



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-4502/1
FFK:ahe

2015 ASSEMBLY BILL 951

February 25, 2016 - Introduced by Representatives RODRIGUEZ, KOOYENGA, BRANDTJEN, GANNON, HUTTON and KREMER, cosponsored by Senators DARLING, STROEBEL and VUKMIR. Referred to Committee on Education.

1 **AN ACT** *to amend* 20.255 (2) (fm), 20.255 (2) (fp) and 118.40 (2r) (g) 1. e.; and *to*
2 **create** 118.40 (2r) (fm), 118.40 (2r) (g) 1. bf., 118.40 (2r) (g) 1. bn., 118.40 (2r)
3 (g) 1. df., 118.40 (2r) (g) 1. dn., 118.40 (2x) (em) and 118.40 (2x) (f) 1. c., d. and
4 e. of the statutes; **relating to:** summer school payments to operators of
5 independent charter schools and making an appropriation.

Analysis by the Legislative Reference Bureau

This bill requires the Department of Public Instruction to pay an operator of an independent charter school for pupils who attend summer school at the independent charter school in the same manner that DPI pays a private school participating in a parental choice program for pupils who attend summer school at the participating private school. Under current law, DPI does not pay an operator of an independent charter school for pupils who attend summer school at the independent charter school.

Under the bill, the amount paid for each pupil who attends summer school at the independent charter school is 5 percent of the per pupil amount paid to the operator for a pupil who attends the independent charter school for the school year. If the independent charter school is authorized by the Gateway Technical College District Board, the county executive of Waukesha County, the College of Menominee Nation, the Lac Courte Oreilles Ojibwa Community College, or the director of the Office of Educational Opportunity within the University of Wisconsin System, the amount paid to the operator for a pupil to attend summer school at the independent charter school is subtracted from the pupil's resident school district's state aid.

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

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

1 **SECTION 1.** 20.255 (2) (fm) of the statutes, as affected by 2015 Wisconsin Act
2 55, is amended to read:

3 20.255 (2) (fm) *Charter schools.* A sum sufficient to make the payments to
4 charter schools under s. 118.40 (2r) (e) ~~and~~, (f), and (fm).

5 **SECTION 2.** 20.255 (2) (fp) of the statutes, as created by 2015 Wisconsin Act 55,
6 is amended to read:

7 20.255 (2) (fp) *Charter schools; office of educational opportunity.* A sum
8 sufficient to make the payments to charter schools under s. 118.40 (2x) (e) and (em).

9 **SECTION 3.** 118.40 (2r) (fm) of the statutes is created to read:

10 118.40 (2r) (fm) 1. Beginning in the 2016–17 school year, in addition to the
11 payment under par. (e) and subject to subd. 3., for a pupil attending summer school
12 at a charter school established by or under a contract with an entity under par. (b)
13 1. a. to f., the state superintendent shall pay to the operator of the charter school, in
14 the manner described in par. (e) 3m., an amount determined by multiplying the per
15 pupil amount under par. (e) for that school year by 0.05.

16 2. Beginning in the 2016–17 school year, in addition to the payment under par.
17 (f) and subject to subd. 3., for a pupil attending summer school at a charter school
18 established by or under a contract with an entity under par. (b) 1. g. or h., the state
19 superintendent shall pay to the operator of the charter school, in the manner
20 described in sub. (f) 2., an amount determined by multiplying the per pupil amount
21 under par. (f) 1. for that school year by 0.05.

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1 3. An operator of a charter school may receive a per pupil payment under this
2 paragraph if all of the following are satisfied:

3 a. The charter school offers no fewer than 19 summer days of instruction during
4 that summer.

5 b. Each summer day of instruction offered by the charter school under subd.
6 3. a. is comprised of no fewer than 270 minutes of instruction.

7 c. Each pupil for whom the charter school seeks a payment under subd. 1.
8 attends no fewer than 15 days of summer instruction at the charter school during
9 that summer.

10 **SECTION 4.** 118.40 (2r) (g) 1. bf. of the statutes is created to read:

11 118.40 (2r) (g) 1. bf. Determine the number of pupils residing in the school
12 district for whom a payment is made under par. (fm) to an operator of a charter school
13 established under contract with an entity under par. (b) 1. e. or f. in that school year.

14 **SECTION 5.** 118.40 (2r) (g) 1. bn. of the statutes is created to read:

15 118.40 (2r) (g) 1. bn. Multiply the number of pupils under subd. 1. bf. by the
16 per pupil amount calculated under par. (fm) 1. for that school year.

17 **SECTION 6.** 118.40 (2r) (g) 1. df. of the statutes is created to read:

18 118.40 (2r) (g) 1. df. Determine the number of pupils residing in the school
19 district for whom a payment is made under par. (fm) to an operator of a charter school
20 established under contract with an entity under par. (b) 1. g. or h. in that school year.

21 **SECTION 7.** 118.40 (2r) (g) 1. dn. of the statutes is created to read:

22 118.40 (2r) (g) 1. dn. Multiply the number of pupils under subd. 1. df. by the
23 per pupil amount calculated under par. (fm) 2. for that school year.

24 **SECTION 8.** 118.40 (2r) (g) 1. e. of the statutes, as created by 2015 Wisconsin Act

25 55, is amended to read:

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

3 **SECTION 9.** 118.40 (2x) (em) of the statutes is created to read:

4 118.40 (2x) (em) 1. Beginning in the 2016-17 school year, in addition to the
5 payment under par. (e) and subject to subd. 2., for a pupil attending summer school
6 at a charter school established under this subsection, the state superintendent shall
7 pay to the operator of the charter school, in the manner described in par. (e) 2., the
8 per pupil amount determined under sub. (2r) (fm) for that school year.

9 2. An operator of a charter school may receive a per pupil payment under this
10 paragraph if all of the following are satisfied:

11 a. The charter school offers no fewer than 19 summer days of instruction during
12 that summer.

13 b. Each summer day of instruction offered by the charter school under subd.
14 2. a. is comprised of no fewer than 270 minutes of instruction.

15 c. Each pupil for whom the charter school seeks a payment under subd. 1.
16 attends no fewer than 15 days of summer instruction at the charter school during
17 that summer.

18 **SECTION 10.** 118.40 (2x) (f) 1. c., d. and e. of the statutes are created to read:

19 118.40 (2x) (f) 1. c. Determine the number of pupils residing in the school
20 district for whom a payment is made under par. (em) 1. in that school year.

21 d. Multiply the number of pupils under subd. 1. c. by the per pupil amount
22 calculated under par. (em) 1. for that school year

23 e. Sum the amounts determined under subd. 1. b. and d.

24 **SECTION 11. Initial applicability.**

