



1997 SENATE BILL 28

January 28, 1997 - Introduced by Senators WINEKE and MOEN, cosponsored by Representatives R. YOUNG, MEYER, HANSON and LA FAVE. Referred to Committee on Education.

1 **AN ACT to repeal** 119.23 (7) (c); and **to amend** 119.23 (2) (a) (intro.) of the
2 statutes; **relating to:** restricting the Milwaukee parental choice program to
3 nonsectarian private schools.

Analysis by the Legislative Reference Bureau

Current statutes allow up to 15% of the enrollment of the Milwaukee public schools (MPS) to attend, at no charge, any private school located in the city of Milwaukee under certain circumstances. The state pays the parent or guardian of the pupil (who must endorse the check to the private school) an amount equal to the amount of per pupil aid that MPS receives from the state, or an amount equal to the private school's cost per pupil that is related to educational programming, whichever is less. In *Thompson v. Jackson*, 199 Wis. 2d 715 (1996), the Wisconsin Supreme Court continued the preliminary injunction against the expansion of the Milwaukee parental choice program to sectarian schools that had been issued by the Dane County circuit court.

This bill modifies the statutes by specifying that only nonsectarian private schools may participate in the program.

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

4 **SECTION 1.** 119.23 (2) (a) (intro.) of the statutes is amended to read:

