



**ASSEMBLY AMENDMENT 16,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1995 ASSEMBLY BILL 150**

June 20, 1995 – Offered by Representatives R. POTTER, GROBSCHMIDT, R. YOUNG and
TURNER.

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

2 **1.** Page 1375, line 12: after “petition.” insert: “At least one week before the
3 public hearing, the school board shall publish a class 1 notice, under ch. 985, of the
4 public hearing.”

5 **2.** Page 1375, line 14: after that line insert:

6 “**SECTION 3985i.** 118.40 (2) (am) of the statutes is created to read:

7 118.40 (2) (am) 1. If the school board adopts a resolution under par. (a), the
8 school board may call for a referendum for the purposes of submitting the resolution
9 to the electors of the school district for approval or rejection under sub. (3g).

10 2. If the school board adopts a resolution under par. (a) and, within 30 days after
11 the adoption of the resolution, a petition is filed with the school district clerk for a
12 referendum on the resolution signed by at least 7,500 electors of the school district
13 or 20% of the school district electors, whichever is less, the school board shall call for
a referendum for the purpose of submitting the resolution to the electors of the school
district for approval or rejection under sub. (3g).

1 3. If the school board adopts a resolution under par. (a) and neither subd. 1. nor
2 subd. 2. apply, or the resolution under sub. (3g) is approved by a majority of the school
3 district electors voting at a referendum under sub. (3g), the school board may grant
4 the petition under par. (a) or may on its own initiative contract with an individual
5 or group to operate a school as a charter school under sub. (2m).

6 4. This paragraph does not apply to a resolution to establish a charter school
7 adopted by the school board of the school district operating under ch.119.”.

8 **3.** Page 1376, line 4: delete lines 4 to 7 and substitute:

9 “118.40 **(2m)** (a) ~~If a school board has received approval under sub. (1), the A~~
10 ~~school board may on its own initiative contract with an individual or group to operate~~
11 ~~a school as a charter school. The~~ adopt a resolution to establish a charter school.
12 If the school board adopts a resolution, sub. (2) (am) applies. If the school board
13 contracts with an individual or group to operate a charter school, the contract shall
14 include all of the provisions specified under sub. (1m) (b) and may include other
15 provisions agreed to by the parties.”.

16 **4.** Page 1376, line 20: after that line insert:

17 “**SECTION 3989m.** 118.40 (3g) of the statutes is created to read:

18 118.40 **(3g)** REFERENDUM. (a) If a referendum is required under sub. (2) (am)
19 or (2m) (a), it shall be held as provided in this subsection. The school board shall call
20 a special referendum for the purpose of submitting the resolution to the electors of
21 the school district. In lieu of a special referendum, the school board may specify that
22 the referendum be held at the next succeeding spring primary or election or
23 September primary or general election to be held not earlier than 45 days after the
24 adoption of the resolution of the school board.

1 (b) The school district clerk shall publish type A, B, C, D and E notices of the
2 referendum under s. 10.01 (2). Section 5.01 (1) applies in the event of failure to
3 comply with the notice requirements of this paragraph.

4 (c) The referendum shall be held in accordance with chs. 5 to 12. The school
5 district clerk shall provide the election officials with all necessary election supplies.
6 The form of the ballot shall correspond substantially with the standard form for
7 referendum ballots prescribed by the elections board under ss. 5.64 (2) and 7.08 (1)

8 (a). The question shall be submitted as follows: "Shall the (name of school district)
9 establish a charter school?"

10 (d) The school district clerk shall promptly certify the results of the referendum
11 to the state superintendent. A school board may establish a charter school if the
12 resolution is approved by a majority of those voting on the question."

13 **5.** Page 2449, line 16: after "(a)" insert ", (am)".

14 (END)