2005 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB100)

Received: **06/21/2005**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **James Kreuser (608) 266-5504**

By/Representing: **Lisa**

This file may be shown to any legislator: **NO**

Drafter: **chanaman**

May Contact:

Addl. Drafters:

Subject: **Education - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Kreuser@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Education package compile #2

Instructions:

See Attached--compile b0515, b0475, b0474, b0508

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/P1	chanaman 06/21/2005 chanaman 06/21/2005	kfollett 06/21/2005 kfollett 06/21/2005	pgreensl 06/21/2005	_____ _____ _____ _____	mbarman 06/21/2005 mbarman 06/21/2005	[redacted]	
/1			rschluet 06/21/2005	_____ _____	mbarman 06/21/2005	mbarman 06/21/2005	

FE Sent For:

<END>

2005 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB100)

Received: **06/21/2005**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **James Kreuser (608) 266-5504**

By/Representing: **Lisa**

This file may be shown to any legislator: **NO**

Drafter: **chanaman**

May Contact:

Addl. Drafters:

Subject: **Education - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Kreuser@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Education package compile #2

Instructions:

See Attached--compile b0515, b0475, b0474, b0508

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/P1	chanaman 06/21/2005	kfollett 06/21/2005	pgreensl 06/21/2005	_____ _____ _____ _____	mbarman 06/21/2005 [redacted]	[redacted]	

FE Sent For:

<END>

2005 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB100)

Received: **06/21/2005**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **James Kreuser (608) 266-5504**

By/Representing: **Lisa**

This file may be shown to any legislator: **NO**

Drafter: **chanaman**

May Contact:

Addl. Drafters:

Subject: **Education - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Kreuser@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Education package compile #2

Instructions:

See Attached--compile b0515, b0475, b0474, b0508

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/P1	chanaman	6/21	6/21	6/21			

FE Sent For:

<END>

State of Wisconsin
2005 – 2006 LEGISLATURE

LRBb0603/P1

Now

PG 16mm : lgf

PRELIMINARY DRAFT – NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2005 ASSEMBLY BILL 100

compiled document – already edited, but some sections need fixing

At the locations indicated, amend the substitute amendment as follows:

1. Page 17, line 6: delete that line.

2. Page 17, line 25: delete that line.

3. Page 105, line 16: delete lines 16 and 17.

4. Page 106, line 5: delete that line.

5. Page 106, line 17: delete lines 17 and 18.

6. Page 106, line 21: delete lines 21 and 22.

7. Page 178, line 13: delete lines 13 to 15.

8. Page 184, line 20: after that line insert:

1	"(7)	GOVERNOR'S WORK-BASED LEARNING BOARD				
2	(a)	General program operations	GPR	A	597,300	597,300
3	(b)	Local youth apprenticeship grants	GPR	B	1,100,000	1,100,000
4	(ef)	School–to–work programs for children				
5		at risk	GPR	A	285,000	285,000
6	(em)	On–the–job training grants for				
7		employers	GPR	A	–0–	–0–
8	(ga)	Auxiliary services	PR	C	–0–	–0–
9	(kb)	Funds transferred from the technical				
10		college system board; school–to–work	PR–S	C	–0–	–0–
11	(kd)	Transfer of Indian gaming receipts;				
12		work–based learning programs	PR–S	A	600,000	600,000
13	(kx)	Interagency and intra–agency				
14		programs	PR–S	C	–0–	–0–
15	(m)	Federal funds	PR–F	C	–0–	–0–".

16 **9.** Page 263, line 5: after that line insert:

17 "**SECTION 217g.** 20.292 (1) (ef) of the statutes is renumbered 20.445 (7) (ef) and
18 amended to read:

19 20.445 **(7)** (ef) *School–to–work programs for children at risk.* The amounts in
20 the schedule for grants to nonprofit organizations under s. ~~38.40~~ 106.13 (4m).".

21 **10.** Page 263, line 14: delete lines 14 to 20 and substitute:

22 "**SECTION 221g.** 20.292 (1) (kd) of the statutes is renumbered 20.445 (7) (kd) and
23 amended to read:

20.445 **(7)** (kd) *Transfer of Indian gaming receipts; work–based learning programs.* The amounts in the schedule for work–based learning programs. All moneys transferred from the appropriation account under s. ~~20.143 (1) (kj)~~ 20.505 (8) (hm) 18j. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under s. ~~20.143 (1) (kj)~~ 20.505 (8) (hm) 18j.".

11. Page 295, line 5: after that line insert:

"**SECTION 333g.** 20.445 (1) (e) of the statutes is renumbered 20.445 (7) (b) and amended to read:

20.445 **(7)** (b) *Local youth apprenticeship grants.* ~~The~~ Biennially, the amounts in the schedule for local youth apprenticeship grants under s. 106.13 (3m).".

12. Page 299, line 8: delete lines 8 to 20 and substitute:

"**SECTION 351g.** 20.445 (7) (a) of the statutes is created to read:

20.445 **(7)** (a) *General program operations.* The amounts in the schedule for the general program operations of the governor's work–based learning board under s. 106.12.

SECTION 352g. 20.445 (7) (em) (title) of the statutes is amended to read:

20.445 **(7)** (em) (title) ~~*Youth apprenticeship*~~ *On–the–job training grants for employers.*".

13. Page 314, line 24: delete that line.

14. Page 315, line 1: delete lines 1 and 2 and substitute:

"**SECTION 429n.** 20.505 (8) (hm) 18j. of the statutes is created to read:

20.505 **(8)** (hm) 18j. The amount transferred to s. 20.445 (7) (kd) shall be the amount in the schedule under s. 20.445 (7) (kd).".

15. Page 335, line 23: delete that line.

16. Page 401, line 4: delete lines 4 to 25.

17. Page 402, line 1: delete lines 1 and 2 and substitute:

720

"**SECTION 714g.** 38.40 (title) of the statutes is repealed.

720ga

SECTION 715g. 38.40 (1) of the statutes is repealed.

720 gb

SECTION 716g. 38.40 (1m) (intro.) of the statutes is repealed.

720 c

SECTION 717g. 38.40 (1m) (b) of the statutes is renumbered 106.13 (1) (b).

720 d

SECTION 718g. 38.40 (1m) (c) of the statutes is renumbered 106.13 (1) (c).

720 e

SECTION 719g. 38.40 (2) of the statutes is repealed.

f

SECTION 720g. 38.40 (2m) of the statutes is repealed.

no changes here

SECTION 721g. 38.40 (4m) (title) of the statutes is repealed.

SECTION 722g. 38.40 (4m) (a) of the statutes is renumbered 106.13 (4m) (a) and amended to read:

106.13 **(4m)** (a) The board may approve an innovative school–to–work program provided by a nonprofit organization for children at risk, as defined in s. 118.153 (1) (a), in a county having a population of 500,000 or more to assist those children at risk in acquiring employability skills and occupational–specific competencies before leaving high school. If the board approves a program under this paragraph, the board may award a grant, from the appropriation under s. ~~20.292 (1)~~ 20.445 (7) (ef), to the nonprofit organization providing the program and the nonprofit organization shall use the funds received under the grant to provide the program.

SECTION 723g. 38.40 (4m) (b) of the statutes is renumbered 106.13 (4m) (b).

SECTION 724g. 38.40 (5) of the statutes is repealed.".

18. Page 751, line 3: delete lines 3 to 24.

19. Page 752, line 1: delete lines 1 to 25.

20. Page 753, line 1: delete lines 1 to 25.

21. Page 754, line 1: delete lines 1 to 14 and substitute:

"**SECTION 1835h.** 106.12 (2) of the statutes is amended to read:

106.12 **(2)** EMPLOYMENT AND EDUCATION PROGRAM ADMINISTRATION. The board shall plan, coordinate, administer, and implement the youth apprenticeship ~~program~~, school–to–work, and work–based learning programs under s. 106.13 (1) and such other employment and education programs as the governor may by executive order assign to the board. Notwithstanding any limitations placed on the use of state employment and education funds under this section or s. 106.13 or under an executive order assigning an employment and education program to the board, the board may issue a general or special order waiving any of those limitations on finding that the waiver will promote the coordination of employment and education services.

SECTION 1836g. 106.13 (1) of the statutes is renumbered 106.13 (1) (intro.) and amended to read:

106.13 **(1)** (intro.) The ~~department~~ board shall provide ~~a~~ all of the following programs:

(a) A youth apprenticeship program that includes the grant programs under subs. (3m) and (4).

SECTION 1837g. 106.13 (2) of the statutes is amended to read:

106.13 **(2)** The council on workforce investment established under 29 USC 2821, the technical college system board, and the department of public instruction

shall assist the board in providing the youth apprenticeship program, the school–to–work program, and the work–based learning program under sub. (1).

SECTION 1838g. 106.13 (2m) of the statutes is amended to read:

106.13 **(2m)** The board shall approve occupations and maintain a list of approved occupations for the youth apprenticeship program and shall approve statewide skill standards for the school–to–work program. From the appropriation under s. 20.445 ~~(1)~~ (7) (a), the board shall develop curricula for youth apprenticeship programs for occupations approved under this subsection.

SECTION 1839h. 106.13 (3m) (b) (intro.) of the statutes is amended to read:

106.13 **(3m)** (b) (intro.) From the appropriation under s. 20.445 ~~(1) (e)~~ (7) (b), the board shall award grants to applying local partnerships for the implementation and coordination of local youth apprenticeship programs. A local partnership shall include in its grant application the identity of each public agency, nonprofit organization, individual, and other person who is a participant in the local partnership, a plan to accomplish the implementation and coordination activities specified in subds. 1. to 6., and the identity of a fiscal agent who shall be responsible for receiving, managing, and accounting for the grant moneys received under this paragraph. Subject to par. (c), a local partnership that is awarded a grant under this paragraph may use the grant moneys awarded for any of the following implementation and coordination activities:".

22. Page 764, line 11: after that line insert:

"**SECTION 1880b.** 118.13 (1m) of the statutes is created to read:

118.13 **(1m)** No person who wishes to attend a private school under s. 119.23 may be denied admission to that school and no pupil who is attending a private school

under s. 119.23 may be denied participation in, be denied the benefits of, or be discriminated against in any curricular, extracurricular, pupil services, recreational, or other program or activity of that school because of the person's sex, race, religion, national origin, ancestry, creed, pregnancy, marital or parental status, sexual orientation, or physical, mental, emotional, or learning disability.

SECTION 1880f. 118.13 (2) (am) of the statutes is created to read:

118.13 **(2)** (am) Each private school participating in the program under s. 119.23 shall develop written policies and procedures to implement this section and submit them to the state superintendent. The policies and procedures shall provide for receiving and investigating complaints regarding possible violations of this section, for making determinations as to whether this section has been violated, and for ensuring compliance with this section.

SECTION 1880k. 118.13 (2) (b) of the statutes is amended to read:

118.13 **(2)** (b) Any person who receives a negative determination under par. (a) or (am) may appeal the determination to the state superintendent.

SECTION 1880n. 118.13 (3) (a) 3. of the statutes is amended to read:

118.13 **(3)** (a) 3. Include in the department's biennial report under s. 15.04 (1) (d) information on the ~~status of school district~~ compliance of school districts and private schools with this section and ~~school district~~ the progress made toward providing reasonable equality of educational opportunity for all pupils in this state.

SECTION 1880s. 118.13 (3) (b) 1. of the statutes is amended to read:

118.13 **(3)** (b) 1. Periodically review school district and private school programs, activities, and services to determine whether the school boards and private schools are complying with this section.

SECTION 1880w. 118.13 (3) (b) 2. of the statutes is amended to read:

118.13 **(3)** (b) 2. Assist school boards and private schools to comply with this section by providing information and technical assistance upon request.

SECTION 1880y. 118.13 (4) of the statutes is amended to read:

118.13 **(4)** Any public school or private school official, employee, or teacher who intentionally engages in conduct which discriminates against a person or causes a person to be denied rights, benefits or privileges, in violation of sub. (1) or (1m), may be required to forfeit not more than $1,000.".

23. Page 764, line 19: after that line insert:

"**SECTION 1882b.** 118.165 (1) (c) of the statutes is renumbered 118.165 (1) (c) 1. and amended to read:

118.165 **(1)** (c) 1. ~~The~~ Except as provided in subd. 2., the program provides at least 875 hours of instruction each school year.

SECTION 1882d. 118.165 (1) (c) 2. of the statutes is created to read:

118.165 **(1)** (c) 2. If the program offers kindergarten, it provides at least 437 hours of instruction in kindergarten each school year.

SECTION 1882f. 118.30 (1g) (a) 1. of the statutes is amended to read:

118.30 **(1g)** (a) 1. By August 1, 1998, each school board shall adopt pupil academic standards in mathematics, science, reading and writing, geography, and history. ~~If the governor has issued~~ The school board may adopt the pupil academic standards issued by the governor as ~~an~~ executive order ~~under s. 14.23, the school board may adopt those standards~~ no. 326, dated January 13, 1998.

92

SECTION 1880h. 118.30 (1g) (a) 3. of the statutes is created to read:

118.30 **(1g)** (a) 3. The governing body of each private school participating in the program under s. 119.23 shall adopt pupil academic standards in mathematics,

science, reading and writing, geography, and history. The governing body of the private school may adopt the pupil academic standards issued by the governor as executive order no. 326, dated January 13, 1998.

SECTION 1880j. 118.30 (1g) (c) of the statutes is amended to read:

118.30 **(1g)** (c) Each school board operating elementary grades ~~and~~, each operator of a charter school under s. 118.40 (2r) that operates elementary grades, and the governing body of each private school participating in the program under s. 119.23 that operates elementary grades may develop or adopt its own examination designed to measure pupil attainment of knowledge and concepts in the 4th grade and may develop or adopt its own examination designed to measure pupil attainment of knowledge and concepts in the 8th grade. If the school board ~~or~~, operator of the charter school, or governing body of the private school develops or adopts an examination under this paragraph, it shall notify the department.

SECTION 1880L. 118.30 (1s) of the statutes is created to read:

118.30 **(1s)** Annually, the governing body of each private school participating in the program under s. 119.23 shall do all of the following:

(a) 1. Except as provided in sub. (6), administer the 4th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 4th grade in the private school under s. 119.23.

2. If the governing body of the private school has developed or adopted its own 4th grade examination, administer that examination to all pupils attending the 4th grade in the private school under s. 119.23.

(am) 1. Except as provided in sub. (6), administer the 8th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 8th grade in the private school under s. 119.23.

2. If the governing body of the private school has developed or adopted its own 8th grade examination, administer that examination to all pupils attending the 8th grade in the private school under s. 119.23.

(b) Administer the 10th grade examination to all pupils attending the 10th grade in the private school under s. 119.23.

SECTION 1880n. 118.30 (2) (b) 1. and 2. of the statutes are amended to read:

118.30 **(2)** (b) 1. If a pupil is enrolled in a special education program under subch. V of ch. 115, the school board ~~or~~, operator of the charter school under s. 118.40 (2r), or governing body of the private school participating in the program under s. 119.23 shall comply with s. 115.77 (1m) (bg).

2. According to criteria established by the state superintendent by rule, the school board ~~or~~, operator of the charter school under s. 118.40 (2r), or governing body of the private school participating in the program under s. 119.23 may determine not to administer an examination under this section to a limited–English speaking pupil, as defined under s. 115.955 (7), may permit the pupil to be examined in his or her native language or may modify the format and administration of an examination for such pupils.

SECTION 1880p. 118.30 (2) (b) 5. of the statutes is created to read:

118.30 **(2)** (b) 5. Upon the request of a pupil's parent or guardian, the governing body of a private school participating in the program under s. 119.23 shall excuse the pupil from taking an examination administered under sub. (1s).

SECTION 1880r. 118.30 (6) of the statutes is amended to read:

118.30 **(6)** A school board ~~and~~, an operator of a charter school under s. 118.40 (2r), and the governing body of a private school participating in the program under s. 119.23 is not required to administer the 4th and 8th grade examinations adopted

or approved by the state superintendent under sub. (1) if the school board ~~or~~, the operator of the charter school, or the governing body of the private school administers its own 4th and 8th grade examinations, the school board ~~or~~, operator of the charter school, or governing body of the private school provides the state superintendent with statistical correlations of those examinations with the examinations adopted or approved by the state superintendent under sub. (1), and the federal department of education approves.

SECTION 1880s. 118.33 (1) (f) 2m. of the statutes is created to read:

118.33 **(1)** (f) 2m. The governing body of each private school participating in the program under s. 119.23 shall develop a policy specifying criteria for granting a high school diploma to pupils attending the private school under s. 119.23. The criteria shall include the pupil's academic performance and the recommendations of teachers.

SECTION 1880t. 118.33 (1) (f) 3. of the statutes is amended to read:

118.33 **(1)** (f) 3. Beginning on September 1, 2005, neither a school board nor an operator of a charter school under s. 118.40 (2r) may grant a high school diploma to any pupil unless the pupil has satisfied the criteria specified in the school board's or charter school's policy under subd. 1. or 2. Beginning on September 1, 2007, the governing body of a private school participating in the program under s. 119.23 may not grant a high school diploma to any pupil attending the private school under s. 119.23 unless the pupil has satisfied the criteria specified in the governing body's policy under subd. 2m.

SECTION 1880u. 118.33 (6) (c) of the statutes is created to read:

118.33 **(6)** (c) 1. The governing body of each private school participating in the program under s. 119.23 shall adopt a written policy specifying criteria for promoting

a pupil who is attending the private school under s. 119.23 from the 4th grade to the 5th grade and from the 8th grade to the 9th grade. The criteria shall include the pupil's score on the examination administered under s. 118.30 (1s) (a) or (am), unless the pupil has been excused from taking the examination under s. 118.30 (2) (b); the pupil's academic performance; the recommendations of teachers, which shall be based solely on the pupil's academic performance; and any other academic criteria specified by the governing body of the private school.

2. Beginning on September 1, 2007, the governing body of a private school participating in the program under s. 119.23 may not promote a 4th grade pupil who is attending the private school under s. 119.23 to the 5th grade, and may not promote an 8th grade pupil who is attending the private school under s. 119.23 to the 9th grade, unless the pupil satisfies the criteria for promotion specified in the governing body's policy under subd. 1.".

24. Page 766, line 2: delete "For" and substitute "~~For~~ Except as provided in sub. (8), for".

25. Page 767, line 23: after that line insert:

"**SECTION 1895u.** 119.23 (2) (b) of the statutes is renumbered 119.23 (2) (b) 1.

SECTION 1895um. 119.23 (2) (b) 2. of the statutes is created to read:

119.23 **(2)** (b) 2. No more than 65 percent of a private school's enrollment may consist of pupils attending the private school under this section.".

26. Page 768, line 4: after that line insert:

"**SECTION 1896c.** 119.23 (6m) of the statutes is created to read:

119.23 **(6m)** Each private school participating in the program under this section shall do all of the following:

1 (a) Provide to each person who applies to attend the private school all of the
2 following:
3 1. A list of the names, addresses, and telephone numbers of the members of the
4 private school's governing body and of the private school's shareholders, if any.
5 2. A notice stating whether the private school is an organization operated for
6 profit or not for profit. If the private school is a nonprofit organization, the private
7 school shall also provide the applicant with a copy of the certificate issued under
8 section 501 (c) (3) of the Internal Revenue Code verifying that the private school is
9 a nonprofit organization that is exempt from federal income tax.
10 3. A copy of the appeals process used if the private school rejects the applicant.
11 4. A statement that the private school agrees to permit public inspection and
12 copying of any record, as defined in s. 19.32 (2), of the private school to the same
13 extent as required of, and subject to the same terms and enforcement provisions that
14 apply to, an authority under subch. II of ch. 19.
15 5. A statement that the private school agrees to provide public access to
16 meetings of the governing body of the private school to the same extent as is required
17 of, and subject to the same terms and enforcement provisions that apply to, a
18 governmental body under subch. V of ch. 19.
19 6. A copy of the private school's policies and procedures on nondiscrimination
20 adopted under s. 118.13 (2) (am).
21 (b) Upon request by any person, provide the material specified in par. (a) and
22 the number of pupils enrolled in the private school in the previous school year, pupil
23 scores on standardized tests administered in the previous school year, and the
24 number of pupils who were expelled or who failed to graduate in the previous school
25 year.

1 **SECTION 1896e.** 119.23 (7) (a) (intro.) of the statutes is amended to read:

2 119.23 **(7)** (a) (intro.) Each private school participating in the program under
3 this section shall meet at least ~~one~~ 3 of the following standards and annually submit
4 to the department a report describing the school's status with respect to the 4th
5 standard:

6 **SECTION 1896g.** 119.23 (7) (b) of the statutes is created to read:

7 119.23 **(7)** (b) The governing body of each private school participating in the
8 program under this section shall do all of the following:

9 1. Permit public inspection and copying of any record, as defined in s. 19.32 (2),
10 of the private school to the same extent as is required of, and subject to the same
11 terms and enforcement provisions that apply to, an authority under subch. II of ch.
12 19.

13 2. Provide public access to its meetings to the same extent as is required of, and
14 subject to the same terms and enforcement provisions that apply to, a governmental
15 body under subch. V of ch. 19.

16 3. Administer to the pupils attending the 3rd grade in the private school under
17 this section a standardized reading test developed by the department.

18 **SECTION 1896i.** 119.23 (7) (c) of the statutes is renumbered 119.23 (7) (c) 1. and
19 amended to read:

20 119.23 **(7)** (c) 1. A private school may not require a pupil attending the private
21 school under this section to participate in any religious activity if the pupil's parent
22 or guardian submits to the pupil's teacher or the private school's principal a written
23 request that the pupil be exempt from ~~such activities~~ the activity. The private school
24 shall ensure that a pupil who is exempt from participating in a religious activity

1 under this subdivision is not present in the room in which the religious activity
2 occurs.

3 **SECTION 1896k.** 119.23 (7) (c) 2. to 4. of the statutes are created to read:

4 119.23 **(7)** (c) 2. Each private school participating in the program under this
5 section shall adopt a policy implementing subd. 1. and provide a copy of the policy
6 to each person who expresses an interest in attending the private school under this
7 section and annually to the department with the notice under sub. (2) (a) 3. The
8 private school shall include in the policy a list of the school activities that it has
9 determined are religious activities for the purpose of subd. 1. The list shall include
10 religious worship, religious instruction, and any school activity that the private
11 school has determined is sectarian, proselytizing, or religiously doctrinal in nature.

12 3. Each private school participating in the program under this section shall
13 provide a pupil who is exempt from one or more religious activities under subd. 1.
14 with a sufficient number of hours of instruction to meet the requirement under s.
15 118.165 (1) (c) and to enable the pupil to advance from grade to grade in the private
16 school.

17 4. The department shall promulgate rules to implement and administer this
18 subsection, including rules specifying the supervision required for pupils who are
19 exempt from religious activities under subd. 1.

20 **SECTION 1896m.** 119.23 (7m) of the statutes is created to read:

21 119.23 **(7m)** Upon the department's request, a private school that has notified
22 the department of its intent to participate, or that is participating, in the program
23 under this section shall demonstrate to the department's satisfaction that its
24 educational program meets all of the criteria under s. 118.165 (1). The department
25 may require the private school to submit documents for that purpose, including a

school calendar, a daily schedule indicating the school's hours of instruction, and evidence showing that the school's educational program provides a sequentially progressive curriculum of fundamental instruction in the subjects specified in s. 118.165 (1) (d).

SECTION 1896p. 119.23 (10) (a) 4. of the statutes is amended to read:

119.23 **(10)** (a) 4. Failed to meet at least ~~one~~ 3 of the standards under sub. (7) (a) by the date specified by department rule.".

27. Page 768, line 4: after that line insert:

"**SECTION 1896m.** 119.23 (4) (d) of the statutes is created to read:

119.23 **(4)** (d) Notwithstanding par. (b), the amount of the payment under par. (b) may not exceed the amount of the tuition and fees that the private school charges a pupil who is attending the school but not under this section.".

28. Page 770, line 11: after that line insert:

"**SECTION 1919f.** 121.91 (8) of the statutes is created to read:

121.91 **(8)** Beginning with the calculation of a school district's revenue limit for the 2006–07 school year, a school district's base revenue per member under s. 121.905 (3) (b) 1., a school district's revenue limit under sub. (2m), and the adjustment for declining enrollment under sub. (4) (f) shall be calculated as provided in those sections and with a 5–year rolling average of enrollment instead of a 3–year rolling average of enrollment. The result that provides a school district with the higher revenue limit is the one in effect.".

29. Page 773, line 9: after that line insert:

"**SECTION 1913g.** 121.905 (3) (b) 1. of the statutes is amended to read:

121.905 **(3)** (b) 1. Except as provided under subd. 2. and s. 121.91 (8), divide the result in par. (a) 1. by the sum of the average of the number of pupils enrolled in the 3 previous school years and the number of pupils enrolled who were school district residents and solely enrolled in a special education program provided by a county children with disabilities education board program in the previous school year.".

30. Page 773, line 11: delete "(3) and (4)" and substitute "(3) ~~and~~ (4), and (8)".

31. Page 773, line 16: delete "(3) and (4)" and substitute "(3), (4), and (8)".

32. Page 774, line 2: delete "(3) and (4)" and substitute "(3), (4), and (8)".

33. Page 774, line 17: delete lines 17 to 23.

34. Page 823, line 16: delete that line.

35. Page 992, line 10: delete lines 10 to 20.

36. Page 1008, line 15: delete lines 15 to 25.

37. Page 1009, line 1: delete lines 1 to 25.

38. Page 1010, line 1: delete lines 1 to 25.

39. Page 1011, line 1: delete lines 1 to 24.

40. Page 1012, line 1: delete lines 1 to 6.

41. Page 1026, line 8: delete lines 8 to 11.

42. Page 1035, line 9: after that line insert:

"(a) The treatment of section 119.23 (2)".

43. Page 1035, line 9: delete "The treatment of section 119.23 (2)".

44. Page 1035, line 11: after that line insert:

(5) MILWAUKEE PRIVATE Private School PROGRAM.

"(b) The treatment of section 119.23 (4) (d) of the statutes first applies to payments made in the 2005–06 school year.".

45. Page 1036, line 2: after that line insert:

"(12gr)

(a) The renumbering of section 119.23 (2) (b) of the statutes; the renumbering and amendment of sections 118.165 (1) (c) and 119.23 (7) (c) of the statutes; the amendment of sections 118.13 (2) (b), 118.13 (3) (a) 3., 118.13 (3) (b) 1., 118.13 (3) (b) 2., 118.13 (4), 118.30 (1g) (a) 1., 118.30 (1g) (c), 118.30 (2) (b) 1. and 2., 118.30 (6), 118.33 (1) (f) 3., 119.23 (7) (a) (intro.) and 119.23 (10) (a) 4. of the statutes; and the creation of sections 118.13 (1m), 118.13 (2) (am), 118.165 (1) (c) 2., 118.30 (1g) (a) 3., 118.30 (1s), 118.30 (2) (b) 5., 118.33 (1) (f) 2m., 118.33 (6) (c), 119.23 (2) (b) 2., 119.23 (6m), 119.23 (7) (b), 119.23 (7) (c) 2. to 4. and 119.23 (7m) of the statutes first apply to private schools participating in the program under section 119.23 of the statutes, and to pupils who attend a private school under section 119.23 of the statutes, in the 2006–07 school year.

(b) The treatment of sections 118.13 (1m) and 119.23 (6m) (a) and (7) (c) 2. to 4. of the statutes first applies to persons who apply to attend a private school under section 119.23 of the statutes in the 2006–07 school year.".

(END)

State of Wisconsin
2005 – 2006 LEGISLATURE

LRBb0603/P1
PG&GMM:kjf:pg

NOW

PRELIMINARY DRAFT – NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2005 ASSEMBLY BILL 100

At the locations indicated, amend the substitute amendment as follows:

1. Page 17, line 6: delete that line.

2. Page 17, line 25: delete that line.

3. Page 105, line 16: delete lines 16 and 17.

4. Page 106, line 5: delete that line.

5. Page 106, line 17: delete lines 17 and 18.

6. Page 106, line 21: delete lines 21 and 22.

7. Page 178, line 13: delete lines 13 to 15.

8. Page 184, line 20: after that line insert:

1 "(7) GOVERNOR'S WORK-BASED LEARNING BOARD

2	(a)	General program operations	GPR	A	597,300	597,300
3	(b)	Local youth apprenticeship grants	GPR	B	1,100,000	1,100,000
4	(ef)	School–to–work programs for children				
5		at risk	GPR	A	285,000	285,000
6	(em)	On–the–job training grants for				
7		employers	GPR	A	–0–	–0–
8	(ga)	Auxiliary services	PR	C	–0–	–0–
9	(kb)	Funds transferred from the technical				
10		college system board; school–to–work	PR–S	C	–0–	–0–
11	(kd)	Transfer of Indian gaming receipts;				
12		work–based learning programs	PR–S	A	600,000	600,000
13	(kx)	Interagency and intra–agency				
14		programs	PR–S	C	–0–	–0–
15	(m)	Federal funds	PR–F	C	–0–	–0–".

16 **9.** Page 263, line 5: after that line insert:

17 "**SECTION 217g.** 20.292 (1) (ef) of the statutes is renumbered 20.445 (7) (ef) and
18 amended to read:

19 20.445 **(7)** (ef) *School–to–work programs for children at risk.* The amounts in
20 the schedule for grants to nonprofit organizations under s. ~~38.40~~ 106.13 (4m).".

21 **10.** Page 263, line 14: delete lines 14 to 20 and substitute:

22 "**SECTION 221g.** 20.292 (1) (kd) of the statutes is renumbered 20.445 (7) (kd) and
23 amended to read:

20.445 **(7)** (kd) *Transfer of Indian gaming receipts; work–based learning programs.* The amounts in the schedule for work–based learning programs. All moneys transferred from the appropriation account under s. ~~20.143 (1) (kj)~~ 20.505 (8) (hm) 18j. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under s. ~~20.143 (1) (kj)~~ 20.505 (8) (hm) 18j.".

11. Page 295, line 5: after that line insert:

"**SECTION 333g.** 20.445 (1) (e) of the statutes is renumbered 20.445 (7) (b) and amended to read:

20.445 **(7)** (b) *Local youth apprenticeship grants.* ~~The~~ Biennially, the amounts in the schedule for local youth apprenticeship grants under s. 106.13 (3m).".

12. Page 299, line 8: delete lines 8 to 20 and substitute:

"**SECTION 351g.** 20.445 (7) (a) of the statutes is created to read:

20.445 **(7)** (a) *General program operations.* The amounts in the schedule for the general program operations of the governor's work–based learning board under s. 106.12.

SECTION 352g. 20.445 (7) (em) (title) of the statutes is amended to read:

20.445 **(7)** (em) (title) ~~*Youth apprenticeship*~~ *On–the–job training grants for employers.*".

13. Page 314, line 24: delete that line.

14. Page 315, line 1: delete lines 1 and 2 and substitute:

"**SECTION 429n.** 20.505 (8) (hm) 18j. of the statutes is created to read:

20.505 **(8)** (hm) 18j. The amount transferred to s. 20.445 (7) (kd) shall be the amount in the schedule under s. 20.445 (7) (kd).".

1 **15.** Page 335, line 23: delete that line.

2 **16.** Page 401, line 4: delete lines 4 to 25.

3 **17.** Page 402, line 1: delete lines 1 and 2 and substitute:

4 "**SECTION 714g.** 38.40 (title) of the statutes is repealed.

5 **SECTION 715g.** 38.40 (1) of the statutes is repealed.

6 **SECTION 716g.** 38.40 (1m) (intro.) of the statutes is repealed.

7 **SECTION 717g.** 38.40 (1m) (b) of the statutes is renumbered 106.13 (1) (b).

8 **SECTION 718g.** 38.40 (1m) (c) of the statutes is renumbered 106.13 (1) (c).

9 **SECTION 719g.** 38.40 (2) of the statutes is repealed.

10 **SECTION 720g.** 38.40 (2m) of the statutes is repealed.

11 **SECTION 721g.** 38.40 (4m) (title) of the statutes is repealed.

12 **SECTION 722g.** 38.40 (4m) (a) of the statutes is renumbered 106.13 (4m) (a) and
13 amended to read:

14 106.13 **(4m)** (a) The board may approve an innovative school–to–work program
15 provided by a nonprofit organization for children at risk, as defined in s. 118.153 (1)
16 (a), in a county having a population of 500,000 or more to assist those children at risk
17 in acquiring employability skills and occupational–specific competencies before
18 leaving high school. If the board approves a program under this paragraph, the
19 board may award a grant, from the appropriation under s. ~~20.292 (1)~~ 20.445 (7) (ef),
20 to the nonprofit organization providing the program and the nonprofit organization
21 shall use the funds received under the grant to provide the program.

22 **SECTION 723g.** 38.40 (4m) (b) of the statutes is renumbered 106.13 (4m) (b).

23 **SECTION 724g.** 38.40 (5) of the statutes is repealed.".

24 **18.** Page 751, line 3: delete lines 3 to 24.

1 **19.** Page 752, line 1: delete lines 1 to 25.

2 **20.** Page 753, line 1: delete lines 1 to 25.

3 **21.** Page 754, line 1: delete lines 1 to 14 and substitute:

4 "**SECTION 1835h.** 106.12 (2) of the statutes is amended to read:

5 106.12 **(2)** EMPLOYMENT AND EDUCATION PROGRAM ADMINISTRATION. The board
6 shall plan, coordinate, administer, and implement the youth apprenticeship
7 ~~program~~, school–to–work, and work–based learning programs under s. 106.13 (1)
8 and such other employment and education programs as the governor may by
9 executive order assign to the board. Notwithstanding any limitations placed on the
10 use of state employment and education funds under this section or s. 106.13 or under
11 an executive order assigning an employment and education program to the board,
12 the board may issue a general or special order waiving any of those limitations on
13 finding that the waiver will promote the coordination of employment and education
14 services.

15 **SECTION 1836g.** 106.13 (1) of the statutes is renumbered 106.13 (1) (intro.) and
16 amended to read:

17 106.13 **(1)** (intro.) The ~~department~~ board shall provide ~~a~~ all of the following
18 programs:

19 (a) A youth apprenticeship program that includes the grant programs under
20 subs. (3m) and (4).

21 **SECTION 1837g.** 106.13 (2) of the statutes is amended to read:

22 106.13 **(2)** The council on workforce investment established under 29 USC
23 2821, the technical college system board, and the department of public instruction

shall assist the board in providing the youth apprenticeship program, the school–to–work program, and the work–based learning program under sub. (1).

SECTION 1838g. 106.13 (2m) of the statutes is amended to read:

106.13 **(2m)** The board shall approve occupations and maintain a list of approved occupations for the youth apprenticeship program and shall approve statewide skill standards for the school–to–work program. From the appropriation under s. 20.445 ~~(1)~~ (7) (a), the board shall develop curricula for youth apprenticeship programs for occupations approved under this subsection.

SECTION 1839h. 106.13 (3m) (b) (intro.) of the statutes is amended to read:

106.13 **(3m)** (b) (intro.) From the appropriation under s. 20.445 ~~(1) (e)~~ (7) (b), the board shall award grants to applying local partnerships for the implementation and coordination of local youth apprenticeship programs. A local partnership shall include in its grant application the identity of each public agency, nonprofit organization, individual, and other person who is a participant in the local partnership, a plan to accomplish the implementation and coordination activities specified in subds. 1. to 6., and the identity of a fiscal agent who shall be responsible for receiving, managing, and accounting for the grant moneys received under this paragraph. Subject to par. (c), a local partnership that is awarded a grant under this paragraph may use the grant moneys awarded for any of the following implementation and coordination activities:".

22. Page 764, line 11: after that line insert:

"**SECTION 1880b.** 118.13 (1m) of the statutes is created to read:

118.13 **(1m)** No person who wishes to attend a private school under s. 119.23 may be denied admission to that school and no pupil who is attending a private school

1 under s. 119.23 may be denied participation in, be denied the benefits of, or be
2 discriminated against in any curricular, extracurricular, pupil services, recreational,
3 or other program or activity of that school because of the person's sex, race, religion,
4 national origin, ancestry, creed, pregnancy, marital or parental status, sexual
5 orientation, or physical, mental, emotional, or learning disability.

6 **SECTION 1880f.** 118.13 (2) (am) of the statutes is created to read:

7 118.13 **(2)** (am) Each private school participating in the program under s.
8 119.23 shall develop written policies and procedures to implement this section and
9 submit them to the state superintendent. The policies and procedures shall provide
10 for receiving and investigating complaints regarding possible violations of this
11 section, for making determinations as to whether this section has been violated, and
12 for ensuring compliance with this section.

13 **SECTION 1880k.** 118.13 (2) (b) of the statutes is amended to read:

14 118.13 **(2)** (b) Any person who receives a negative determination under par. (a)
15 or (am) may appeal the determination to the state superintendent.

16 **SECTION 1880n.** 118.13 (3) (a) 3. of the statutes is amended to read:

17 118.13 **(3)** (a) 3. Include in the department's biennial report under s. 15.04 (1)
18 (d) information on the ~~status of school district~~ compliance of school districts and
19 private schools with this section and ~~school district~~ the progress made toward
20 providing reasonable equality of educational opportunity for all pupils in this state.

21 **SECTION 1880s.** 118.13 (3) (b) 1. of the statutes is amended to read:

22 118.13 **(3)** (b) 1. Periodically review school district and private school programs,
23 activities, and services to determine whether the school boards and private schools
24 are complying with this section.

25 **SECTION 1880w.** 118.13 (3) (b) 2. of the statutes is amended to read:

118.13 **(3)** (b) 2. Assist school boards and private schools to comply with this section by providing information and technical assistance upon request.

SECTION 1880y. 118.13 (4) of the statutes is amended to read:

118.13 **(4)** Any public school or private school official, employee, or teacher who intentionally engages in conduct which discriminates against a person or causes a person to be denied rights, benefits or privileges, in violation of sub. (1) or (1m), may be required to forfeit not more than $1,000.".

23. Page 764, line 19: after that line insert:

"**SECTION 1882b.** 118.165 (1) (c) of the statutes is renumbered 118.165 (1) (c) 1. and amended to read:

118.165 **(1)** (c) 1. ~~The~~ Except as provided in subd. 2., the program provides at least 875 hours of instruction each school year.

SECTION 1882d. 118.165 (1) (c) 2. of the statutes is created to read:

118.165 **(1)** (c) 2. If the program offers kindergarten, it provides at least 437 hours of instruction in kindergarten each school year.

SECTION 1882f. 118.30 (1g) (a) 1. of the statutes is amended to read:

118.30 **(1g)** (a) 1. By August 1, 1998, each school board shall adopt pupil academic standards in mathematics, science, reading and writing, geography, and history. ~~If the governor has issued~~ The school board may adopt the pupil academic standards issued by the governor as ~~an~~ executive order ~~under s. 14.23, the school board may adopt those standards~~ no. 326, dated January 13, 1998.

SECTION 1882h. 118.30 (1g) (a) 3. of the statutes is created to read:

118.30 **(1g)** (a) 3. The governing body of each private school participating in the program under s. 119.23 shall adopt pupil academic standards in mathematics,

science, reading and writing, geography, and history. The governing body of the private school may adopt the pupil academic standards issued by the governor as executive order no. 326, dated January 13, 1998.

SECTION 1882j. 118.30 (1g) (c) of the statutes is amended to read:

118.30 **(1g)** (c) Each school board operating elementary grades ~~and~~, each operator of a charter school under s. 118.40 (2r) that operates elementary grades, and the governing body of each private school participating in the program under s. 119.23 that operates elementary grades may develop or adopt its own examination designed to measure pupil attainment of knowledge and concepts in the 4th grade and may develop or adopt its own examination designed to measure pupil attainment of knowledge and concepts in the 8th grade. If the school board ~~or~~, operator of the charter school, or governing body of the private school develops or adopts an examination under this paragraph, it shall notify the department.

SECTION 1882L. 118.30 (1s) of the statutes is created to read:

118.30 **(1s)** Annually, the governing body of each private school participating in the program under s. 119.23 shall do all of the following:

(a) 1. Except as provided in sub. (6), administer the 4th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 4th grade in the private school under s. 119.23.

2. If the governing body of the private school has developed or adopted its own 4th grade examination, administer that examination to all pupils attending the 4th grade in the private school under s. 119.23.

(am) 1. Except as provided in sub. (6), administer the 8th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 8th grade in the private school under s. 119.23.

2. If the governing body of the private school has developed or adopted its own 8th grade examination, administer that examination to all pupils attending the 8th grade in the private school under s. 119.23.

(b) Administer the 10th grade examination to all pupils attending the 10th grade in the private school under s. 119.23.

SECTION 1882n. 118.30 (2) (b) 1. and 2. of the statutes are amended to read:

118.30 **(2)** (b) 1. If a pupil is enrolled in a special education program under subch. V of ch. 115, the school board ~~or~~, operator of the charter school under s. 118.40 (2r), or governing body of the private school participating in the program under s. 119.23 shall comply with s. 115.77 (1m) (bg).

2. According to criteria established by the state superintendent by rule, the school board ~~or~~, operator of the charter school under s. 118.40 (2r), or governing body of the private school participating in the program under s. 119.23 may determine not to administer an examination under this section to a limited–English speaking pupil, as defined under s. 115.955 (7), may permit the pupil to be examined in his or her native language or may modify the format and administration of an examination for such pupils.

SECTION 1882p. 118.30 (2) (b) 5. of the statutes is created to read:

118.30 **(2)** (b) 5. Upon the request of a pupil's parent or guardian, the governing body of a private school participating in the program under s. 119.23 shall excuse the pupil from taking an examination administered under sub. (1s).

SECTION 1882r. 118.30 (6) of the statutes is amended to read:

118.30 **(6)** A school board ~~and~~, an operator of a charter school under s. 118.40 (2r), and the governing body of a private school participating in the program under s. 119.23 is not required to administer the 4th and 8th grade examinations adopted

1 or approved by the state superintendent under sub. (1) if the school board ~~or~~, the
2 operator of the charter school, or the governing body of the private school administers
3 its own 4th and 8th grade examinations, the school board ~~or~~, operator of the charter
4 school, or governing body of the private school provides the state superintendent
5 with statistical correlations of those examinations with the examinations adopted or
6 approved by the state superintendent under sub. (1), and the federal department of
7 education approves.

8 **SECTION 1882s.** 118.33 (1) (f) 2m. of the statutes is created to read:

9 118.33 **(1)** (f) 2m. The governing body of each private school participating in the
10 program under s. 119.23 shall develop a policy specifying criteria for granting a high
11 school diploma to pupils attending the private school under s. 119.23. The criteria
12 shall include the pupil's academic performance and the recommendations of
13 teachers.

14 **SECTION 1882t.** 118.33 (1) (f) 3. of the statutes is amended to read:

15 118.33 **(1)** (f) 3. Beginning on September 1, 2005, neither a school board nor an
16 operator of a charter school under s. 118.40 (2r) may grant a high school diploma to
17 any pupil unless the pupil has satisfied the criteria specified in the school board's or
18 charter school's policy under subd. 1. or 2. Beginning on September 1, 2007, the
19 governing body of a private school participating in the program under s. 119.23 may
20 not grant a high school diploma to any pupil attending the private school under s.
21 119.23 unless the pupil has satisfied the criteria specified in the governing body's
22 policy under subd. 2m.

23 **SECTION 1882u.** 118.33 (6) (c) of the statutes is created to read:

24 118.33 **(6)** (c) 1. The governing body of each private school participating in the
25 program under s. 119.23 shall adopt a written policy specifying criteria for promoting

1 a pupil who is attending the private school under s. 119.23 from the 4th grade to the
2 5th grade and from the 8th grade to the 9th grade. The criteria shall include the
3 pupil's score on the examination administered under s. 118.30 (1s) (a) or (am), unless
4 the pupil has been excused from taking the examination under s. 118.30 (2) (b); the
5 pupil's academic performance; the recommendations of teachers, which shall be
6 based solely on the pupil's academic performance; and any other academic criteria
7 specified by the governing body of the private school.

8 2. Beginning on September 1, 2007, the governing body of a private school
9 participating in the program under s. 119.23 may not promote a 4th grade pupil who
10 is attending the private school under s. 119.23 to the 5th grade, and may not promote
11 an 8th grade pupil who is attending the private school under s. 119.23 to the 9th
12 grade, unless the pupil satisfies the criteria for promotion specified in the governing
13 body's policy under subd. 1.".

14 **24.** Page 766, line 2: delete "For" and substitute "~~For~~ Except as provided in
15 sub. (8), for".

16 **25.** Page 767, line 23: after that line insert:

17 "**SECTION 1895u.** 119.23 (2) (b) of the statutes is renumbered 119.23 (2) (b) 1.

18 **SECTION 1895um.** 119.23 (2) (b) 2. of the statutes is created to read:

19 119.23 **(2)** (b) 2. No more than 65 percent of a private school's enrollment may
20 consist of pupils attending the private school under this section.".

21 **26.** Page 768, line 4: after that line insert:

22 "**SECTION 1896c.** 119.23 (6m) of the statutes is created to read:

23 119.23 **(6m)** Each private school participating in the program under this
24 section shall do all of the following:

1 (a) Provide to each person who applies to attend the private school all of the
2 following:
3 1. A list of the names, addresses, and telephone numbers of the members of the
4 private school's governing body and of the private school's shareholders, if any.
5 2. A notice stating whether the private school is an organization operated for
6 profit or not for profit. If the private school is a nonprofit organization, the private
7 school shall also provide the applicant with a copy of the certificate issued under
8 section 501 (c) (3) of the Internal Revenue Code verifying that the private school is
9 a nonprofit organization that is exempt from federal income tax.
10 3. A copy of the appeals process used if the private school rejects the applicant.
11 4. A statement that the private school agrees to permit public inspection and
12 copying of any record, as defined in s. 19.32 (2), of the private school to the same
13 extent as required of, and subject to the same terms and enforcement provisions that
14 apply to, an authority under subch. II of ch. 19.
15 5. A statement that the private school agrees to provide public access to
16 meetings of the governing body of the private school to the same extent as is required
17 of, and subject to the same terms and enforcement provisions that apply to, a
18 governmental body under subch. V of ch. 19.
19 6. A copy of the private school's policies and procedures on nondiscrimination
20 adopted under s. 118.13 (2) (am).
21 (b) Upon request by any person, provide the material specified in par. (a) and
22 the number of pupils enrolled in the private school in the previous school year, pupil
23 scores on standardized tests administered in the previous school year, and the
24 number of pupils who were expelled or who failed to graduate in the previous school
25 year.

1 **SECTION 1896e.** 119.23 (7) (a) (intro.) of the statutes is amended to read:

2 119.23 **(7)** (a) (intro.) Each private school participating in the program under
3 this section shall meet at least ~~one~~ 3 of the following standards and annually submit
4 to the department a report describing the school's status with respect to the 4th
5 standard:

6 **SECTION 1896g.** 119.23 (7) (b) of the statutes is created to read:

7 119.23 **(7)** (b) The governing body of each private school participating in the
8 program under this section shall do all of the following:

9 1. Permit public inspection and copying of any record, as defined in s. 19.32 (2),
10 of the private school to the same extent as is required of, and subject to the same
11 terms and enforcement provisions that apply to, an authority under subch. II of ch.
12 19.

13 2. Provide public access to its meetings to the same extent as is required of, and
14 subject to the same terms and enforcement provisions that apply to, a governmental
15 body under subch. V of ch. 19.

16 3. Administer to the pupils attending the 3rd grade in the private school under
17 this section a standardized reading test developed by the department.

18 **SECTION 1896i.** 119.23 (7) (c) of the statutes is renumbered 119.23 (7) (c) 1. and
19 amended to read:

20 119.23 **(7)** (c) 1. A private school may not require a pupil attending the private
21 school under this section to participate in any religious activity if the pupil's parent
22 or guardian submits to the pupil's teacher or the private school's principal a written
23 request that the pupil be exempt from ~~such activities~~ the activity. The private school
24 shall ensure that a pupil who is exempt from participating in a religious activity

1 under this subdivision is not present in the room in which the religious activity
2 occurs.

3 **SECTION 1896k.** 119.23 (7) (c) 2. to 4. of the statutes are created to read:

4 119.23 **(7)** (c) 2. Each private school participating in the program under this
5 section shall adopt a policy implementing subd. 1. and provide a copy of the policy
6 to each person who expresses an interest in attending the private school under this
7 section and annually to the department with the notice under sub. (2) (a) 3. The
8 private school shall include in the policy a list of the school activities that it has
9 determined are religious activities for the purpose of subd. 1. The list shall include
10 religious worship, religious instruction, and any school activity that the private
11 school has determined is sectarian, proselytizing, or religiously doctrinal in nature.

12 3. Each private school participating in the program under this section shall
13 provide a pupil who is exempt from one or more religious activities under subd. 1.
14 with a sufficient number of hours of instruction to meet the requirement under s.
15 118.165 (1) (c) and to enable the pupil to advance from grade to grade in the private
16 school.

17 4. The department shall promulgate rules to implement and administer this
18 subsection, including rules specifying the supervision required for pupils who are
19 exempt from religious activities under subd. 1.

20 **SECTION 1896m.** 119.23 (7m) of the statutes is created to read:

21 119.23 **(7m)** Upon the department's request, a private school that has notified
22 the department of its intent to participate, or that is participating, in the program
23 under this section shall demonstrate to the department's satisfaction that its
24 educational program meets all of the criteria under s. 118.165 (1). The department
25 may require the private school to submit documents for that purpose, including a

1 school calendar, a daily schedule indicating the school's hours of instruction, and
2 evidence showing that the school's educational program provides a sequentially
3 progressive curriculum of fundamental instruction in the subjects specified in s.
4 118.165 (1) (d).

5 **SECTION 1896p.** 119.23 (10) (a) 4. of the statutes is amended to read:

6 119.23 **(10)** (a) 4. Failed to meet at least ~~one~~ 3 of the standards under sub. (7)
7 (a) by the date specified by department rule.".

8 **27.** Page 768, line 4: after that line insert:

9 "**SECTION 1896q.** 119.23 (4) (d) of the statutes is created to read:

10 119.23 **(4)** (d) Notwithstanding par. (b), the amount of the payment under par.
11 (b) may not exceed the amount of the tuition and fees that the private school charges
12 a pupil who is attending the school but not under this section.".

13 **28.** Page 776, line 11: after that line insert:

14 "**SECTION 1919f.** 121.91 (8) of the statutes is created to read:

15 121.91 **(8)** Beginning with the calculation of a school district's revenue limit for
16 the 2006–07 school year, a school district's base revenue per member under s. 121.905
17 (3) (b) 1., a school district's revenue limit under sub. (2m), and the adjustment for
18 declining enrollment under sub. (4) (f) shall be calculated as provided in those
19 sections and with a 5–year rolling average of enrollment instead of a 3–year rolling
20 average of enrollment. The result that provides a school district with the higher
21 revenue limit is the one in effect.".

22 **29.** Page 773, line 9: after that line insert:

23 "**SECTION 1913g.** 121.905 (3) (b) 1. of the statutes is amended to read:

121.905 **(3)** (b) 1. Except as provided under subd. 2. and s. 121.91 (8), divide the result in par. (a) 1. by the sum of the average of the number of pupils enrolled in the 3 previous school years and the number of pupils enrolled who were school district residents and solely enrolled in a special education program provided by a county children with disabilities education board program in the previous school year.".

30. Page 773, line 11: delete "(3) and (4)" and substitute "(3) ~~and~~ (4), and (8)".

31. Page 773, line 16: delete "(3) and (4)" and substitute "(3), (4), and (8)".

32. Page 774, line 2: delete "(3) and (4)" and substitute "(3), (4), and (8)".

33. Page 774, line 17: delete lines 17 to 23.

34. Page 823, line 16: delete that line.

35. Page 992, line 10: delete lines 10 to 20.

36. Page 1008, line 15: delete lines 15 to 25.

37. Page 1009, line 1: delete lines 1 to 25.

38. Page 1010, line 1: delete lines 1 to 25.

39. Page 1011, line 1: delete lines 1 to 24.

40. Page 1012, line 1: delete lines 1 to 6.

41. Page 1026, line 8: delete lines 8 to 11.

42. Page 1035, line 9: after that line insert:

"(a) The treatment of section 119.23 (2)".

43. Page 1035, line 9: delete "The treatment of section 119.23 (2)".

44. Page 1035, line 11: after that line insert:

1 "(b) The treatment of section 119.23 (4) (d) of the statutes first applies to
2 payments made in the 2005–06 school year.".

3 **45.** Page 1036, line 2: after that line insert:

4 "(12gr) MILWAUKEE PRIVATE SCHOOL PROGRAM.

5 (a) The renumbering of section 119.23 (2) (b) of the statutes; the renumbering
6 and amendment of sections 118.165 (1) (c) and 119.23 (7) (c) of the statutes; the
7 amendment of sections 118.13 (2) (b), 118.13 (3) (a) 3., 118.13 (3) (b) 1., 118.13 (3) (b)
8 2., 118.13 (4), 118.30 (1g) (a) 1., 118.30 (1g) (c), 118.30 (2) (b) 1. and 2., 118.30 (6),
9 118.33 (1) (f) 3., 119.23 (7) (a) (intro.) and 119.23 (10) (a) 4. of the statutes; and the
10 creation of sections 118.13 (1m), 118.13 (2) (am), 118.165 (1) (c) 2., 118.30 (1g) (a) 3.,
11 118.30 (1s), 118.30 (2) (b) 5., 118.33 (1) (f) 2m., 118.33 (6) (c), 119.23 (2) (b) 2., 119.23
12 (6m), 119.23 (7) (b), 119.23 (7) (c) 2. to 4. and 119.23 (7m) of the statutes first apply
13 to private schools participating in the program under section 119.23 of the statutes,
14 and to pupils who attend a private school under section 119.23 of the statutes, in the
15 2006–07 school year.

16 (b) The treatment of sections 118.13 (1m) and 119.23 (6m) (a) and (7) (c) 2. to
17 4. of the statutes first applies to persons who apply to attend a private school under
18 section 119.23 of the statutes in the 2006–07 school year.".

19 **(END)**