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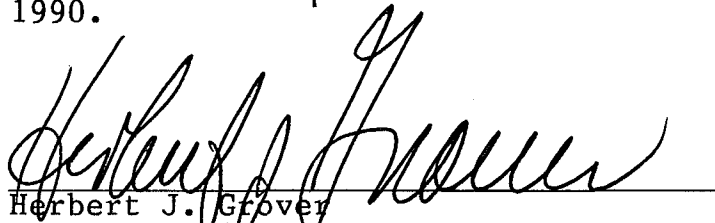
MAY 2 1990
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Revisor of Statutes
Bureau

STATE OF WISCONSIN)
DEPARTMENT OF PUBLIC INSTRUCTION) SS

I, State Superintendent of the Department of Public Instruction and custodian of the official records of said department, do hereby certify that the annexed rule relating to grants for learning assistance programs was duly approved and adopted by this Department on the first day of the month following publication in the Wisconsin Administrative Register.

I further certify that said copy has been compared by me with the original on file in this Department and the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I hereunto set my hand and affixed the official seal of the Department at General Executive Facility (GEF) 3, 125 South Webster Street, P.O. Box 7841, in the city of Madison, this 1st day of May, 1990.



Herbert J. Grover
State Superintendent
State Department of Public Instruction

7-1-90

**ORDER OF THE
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
CREATING RULES**

- 1 The state superintendent of public instruction hereby creates ch. PI 30, relating to
2 grants for learning assistance programs.

ANALYSIS BY THE DEPARTMENT OF PUBLIC INSTRUCTION

Statutory authority: ss. 115.363 (4) (b) 4 and 227.11 (2) (a), Stats.

Statute interpreted: s. 115.363, Stats.

1989 Wisconsin Act 31 created a learning assistance program under s. 115.363, Stats. The statute requires the state superintendent to make grants to school districts for programs to:

1. Coordinate educational and health and social services for pupils and their families.
2. Integrate early childhood education and child care.
3. Develop, implement or enhance programs for gifted and talented pupils.
4. Provide services to limited-English speaking pupils from Indo-Chinese language groups.

The proposed rules establish primary criteria for awarding grants in each of the 4 program areas, such as; innovative or exemplary programs, local commitment to continue the program, and involvement of parents and community representatives or agencies in the development of a proposal.

Secondary criteria include provisions for equitable distribution by size and location of school districts and over the 4 program areas and to encourage cooperation between and among school districts and cooperative education service agencies.

The rule also describes the types of activities which will be considered for funding under each program area.

Emergency rules were promulgated and effective September 18, 1989, to allow the state superintendent to make grant awards for the 1989-90 school year for services to limited English-speaking pupils from Indo-Chinese language groups. The emergency

rules are incorporated into the proposed permanent rules.

SECTION 1. Chapter PI 30 is created to read:

**CHAPTER PI 30
GRANTS FOR LEARNING ASSISTANCE PROGRAMS**

1 **PI 30.01 DEFINITIONS.** In this chapter:

2 (1) "Board" means school board as defined in s. 115.001 (7), Stats.

3 (2) "Human services agency" means a public agency which provides any or all of
4 the human services described in s. 46.23 (2) (a), Stats.

5 (3) "Learning assistance program" or "program" means the program operated
6 under s. 115.363, Stats., and this chapter.

7 (4) "Membership" has the meaning given in s. 121.004 (5), Stats.

8 (5) "State superintendent" means the state superintendent of public instruction
9 for the state of Wisconsin.

10 **PI 30.02 LEARNING ASSISTANCE PROGRAM.** (1) Under s. 115.363, Stats., a
11 board may apply to the state superintendent for a 2-year grant under the learning
12 assistance program to do one of the following:

13 (a) Coordinate educational and health and social services for pupils and their
14 families, as specified under s. 115.363 (1) (a), Stats., and s. PI 30.03.

15 (b) Integrate early childhood education and child care, as specified under s.
16 115.363 (1) (b), Stats., and s. PI 30.04.

17 (c) Develop, implement or enhance programs for gifted and talented pupils, as
18 specified under s. 115.363 (1) (c), Stats., and s. PI 30.05.

19 (d) Provide services to limited-English speaking pupils from Indo-Chinese
20 language groups, as specified under s. 115.363 (1) (d), Stats., and s. PI 30.06.

21 (2) Annually, the board of a school district which intends to apply for a grant
22 under the learning assistance program shall submit an application which contains all of

1 the following information:

2 (a) Evidence of the need for a grant.

3 (b) A description of how the program will coordinate the provision of educational
4 services.

5 (c) Identification of the resources and costs necessary to implement the program,
6 including the administrative costs associated with the program.

7 (d) A description of how teachers, administrators and parents will be involved in
8 the program.

9 (e) A description of how the effectiveness of the program will be evaluated,
10 including quantitative measures of how the program assisted the achievement of the
11 pupils.

12 (f) If the application was submitted at the request of a school principal, the
13 application shall include the letter or other written request by the principal to the
14 board to apply for a grant under the program.

15 (3) (a) The state superintendent shall review the applications submitted and shall
16 determine which of the programs eligible for funding will receive grants as specified
17 under s.115.363 (4) (a), Stats. The determination shall be based on the degree to which
18 the program meets a demonstrated need for a grant.

19 (b) The state superintendent shall give priority in awarding grants among
20 programs which meet all of the following criteria:

21 1. Are innovative or exemplary programs which may be used as a model for other
22 school districts.

23 2. Shows a local commitment to continue the programs beyond the grant period,
24 if it is appropriate to the project.

25 3. Shows involvement of parents and community representatives and agencies in
26 the development of the proposals and provides for ongoing involvement of an

1 advisory group.

2 (c) Secondary criteria in awarding grants shall, to the extent possible, include the
3 following:

4 1. The grants shall be distributed equally throughout the state.

5 2. The grants shall be awarded to school districts of varying sizes, as determined
6 by membership.

7 3. The amount of the appropriation remaining under s. 20.255 (2) (ez), Stats.,
8 after awards are made under s. 115.363 (6), Stats., and s. PI 30.06 (2) shall be equally
9 divided among the program areas in sub. (1) (a) to (c).

10 4. The grants shall be awarded to school districts which develop the proposals in
11 cooperation with other school districts or a cooperative education service agency.

12 (4) The state superintendent may require that a board modify its proposal or its
13 budget.

14 (5) No more than 5% of the grant may pay school district costs of administration
15 for the program.

16 (6) The board may not use the grant funds to supplant any funds which are
17 otherwise available for the program.

NOTE: Form PI 1802, Application for Learning Assistance Programs Grants, may
be obtained at no charge by writing to the Wisconsin Department of Public
Instruction, Bureau for School Improvement, P.O. Box 7841, Madison, WI 53707-
7841.

18 **PI 30.03 PROGRAMS WHICH COORDINATE EDUCATIONAL AND**
19 **HEALTH AND SOCIAL SERVICES FOR PUPILS AND THEIR FAMILIES.** (1) A grant
20 under s. 115.363 (1) (a), Stats., may be awarded to support a school district component
21 of a cooperative school and human services agency effort to promote school
22 achievement by addressing one or more of the following health and social problems

1 which may place at risk a pupil's satisfactory progress through school:

2 (a) School truancy or chronic absenteeism.

3 (b) Juvenile delinquency.

4 (c) Alcohol or other drug abuse by the pupil or the pupil's family.

5 (d) School-age parenthood.

6 (e) Mental illness due to multiple personal and family problems.

7 (f) Children in need of protective services.

8 (g) Other health or social factors or circumstances which may place at risk a

9 pupil's satisfactory progress through school.

10 (2) A program funded under this section shall meet the following requirements in
11 addition to the requirements in s. PI 30.02:

12 (a) To the extent possible, at least 50% of grant funds authorized under this
13 section shall be expended on projects for pupils in grades pre-kindergarten through 8.

14 (b) The application under s. PI 30.02 shall describe joint school and human
15 services agency activities and responsibilities.

16 (c) The program shall provide an innovative approach to improving school
17 achievement through the integration of supportive services.

18 (d) The application shall be approved and signed by the department of health and
19 social services in the county or counties in which the school district lies.

20 (3) Program components which may be funded under this section include the
21 following:

22 (a) Tutorial programs.

23 (b) Mentoring and role modeling activities.

24 (c) Case management.

25 (d) Staff inservice.

1 (e) Other services or activities approved by the state superintendent.

2 (4) Priority for funding under this section shall be given to projects that are
3 coordinated with existing programs for children at risk under s. 118.153, Stats., or
4 other programs that serve children who may experience personal or social problems
5 which place at risk their educational achievement or school success.

6 **PI 30.04 PROGRAMS TO INTEGRATE EARLY CHILDHOOD EDUCATION AND**
7 **CHILD CARE.** (1) A grant under s. 115.363 (1) (b), Stats., may be awarded to support
8 the planning, development, or implementation of one or more of the following:

9 (a) A program that integrates early education and child care, enabling a child to
10 receive a consistent and continuous program of education and care in a single facility
11 and with a single peer group.

12 (b) A program to provide school-sponsored child care services beyond the school
13 term and with or without an early education component.

14 (c) Other innovative programs related to early education and child care.

15 (2) A program funded under this section shall meet the following requirements in
16 addition to the requirements in s. PI 30.02:

17 (a) The child care component shall be a program licensed by the Wisconsin
18 department of health and social services.

19 (b) The educational component is developmentally appropriate and provided by a
20 teacher licensed through the Wisconsin department of public instruction under ch. PI 3.

21 (c) The application shall be co-signed by the department of health and social
22 services in the county or counties in which the school district lies.

23 (3) Program components which may be funded under this section include the
24 following:

25 (a) Creation of an extended kindergarten and child care program in school.

1 (b) Creation of a full-year program combining child care and early education
2 components.

3 (c) Establishment of an early childhood director position to coordinate early
4 childhood programs within or across school districts.

5 (d) Development of a program to prepare parents to serve as early
6 childhood program aides.

7 (e) Development of a model program for child care and early education using a
8 local area coordinating council of providers and users and coordinating existing
9 services and implementing needed services.

10 (f) Other related activities to design or implement innovative early education and
11 child care initiatives approved by the state superintendent.

12 **PI 30.05 PROGRAMS TO DEVELOP, IMPLEMENT OR ENHANCE PROGRAMS**
13 **FOR GIFTED AND TALENTED PUPILS.** (1) A grant under s. 115.363 (1) (c), Stats.,

14 may be awarded to support or enhance one or more of the following:

15 (a) Systematic and continuous educational programming for gifted and talented
16 pupils.

17 (b) Development of an exemplary program or demonstration program for gifted
18 and talented education.

19 (2) A program funded under this section shall be consistent with ss. 118.35 (1) and
20 121.02 (2) (t), Stats., and with school district long range plans for gifted and talented
21 education.

22 (3) Program components which may be funded under this section include the
23 following:

24 (a) Programs and services to meet the needs of under-served gifted and talented
25 pupils.

1 (b) Development of cooperative efforts with other school districts in areas such
2 as inservice training in gifted and talented education or coordination of shared
3 programs, work experiences or mentor programs for gifted and talented pupils.

4 (c) Provision of specific counseling and guidance services for gifted and talented
5 pupils and their parents.

6 (d) Provision of regular classroom differentiation, special programming beyond
7 the regular classroom, and individualized services for gifted and talented pupils.

8 (e) Other activities approved by the state superintendent.

9 **PI 30.06 PROGRAMS TO PROVIDE SERVICES TO LIMITED-ENGLISH SPEAKING**
10 **PUPILS FROM INDO-CHINESE LANGUAGE GROUPS.** (1) In this section:

11 (a) "Eligible district" means a school district with a membership of less than
12 12,000 in which more than 3.5% of the membership consists of limited-English speaking
13 pupils from Indo-Chinese language groups.

14 (b) "LES pupils" means limited-English speaking pupils from Indo-Chinese
15 language groups.

16 (2) Under s. 115.363 (6), Stats., \$434,000 of the amount allocated for the learning
17 assistance program shall be paid to eligible districts under this section. The main
18 purpose of the program under this section shall be to provide services to LES pupils as
19 specified in s. 115.363 (1) (d), Stats., although the program may include any of the
20 program elements described in s. 115.363 (1), Stats., which are intended to benefit LES
21 pupils.

22 (3) Each eligible district selected for funding under sub. (2) shall receive an
23 amount determined by multiplying the number of LES pupils in the eligible district by
24 a per pupil amount determined by the state superintendent, based on the total number
25 of LES pupils in all eligible districts selected for funding and the amount of the

1 appropriation. The count of LES pupils under s. 115.96 (1), Stats., taken in March of
2 the previous school year shall be used to determine the number of LES pupils in the
3 eligible district.

4 (4) Program components eligible for funding under this section include the
5 following:

6 (a) Transportation which is not eligible for transportation aid under ch. 115,
7 subch. IV, or ch. 121, Stats.

8 (b) Early childhood and extended-day kindergarten programs.

9 (c) Inservice training for teachers of LES pupils or for regular classroom teachers
10 to assist them to serve LES pupils, including paying for substitute teachers to enable
11 school district teachers to attend the inservice training.

12 (d) Parent training, parent involvement activities, school and home partnership
13 activities.

14 (e) Rental of facilities.

15 (f) Summer programming.

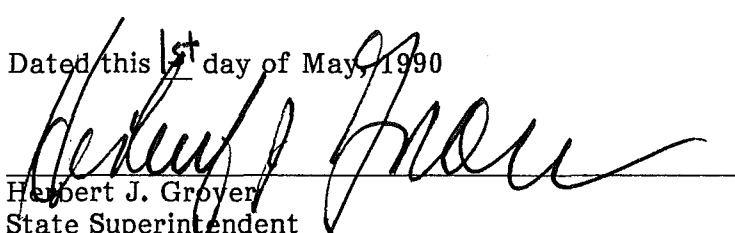
16 (g) Community awareness, education and involvement.

17 (h) Other activities approved by the state superintendent.

18 (5) In meeting the requirement under s. PI 30.02(6), the board may not use a grant
19 under this section to pay any costs related to a bilingual and bicultural education pro-
20 gram which are reimbursable under s. 115.995, Stats.

The rules contained in this order shall take effect upon publication in the
Wisconsin Administrative Register, as provided in s. 227.22 (2) (intro.), Stats.

Dated this 1st day of May, 1990


Herbert J. Grover
State Superintendent