTION 356.** 121.91 (2m) (r) 1. (intro.) of the statutes is amended to read:

1           121.91 (2m) (r) 1. (intro.) Notwithstanding pars. (i) ~~(k)~~ to (j) ~~(L)~~, if a school  
2 district is created under s. 117.105, its revenue limit under this section for the school  
3 year beginning with the effective date of the reorganization shall be determined as  
4 follows except as provided under subs. (3) and (4):

5           **SECTION 357.** 121.91 (2m) (r) 1. b. of the statutes is amended to read:

6           121.91 (2m) (r) 1. b. Add an amount equal to the amount of revenue increase  
7 per pupil allowed under this subsection for the previous school year multiplied by the  
8 sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal  
9 to the result under subd. 1. a., except that in calculating the limit for ~~the 2013-14~~  
10 ~~school year and the 2014-15 school year, add \$75 to the result under subd. 1. a., in~~  
11 ~~calculating the limit for the 2019-20 school year, add \$175 to the result under subd.~~  
12 ~~1. a., and in calculating the limit for the 2020-21 school year, add \$179 to the result~~  
13 ~~under subd. 1. a. In the 2015-16 to 2018-19 school years, the 2021-22 school year,~~  
14 ~~and any school year thereafter, make no adjustment~~ the 2021-22 school year, add  
15 \$200 to the result under subd. 1. a., in calculating the limit for the 2022-23 school  
16 year, add \$204 to the result under subd. 1. a.

17           **SECTION 358.** 121.91 (2m) (r) 2. (intro.) of the statutes is amended to read:

18           121.91 (2m) (r) 2. (intro.) If a school district is created under s. 117.105, the  
19 following adjustments to the calculations under pars. (i) ~~(k)~~ to (j) ~~(L)~~ apply for the 2  
20 school years beginning on the July 1 following the effective date of the  
21 reorganization:

22           **SECTION 359.** 121.91 (2m) (r) 2. a. of the statutes is amended to read:

23           121.91 (2m) (r) 2. a. For the school year beginning on the first July 1 following  
24 the effective date of the reorganization the number of pupils in the previous school  
25 year shall be used under pars. (i) ~~(k)~~ 1., ~~(im)~~ ~~(km)~~ 1. and (j) ~~(L)~~ 1. instead of the average

1 of the number of pupils in the 3 previous school years, and for the school year  
2 beginning on the 2nd July 1 following the effective date of the reorganization the  
3 average of the number of pupils in the 2 previous school years shall be used under  
4 pars. (i) (k) 1., (im) (km) 1. and (j) (L) 1. instead of the average of the number of pupils  
5 in the 3 previous school years.

6 **SECTION 360.** 121.91 (2m) (r) 2. b. of the statutes is amended to read:

7 121.91 **(2m)** (r) 2. b. For the school year beginning on the first July 1 following  
8 the effective date of the reorganization the average of the number of pupils in the  
9 current and the previous school years shall be used under pars. (i) ~~2.~~ (km) 3. and (j)  
10 ~~3~~ (L) 4. instead of the average of the number of pupils in the current and the 2  
11 preceding school years.

12 **SECTION 361.** 121.91 (2m) (s) 1. (intro.) of the statutes is amended to read:

13 121.91 **(2m)** (s) 1. (intro.) Notwithstanding pars. (i) (k) to (j) (L), if territory is  
14 detached from a school district to create a new school district under s. 117.105, the  
15 revenue limit under this section of the school district from which territory is detached  
16 for the school year beginning with the effective date of the reorganization shall be  
17 determined as follows except as provided in subs. (3) and (4):

18 **SECTION 362.** 121.91 (2m) (s) 1. b. of the statutes is amended to read:

19 121.91 **(2m)** (s) 1. b. Add an amount equal to the amount of revenue increase  
20 per pupil allowed under this subsection for the previous school year multiplied by the  
21 sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal  
22 to the result under subd. 1. a., except that in calculating the limit for ~~the 2013-14~~  
23 ~~school year and the 2014-15 school year, add \$75 to the result under subd. 1. a., in~~  
24 ~~calculating the limit for the 2019-20 school year, add \$175 to the result under subd.~~  
25 ~~1. a., and in calculating the limit for the 2020-21 school year, add \$179 to the result~~

1 ~~under subd. 1. a. In the 2015-16 to 2018-19 school years, the 2021-22 school year,~~  
2 ~~and any school year thereafter, make no adjustment~~ the 2021-22 school year, add  
3 \$200 to the result under subd. 1. a., and in calculating the limit for the 2022-23 school  
4 year, add \$204 to the result under subd. 1. a.

5 **SECTION 363.** 121.91 (2m) (s) 2. (intro.) of the statutes is amended to read:

6 121.91 **(2m)** (s) 2. (intro.) If territory is detached from a school district to create  
7 a new school district under s. 117.105, the following adjustments to the calculations  
8 under pars. (i) (k) to (j) (L) apply to the school district from which territory is  
9 detached for the 2 school years beginning on the July 1 following the effective date  
10 of the reorganization:

11 **SECTION 364.** 121.91 (2m) (s) 2. a. of the statutes is amended to read:

12 121.91 **(2m)** (s) 2. a. For the school year beginning on the first July 1 following  
13 the effective date of the reorganization, the number of pupils in the previous school  
14 year shall be used under pars. (i) (k) 1., ~~(im)~~ (km) 1., and (j) (L) 1. instead of the  
15 average of the number of pupils in the 3 previous school years; and for the school year  
16 beginning on the 2nd July 1 following the effective date of the reorganization, the  
17 average of the number of pupils in the 2 previous school years shall be used under  
18 pars. (i) (k) 1., ~~(im)~~ (km) 1., and (j) (L) 1. instead of the average of the number of pupils  
19 in the 3 previous school years.

20 **SECTION 365.** 121.91 (2m) (s) 2. b. of the statutes is amended to read:

21 121.91 **(2m)** (s) 2. b. For the school year beginning on the first July 1 following  
22 the effective date of the reorganization the average of the number of pupils in the  
23 current and the previous school year shall be used under pars. (i) ~~2.~~ (km.) 3. and (j)  
24 ~~3~~ (L) 4. instead of the average of the number of pupils in the current and the 2  
25 preceding school years.



1           **SECTION 366.** 121.91 (2m) (t) 1. (intro.) of the statutes is amended to read:

2           121.91 **(2m)** (t) 1. (intro.) If 2 or more school districts are consolidated under  
3 s. 117.08 or 117.09, in the ~~2019-20~~ 2021-22 school year, the consolidated school  
4 district's revenue limit shall be determined as provided under par. ~~(im)~~ (k), in the  
5 ~~2020-21~~ 2022-23 school year, the consolidated school district's revenue limit shall  
6 be determined as provided under par. ~~(j)~~ (km), and in each school year thereafter, the  
7 consolidated school district's revenue limit shall be determined as provided under  
8 par. ~~(i)~~ (L), except as follows:

9           **SECTION 367.** 121.91 (4) (p) 1. of the statutes is amended to read:

10           121.91 **(4)** (p) 1. The limit otherwise applicable to a school district under sub.  
11 (2m) in any school year is increased by the amount of any reduction to that school  
12 district's state aid payment made under s. 118.51 (16) (b) 2. and (c) or (17) (c) 2. ~~or~~  
13 ~~(em) 2. or s. 118.51 (17) (cm) 2., 2019 stats.,~~ in the previous school year for a pupil who  
14 was not included in the calculation of the number of pupils enrolled in that school  
15 district in the previous school year.

16           **SECTION 368.** 146.89 (1) (d) 2. of the statutes is amended to read:

17           146.89 **(1)** (d) 2. A private school, as defined in s. 115.001 (3r), that participates  
18 in the choice program under s. 118.60 or the Milwaukee Parental Choice Program  
19 under s. 119.23 ~~or that, pursuant to s. 115.999 (3), 119.33 (2) (e) 3., or 119.9002 (3)~~  
20 ~~(e), is responsible for the operation and general management of a school transferred~~  
21 ~~to an opportunity schools and partnership program under s. 119.33, subch. IX of ch.~~  
22 ~~115, or subch. II of ch. 119.~~

23           **SECTION 369.** 146.89 (1) (g) 1. of the statutes is amended to read:

1           146.89 (1) (g) 1. A public elementary school, ~~including an elementary school~~  
2           ~~transferred to an opportunity schools and partnership program under s. 119.33,~~  
3           ~~subch. IX of ch. 115, or subch. II of ch. 119.~~

4           **SECTION 370.** 938.49 (2) (b) of the statutes is amended to read:

5           938.49 (2) (b) Notify the juvenile's last school district or, if the juvenile was last  
6           enrolled in a private school participating in the program under s. 118.60 or in the  
7           program under s. 119.23 ~~or, pursuant to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002~~  
8           ~~(3) (c), in a school under the operation and general management of the governing~~  
9           ~~body of a private school, the private school or the governing body of a private school,~~  
10          in writing of its obligation under s. 118.125 (4).

11          **SECTION 9134. Nonstatutory provisions; Public Instruction.**

12          (1) SPECIAL ADJUSTMENT AID IN THE 2021-22 SCHOOL YEAR. Notwithstanding s.  
13          121.105 (2), in the 2021-22 and 2022-23 school years, the department of public  
14          instruction shall calculate the aid adjustment under s. 121.105 using 90 percent  
15          instead of 85 percent in s. 121.105 (2) (am) 1. and 2.

16          (2) PER PUPIL AID; ADDITIONAL AID FOR ECONOMICALLY DISADVANTAGED PUPILS.  
17          Notwithstanding s. 115.437 (2) (a) 2., in the 2021-22 and 2022-23 school years, for  
18          purposes of the calculation under s. 115.437 (2) (a) 2., the department of public  
19          instruction shall multiply the number of pupils enrolled in a school district by the  
20          school district's rate of economically disadvantaged pupils, as defined in s. 115.437  
21          (1) (d), in the 2019-20 school year instead of by the school district's rate of  
22          economically disadvantaged pupils, as defined in s. 115.437 (1) (d), in the previous  
23          school year.

24          (3) PARENTAL CHOICE PROGRAMS; TRANSFERRING APPLICANTS BETWEEN PROGRAMS;  
25          RULE-MAKING. The department of public instruction may promulgate emergency

1 rules under s. 227.24 to implement the pupil counting exceptions specified under ss.  
2 118.60 (11) (e) and 119.23 (11) (e). Notwithstanding s. 227.24 (1) (c) and (2),  
3 emergency rules promulgated under this section remain in effect until July 1, 2024,  
4 or the date on which permanent rules take effect, whichever is sooner.

5 **SECTION 9301. Initial applicability; Administration.**

6 (1) TEACH ACCESS RATES. The treatment of s. 16.997 (2) (d) first applies to a  
7 monthly fee charged by the department of administration on the effective date of this  
8 subsection.

9 **SECTION 9334. Initial applicability; Public Instruction.**

10 (1) REVENUE CEILING; REFERENDA RESTRICTIONS. The treatment of s. 121.905 (1)  
11 (b) 1. to 3. first applies to the revenue ceiling for the 2021-22 school year.

12 (2) STATE AID FOR SUMMER CLASS TRANSPORTATION. The treatment of s. 121.58 (4)  
13 first applies to state aid for transportation paid in the 2021-22 school year.

14 (3) HIGH-COST TRANSPORTATION AID. The treatment of s. 121.59 (2) (intro.), (2m)  
15 (a) (intro.), 1., and 2. and (b), and (3) first applies to aid paid in the 2021-22 school  
16 year.

17 (4) COUNTING PUPILS IN FOUR-YEAR-OLD KINDERGARTEN. The treatment of s.  
18 121.004 (7) (c) 1. a. and 2. and (cm) first applies to the distribution of school aid in,  
19 and the calculation of revenue limits for, the 2022-23 school year.

20 (5) PARENTAL CHOICE PROGRAMS; PROGRAM CAPS. The treatment of ss. 118.60 (3)  
21 (am), (ar) (intro.) and 5., (b), and (c) and 119.23 (3) (ar) and (b), the renumbering and  
22 amendment of ss. 118.60 (3) (a) (intro.) and 1m. to 5. and (ar) 3. and 4. and 119.23 (3)  
23 (a) (intro.) and 1. to 5., and the creation of s. 118.60 (3) (ar) 3. a. and b. and 4. a. and  
24 b. first apply to an application to attend a private school under s. 118.60 or 119.23  
25 in the 2022-23 school year.

1 (6) SPECIAL NEEDS SCHOLARSHIP PROGRAM; PROGRAM CAP. The treatment of s.  
2 115.7915 (2) (f) and (g) and (3) (a), (am), (b), (bm), (c), (d), (e), (f), and (g) first applies  
3 to an application for a scholarship to attend an eligible school under s. 115.7915 in  
4 the 2022-23 school year.

5 (7) SPECIAL NEEDS SCHOLARSHIP PROGRAM; TRANSFER APPLICATIONS. The treatment  
6 of s. 115.7915 (3m) first applies to an application to transfer in the 2022-23 school  
7 year.

8 (8) PARENTAL CHOICE PROGRAMS; TRANSFERRING APPLICANTS BETWEEN PROGRAMS.  
9 The treatment of ss. 118.60 (4v) (b) and 119.23 (4v) (b) first applies to counting pupils  
10 for the pupil participation limits under s. 118.60 (2) (be) and the program caps under  
11 ss. 118.60 (2) (bh) 2. a. and b. and 119.23 (2) (b) for the 2022-23 school year.

12 (9) ENGLISH LEARNER CATEGORICAL AID. The treatment of ss. 115.96 (1), 115.97  
13 (1) and (6), and 115.977 (2), the renumbering and amendment of ss. 115.993 and  
14 115.996, and the creation of ss. 115.993 (2) and (3) and 115.996 (3) first apply to aid  
15 paid under s. 115.995 in the 2022-23 school year.

16 (10) PER PUPIL PAYMENT AMOUNT TO INDEPENDENT CHARTER SCHOOLS AUTHORIZED  
17 BY A TRIBAL COLLEGE. The treatment of ss. 20.255 (2) (fm) and 118.40 (2r) (f), (fm) 1.  
18 (intro.) and 2., and (g) 1. a., bf., c. to dn., and e. first applies to payments made to  
19 charter schools in the 2021-22 school year.

20 (11) STATEWIDE AND RACINE PARENTAL CHOICE PROGRAMS; PUPIL ELIGIBILITY. The  
21 treatment of s. 118.60 (2) (a) 2. a. first applies to an application to attend a private  
22 school under s. 118.60 in the 2022-23 school year.

23 **SECTION 9347. Initial applicability; University of Wisconsin System**

