



State of Wisconsin  
2017 - 2018 LEGISLATURE

LRBb0864/2  
TKK/FFK/MDK:all

**SENATE AMENDMENT 5,  
TO ASSEMBLY BILL 64**

September 15, 2017 - Offered by Senators MILLER, SHILLING, RINGHAND,  
ERPENBACH, JOHNSON, CARPENTER, L. TAYLOR, RISSER, VINEHOUT, BEWLEY,  
WIRCH, HANSEN and LARSON.

1           At the locations indicated, amend the bill, as shown by assembly substitute  
2 amendment 1, as follows:

3           **1.** Page 21, line 6: delete lines 6 to 10.

4           **2.** Page 88, line 2: after that line insert:

5           “(fr) Rural teacher grant program       GPR       B       728,000   2,184,000”.

6           **3.** Page 95, line 14: increase the dollar amount for fiscal year 2017-18 by  
7 \$393,500 and increase the dollar amount for fiscal year 2018-19 by \$393,500 for the  
8 purpose of increasing the authorized FTE PR positions for the department of public  
9 instruction by 5.0 FTE PR positions for teacher licensing.

10           **4.** Page 97, line 1: increase the dollar amount for fiscal year 2017-18 by  
11 \$102,254,000 and increase the dollar amount for fiscal year 2018-19 by  
12 \$422,902,000 for the purpose for which the appropriation is made.

1           **5.** Page 97, line 3: increase the dollar amount for fiscal year 2017-18 by  
2           \$22,432,600 and increase the dollar amount for fiscal year 2018-19 by \$22,169,500  
3           for the purpose for which the appropriation is made.

4           **6.** Page 97, line 14: increase the dollar amount for fiscal year 2017-18 by  
5           \$28,660,900 and increase the dollar amount for fiscal year 2018-19 by \$422,902,000  
6           for the purpose for which the appropriation is made.

7           **7.** Page 98, line 15: increase the dollar amount for fiscal year 2017-18 by  
8           \$880,000 and increase the dollar amount for fiscal year 2018-19 by \$880,000 for the  
9           purpose for which the appropriation is made.

10          **8.** Page 99, line 6: increase the dollar amount for fiscal year 2018-19 by  
11          \$1,954,600 for the purpose of the purpose for which the appropriation is made.

12          **9.** Page 99, line 13: delete lines 13 and 14.

13          **10.** Page 100, line 20: increase the dollar amount for fiscal year 2017-18 by  
14          \$7,415,300 and increase the dollar amount for fiscal year 2018-19 by \$7,415,300 for  
15          the purpose for which the appropriation is made.

16          **11.** Page 101, line 7: after that line insert:

|    |                                   |     |   |         |           |
|----|-----------------------------------|-----|---|---------|-----------|
| 17 | “(cp) Bullying prevention         | GPR | A | 75,000  | 75,000    |
| 18 | (ct) Center for Suicide Awareness | GPR | A | 110,000 | 110,000”. |

19          **12.** Page 280, line 9: after that line insert:

20          “**SECTION 204s.** 20.235 (1) (fr) of the statutes is created to read:

21          20.235 (1) (fr) *Rural teacher grant program.* Biennially, the amounts in the  
22          schedule for the rural teacher grant program under s. 39.387.”.

23          **13.** Page 281, line 2: after that line insert:

1           **“SECTION 207e.** 20.255 (1) (f) of the statutes is amended to read:

2           20.255 (1) (f) *Assessments of reading readiness.* The amounts in the schedule  
3 to provide school districts ~~and~~, independent charter schools under s. 118.40 (2r) and  
4 (2x), and the governing bodies of private schools participating in a parental choice  
5 program under s. 118.60 or 119.23 with the assessments of reading readiness under  
6 s. 118.016.”.

7           **14.** Page 281, line 15: after that line insert:

8           **“SECTION 208d.** 20.255 (2) (ae) of the statutes is amended to read:

9           20.255 (2) (ae) *Sparsity aid.* ~~The amounts in the schedule~~ A sum sufficient for  
10 sparsity aid to school districts under s. 115.436.”.

11           **15.** Page 282, line 6: after that line insert:

12           **“SECTION 208q.** 20.255 (2) (bq) of the statutes is created to read:

13           20.255 (2) (bq) *Hold harmless aid.* A sum sufficient for hold harmless aid to  
14 school districts under s. 121.10.”.

15           **16.** Page 283, line 5: after “school districts” insert “, private schools,”.

16           **17.** Page 283, line 5: after that line insert:

17           **“SECTION 211m.** 20.255 (2) (db) of the statutes is created to read:

18           20.255 (2) (db) *Community and school mental health collaboration grants.* The  
19 amounts in the schedule for the grant program under s. 115.353 for providing mental  
20 health services to pupils in collaboration with community mental health providers.”.

21           **18.** Page 283, line 7: after “grants” insert “; *1st class city schools*”.

22           **19.** Page 283, line 8: delete “115.387” and substitute “119.83”.

23           **20.** Page 283, line 16: delete lines 16 to 19.

1           **21.** Page 284, line 18: after that line insert:

2           “**SECTION 216o.** 20.255 (3) (cp) of the statutes is created to read:

3           20.255 (3) (cp) *Bullying prevention.* Annually, the amounts in the schedule for  
4 payments to Special Olympics Wisconsin, Inc., for bullying prevention under s.  
5 115.28 (43m).

6           **SECTION 216r.** 20.255 (3) (ct) of the statutes is created to read:

7           20.255 (3) (ct) *Center for Suicide Awareness.* Annually, the amounts in the  
8 schedule for payments to the Center for Suicide Awareness under s. 115.28 (44).”.

9           **22.** Page 421, line 4: after that line insert:

10          “**SECTION 704pq.** 39.387 of the statutes is created to read:

11          **39.387 Rural teacher grant program. (1) DEFINITIONS.** In this section:

12          (a) “Eligible school district” means a school district whose membership is fewer  
13 than 1,000 pupils and whose pupil population density is fewer than 10 pupils per  
14 square mile.

15          (b) “Eligible teacher” means a teacher who meets the eligibility requirements  
16 specified in sub. (3).

17          **(2) ESTABLISHMENT OF PROGRAM.** There is established, to be administered by the  
18 board, a rural teacher grant program to encourage eligible teachers to teach in  
19 schools operated by eligible school districts by providing grants of financial  
20 assistance to those eligible teachers as provided in sub. (4).

21          **(3) ELIGIBILITY.** A teacher is eligible for financial assistance as provided under  
22 sub. (4) if the teacher meets all of the following requirements:

23          (a) He or she teaches in a school operated by an eligible school district.

1 (b) He or she does not appear on the statewide support lien docket under s.  
2 49.854 (2) (b), unless the teacher provides to the board a payment agreement that has  
3 been approved by the county child support agency under s. 59.53 (5) and that is  
4 consistent with rules promulgated under s. 49.858 (2) (a).

5 (4) FINANCIAL ASSISTANCE. (a) From the appropriation under s. 20.235 (1) (fr),  
6 the board shall grant financial assistance to eligible teachers who are nominated by  
7 their school districts for participation in the grant program as provided in par. (b) and  
8 who submit claims for that financial assistance as provided in par. (c). The maximum  
9 amount of financial assistance that an eligible teacher may receive under this  
10 subsection is \$1,000 for the first school year, \$2,000 for the 2nd school year, \$2,000  
11 for the 3rd school year, \$2,000 for the 4th school year, and \$3,000 for the 5th school  
12 year in which the eligible teacher participates in the grant program. An eligible  
13 teacher may receive financial assistance under this subsection for no more than 5  
14 school years. An eligible teacher who receives financial assistance under this  
15 subsection shall use that financial assistance only for the purpose of repaying  
16 student loans incurred to defray the cost of tuition, fees, and expenses for programs  
17 of study relating to the teaching profession. The board may provide financial  
18 assistance on a prorated basis to an eligible teacher who is employed less than full  
19 time.

20 (b) An eligible school district may nominate an eligible teacher for participation  
21 in the grant program by submitting that nomination to the board in a form prescribed  
22 by the board. No more than 4 eligible teachers employed by a given eligible school  
23 district may participate in the grant program in a given school year. The nomination  
24 shall include such information as the board may require to establish that the school  
25 district employing the teacher is an eligible school district and that the teacher is an

1 eligible teacher and shall provide any other information the board may require by  
2 rule promulgated under sub. (5).

3 (c) After each year in which an eligible teacher who has been accepted for  
4 participation in the grant program teaches in a school operated by an eligible school  
5 district, the eligible teacher may submit to the board a claim for financial assistance.  
6 The claim shall include the signature of the eligible teacher and of a representative  
7 of the school district employing the eligible teacher certifying that during the period  
8 for which financial assistance is claimed the school district was an eligible school  
9 district and the eligible teacher taught in a school operated by that eligible school  
10 district, shall include a commitment by the eligible teacher that he or she will use  
11 the financial assistance to repay student loans incurred to defray the cost of tuition,  
12 fees, and expenses for programs of study relating to the teaching profession, and  
13 shall provide such other information as the board may require by rule promulgated  
14 under sub. (5) to verify the claimant's eligibility for financial assistance.

15 (d) If the board determines that a claimant under par. (c) is eligible to receive  
16 financial assistance under this subsection, the board shall provide that assistance,  
17 subject to the amounts available in the appropriation account under s. 20.235 (1) (fr).  
18 If the amount of financial assistance claimed in a fiscal year exceeds the amounts  
19 available in that appropriation account, the board shall prorate the financial  
20 assistance paid in that fiscal year in the proportion that the amounts available bear  
21 to the total amount of financial assistance payable in that fiscal year.

22 **(5) RULES.** The board shall promulgate rules to implement and administer this  
23 section. Those rules shall include rules specifying the information a school district  
24 must include in a nomination for participation in the grant program under sub. (4)

1 (b) and the information a teacher must include in a claim for financial assistance  
2 under sub. (4) (c).”.

3 **23.** Page 696, line 13: after that line insert:

4 “**SECTION 1210q.** 79.10 (4) of the statutes is amended to read:

5 79.10 (4) SCHOOL LEVY TAX CREDIT. Except as provided in sub. (5m), the amount  
6 appropriated under s. 20.835 (3) (b) shall be distributed to municipalities in  
7 proportion to their share of the sum of average school tax levies for all municipalities.  
8 No municipality shall receive a payment under this subsection after 2018.

9 **SECTION 1210r.** 79.10 (5m) of the statutes is amended to read:

10 79.10 (5m) FIRST DOLLAR CREDIT. Each municipality shall receive, from the  
11 appropriation under s. 20.835 (3) (b), an amount determined by multiplying the  
12 school tax rate by the estimated fair market value, not exceeding the value  
13 determined under sub. (11) (d), of every parcel of real property with improvements  
14 that is located in the municipality. No municipality shall receive a payment under  
15 this subsection after 2018.”.

16 **24.** Page 697, line 10: delete lines 10 and 11 and substitute “\$747,400,000 in  
17 2013, 2014, and 2015; and \$853,000,000 in 2016 and ~~in each year thereafter~~ 2017;  
18 and \$940,000,000 in 2018.”.

19 **25.** Page 697, line 11: after that line insert:

20 “**SECTION 1212g.** 79.15 of the statutes is amended to read:

21 **79.15 Improvements credit.** The total amount paid each year to  
22 municipalities from the appropriation account under s. 20.835 (3) (b) for the  
23 payments under s. 79.10 (5m) is \$75,000,000 in 2009, \$145,000,000 in 2010, and

1 \$150,000,000 in 2011, 2012, 2013, 2014, 2015, 2016, 2017, and in each year  
2 thereafter 2018.”

3 **26.** Page 741, line 5: delete the material beginning with that line and ending  
4 with page 742, line 8.

5 **27.** Page 741, line 18: after that line insert:

6 “**SECTION 1461q.** 115.28 (7) (b) of the statutes is amended to read:

7 115.28 (7) (b) Subject to the same rules and laws concerning qualifications of  
8 applicants and granting and revocation of licenses ~~or certificates~~ under par. (a), the  
9 state superintendent shall grant ~~certificates and~~ licenses to teachers in private  
10 schools and tribal schools, except that teaching experience requirements for such  
11 ~~certificates and~~ licenses may be fulfilled by teaching experience in public, private,  
12 or tribal schools. An applicant is not eligible for a license ~~or certificate~~ unless the  
13 state superintendent finds that the private school or tribal school in which the  
14 applicant taught offered an adequate educational program during the period of the  
15 applicant’s teaching therein. ~~Private~~ Except as provided in ss. 118.60 (2) (a) 6m. and  
16 119.23 (2) (a) 6m., private schools are not obligated to employ only licensed or  
17 certified teachers.”.

18 **28.** Page 742, line 18: after that line insert:

19 “**SECTION 1463k.** 115.28 (43m) of the statutes is created to read:

20 115.28 (43m) BULLYING PREVENTION. Distribute the amounts appropriated  
21 under s. 20.255 (3) (cp) to Special Olympics Wisconsin, Inc., for bullying prevention.

22 **SECTION 1463r.** 115.28 (44) of the statutes is created to read:

23 115.28 (44) CENTER FOR SUICIDE AWARENESS. Distribute the amounts  
24 appropriated under s. 20.255 (3) (ct) to the Center for Suicide Awareness.”.



1           **29.** Page 744, line 10: after that line insert:

2           “**SECTION 1469m.** 115.353 of the statutes is created to read:

3           **115.353 Community and school mental health collaboration grants. (1)**

4           The department shall develop, implement, and, beginning in the 2018-19 school  
5           year, administer a grant program under which the department awards grants to  
6           school districts and charter schools under s. 118.40 (2r) and (2x) for the purpose of  
7           collaborating with community mental health providers to provide mental health  
8           services to pupils.

9           **(2)** The department shall award grants under sub. (1) from the appropriation  
10          under s. 20.255 (2) (db).

11          **(3)** The department shall promulgate rules to implement and administer this  
12          section.”.

13          **30.** Page 744, line 16: delete “social workers” and substitute “pupil services  
14          personnel”.

15          **31.** Page 744, line 17: delete “social workers” and substitute “pupil services  
16          personnel”.

17          **32.** Page 744, line 20: delete “social workers” and substitute “pupil services  
18          personnel”.

19          **33.** Page 744, line 22: delete “social workers” and substitute “pupil services  
20          personnel”.

21          **34.** Page 744, line 24: delete “social workers” and substitute “pupil services  
22          personnel”.

1           **35.** Page 745, line 2: delete “social workers” and substitute “pupil services  
2 personnel”.

3           **36.** Page 745, line 8: delete “social workers” and substitute “pupil services  
4 personnel”.

5           **37.** Page 745, line 9: delete “social workers” and substitute “pupil services  
6 personnel”.

7           **38.** Page 745, line 13: delete “social workers” and substitute “pupil services  
8 personnel”.

9           **39.** Page 745, line 15: delete “social workers” and substitute “pupil services  
10 personnel”.

11           **40.** Page 745, line 19: delete “social workers” and substitute “pupil services  
12 personnel”.

13           **41.** Page 745, line 20: delete “social workers” and substitute “pupil services  
14 personnel”.

15           **42.** Page 746, line 6: delete “social workers” and substitute “pupil services  
16 personnel”.

17           **43.** Page 746, line 15: delete the material beginning with that line and ending  
18 with page 747, line 22.

19           **44.** Page 749, line 3: delete the material beginning with that line and ending  
20 with page 750, line 24.

21           **45.** Page 750, line 25: delete that line.

22           **46.** Page 751, line 1: delete that line.

23           **47.** Page 754, line 16: delete lines 16 to 20 and substitute:

1           **“SECTION 1477e.** 115.436 (2) (a) of the statutes is renumbered 115.436 (2) (a)  
2 (intro.) and amended to read:

3           115.436 (2) (a) (intro.) The school district’s membership in the previous school  
4 year was no more than 745. one of the following:

5           **SECTION 1477h.** 115.436 (2) (a) 1. of the statutes is created to read:

6           115.436 (2) (a) 1. No more than 1,000.

7           **SECTION 1477k.** 115.436 (2) (a) 2. of the statutes is created to read:

8           115.436 (2) (a) 2. No less 1,001 and no more than 2,700.

9           **SECTION 1477o.** 115.436 (2) (c) of the statutes is renumbered 115.436 (2) (c) 1.  
10 and amended to read:

11           115.436 (2) (c) 1. The For a school district with a membership under par. (a) 1.,  
12 the school district’s membership in the previous school year divided by the school  
13 district’s area in square miles is less than 10.

14           **SECTION 1477r.** 115.436 (2) (c) 2. of the statutes is created to read:

15           115.436 (2) (c) 2. For a school district with a membership under par. (a) 2., the  
16 school district’s membership in the previous school year divided by the school  
17 district’s area in square miles is less than 7.

18           **SECTION 1477u.** 115.436 (3) (a) of the statutes is amended to read:

19           115.436 (3) (a) Beginning in the 2009-10 school year, from the appropriation  
20 under s. 20.255 (2) (ae) ~~and subject to pars. (b) and (c),~~ the department shall pay to  
21 each school district eligible for sparsity aid \$300 and with a membership under par.  
22 (a) 1. \$400 multiplied by the membership in the previous school year.

23           **SECTION 1477x.** 115.436 (3) (ag) of the statutes is created to read:

24           115.436 (3) (ag) Beginning in the 2017-18 school year, from the appropriation  
25 under s. 20.255 (2) (ae), the department shall pay to each school district eligible for

1 sparsity aid and with a membership under par. (a) 2. \$100 multiplied by the  
2 membership in the previous school year.”.

3 **48.** Page 755, line 5: delete lines 5 to 19 and substitute:

4 “**SECTION 1480q.** 115.436 (3) (b) of the statutes is repealed.

5 **SECTION 1480t.** 115.436 (3) (c) 1. of the statutes is repealed.”.

6 **49.** Page 781, line 25: after that line insert:

7 “**SECTION 1505b.** 118.016 (1) (bm) of the statutes is created to read:

8 118.016 (1) (bm) Beginning in the 2018-19 school year, the governing body of  
9 each private school participating in a parental choice program under s. 118.60 or  
10 119.23 shall, using the appropriate, valid, and reliable assessment of literacy  
11 fundamentals selected by the governing body, annually assess each pupil enrolled in  
12 4-year-old kindergarten to 2nd grade in the private school for reading readiness.  
13 The governing body shall ensure that the assessment evaluates whether a pupil  
14 possesses phonemic awareness and letter sound knowledge. The governing body  
15 may administer computer adaptive assessments. This paragraph applies only to  
16 pupils attending the school under s. 118.60 or 119.23.

17 **SECTION 1505c.** 118.016 (1) (c) of the statutes is amended to read:

18 118.016 (1) (c) The department shall pay to the school board ~~or~~, operator, or  
19 governing body, from the appropriation under s. 20.255 (1) (f), the per pupil cost of  
20 the selected assessment. If the appropriation under s. 20.255 (1) (f) in any fiscal year  
21 is insufficient to pay the full amount of aid under this paragraph, the state  
22 superintendent shall prorate state aid payments among the school boards ~~and~~,  
23 governing bodies of private schools, and operators of charter schools entitled to the  
24 aid.

1           **SECTION 1505d.** 118.016 (1g) of the statutes is amended to read:

2           118.016 **(1g)** If a pupil is enrolled in a special education program under subch.  
3 V of ch. 115, the school board or operator of the charter school under s. 118.40 (2r)  
4 or (2x), or governing body of the private school under s. 118.60 or 119.23 shall comply  
5 with s. 115.77 (1m) (bg).

6           **SECTION 1505e.** 118.016 (1r) of the statutes is amended to read:

7           118.016 **(1r)** The school board or operator of the charter school, or governing  
8 body of the private school under s. 118.60 or 119.23 shall report the results of a pupil's  
9 assessment under sub. (1) to the pupil's parent or guardian.

10          **SECTION 1505ef.** 118.016 (2) of the statutes is amended to read:

11          118.016 **(2)** The school board of the school district or operator of the charter  
12 school, or governing body of the private school in which the pupil is enrolled shall  
13 provide a pupil whose assessment under sub. (1) indicates that he or she is at risk  
14 of reading difficulty with interventions or remedial reading services, as described  
15 under s. 121.02 (1) (c).”.

16          **50.** Page 783, line 4: delete lines 4 to 6.

17          **51.** Page 783, line 8: delete “subs. (1b) and (1c)” and substitute “sub. (1c)”.

18          **52.** Page 783, line 9: after “charter school,” insert “in a private school  
19 participating in a parental choice program under s. 118.60 or 119.23,”.

20          **53.** Page 783, line 12: delete lines 12 to 16.

21          **54.** Page 784, line 7: delete the material beginning with that line and ending  
22 with page 790, line 8.

23          **55.** Page 791, line 15: delete the material beginning with that line and ending  
24 with page 792, line 10.

1           **56.** Page 792, line 11: delete lines 11 to 20.

2           **57.** Page 792, line 20: after that line insert:

3           “**SECTION 1526b.** 118.30 (5m) of the statutes is amended to read:

4           118.30 (**5m**) When determining the percentage of pupils participating in the  
5 program under s. 119.23 who performed at designated proficiency levels on the  
6 examinations administered as required under sub. (1s) or s. 118.301 (3), the  
7 department shall ~~consider only the pupils participating in the program under s.~~  
8 ~~119.23 to whom the examinations were administered at each grade level, and shall~~  
9 not exclude from consideration those pupils participating in the program under s.  
10 119.23 who were excused from taking the examinations under sub. (2) (b) 5.

11           **SECTION 1526c.** 118.305 (1) (gm) of the statutes is created to read:

12           118.305 (**1**) (gm) “Pupil” excludes pupils who are attending a private school  
13 participating in a parental choice program under s. 118.60 or 119.23 but not under  
14 the parental choice program.

15           **SECTION 1526d.** 118.305 (1) (h) of the statutes is amended to read:

16           118.305 (**1**) (h) “School” means a public school, including a charter school, and  
17 a private school participating in the program under s. 115.7915, and a private school  
18 participating in a parental choice program under s. 118.60 or 119.23.

19           **SECTION 1526e.** 118.305 (3) (e) of the statutes is amended to read:

20           118.305 (**3**) (e) It does not constitute corporal punishment, as defined in s.  
21 118.31 (1) (a).

22           **SECTION 1526f.** 118.31 (1) of the statutes is renumbered 118.31 (1) (intro.) and  
23 amended to read:

24           118.31 (**1**) (intro.) In this section, ~~“corporal:~~

1           (a) “Corporal punishment” means the intentional infliction of physical pain  
2           which is used as a means of discipline. “Corporal punishment” includes, but is not  
3           limited to, paddling, slapping or prolonged maintenance of physically painful  
4           positions, when used as a means of discipline. “Corporal punishment” does not  
5           include actions consistent with an individualized education program developed  
6           under s. 115.787 or reasonable physical activities associated with athletic training.

7           **SECTION 1526g.** 118.31 (1) (b) of the statutes is created to read:

8           118.31 (1) (b) “Private school” means a private school, as defined in s. 115.001  
9           (3r), that is participating in any parental choice program under ss. 118.60 and  
10          119.23.

11          **SECTION 1526h.** 118.31 (2) of the statutes is amended to read:

12          118.31 (2) Except as provided in sub. (3), no official, employee, or agent of a  
13          school board or of a private school may subject a pupil enrolled in the school district  
14          or in the private school to corporal punishment.

15          **SECTION 1526i.** 118.31 (3) (intro.) of the statutes is amended to read:

16          118.31 (3) (intro.) Subsection (2) does not prohibit an official, employee, or  
17          agent of a school board or of a private school from:

18          **SECTION 1526j.** 118.31 (4) of the statutes is amended to read:

19          118.31 (4) Each school board and each private school shall adopt a policy that  
20          allows any official, employee, or agent of the school board or private school to use  
21          reasonable and necessary force for the purposes of sub. (3) (a) to (h). In determining  
22          whether or not ~~a person~~ an official, employee, or agent of a school board or of a private  
23          school was acting within the exceptions in sub. (3), deference shall be given to  
24          reasonable, good faith judgments made by ~~an~~ the official, employee, or agent of a  
25          school board.

1           **SECTION 1526k.** 118.31 (5) of the statutes is amended to read:

2           118.31 (5) Except as provided in s. 939.61 (1), this section does not create a  
3 separate basis for civil liability of a school board or of a private school or their  
4 officials, ~~employees or agents~~ of an official, employee, or agent of the school board or  
5 private school for damages arising out of claims involving allegations of improper or  
6 unnecessary use of force by a school employees official, employee, or agent against  
7 students a pupil.

8           **SECTION 1526L.** 118.31 (6) of the statutes is amended to read:

9           118.31 (6) Nothing in this section shall prohibit, permit, or otherwise affect any  
10 action taken by an official, employee, or agent of a school board or private school with  
11 regard to a person who is not a pupil enrolled in the school district or in the private  
12 school.

13           **SECTION 1526m.** 118.33 (1) (f) 5. of the statutes is created to read:

14           118.33 (1) (f) 5. Beginning in the 2018-19 school year, the governing body of  
15 each private school participating in a parental choice program under s. 118.60 or  
16 119.23 shall include in its policy under subd. 2m. or 2r. the requirements for granting  
17 a high school diploma specified in pars. (a) and (b), with the exceptions provided in  
18 pars. (d) and (e).”.

19           **58.** Page 827, line 20: after that line insert:

20           **“SECTION 1583b.** 118.60 (2) (a) 6m. of the statutes is created to read:

21           118.60 (2) (a) 6m. All instructional staff employed by the private school hold  
22 a license or permit to teach issued by the department. For purposes of this  
23 subdivision, “instructional staff” has the meaning given in the rules promulgated by  
24 the department under s. 121.02 (1) (a) 2.



1           **SECTION 1583c.** 118.60 (2) (a) 9. of the statutes is created to read:  
2           118.60 (2) (a) 9. The private school has been in operation for the attendance of  
3 pupils for at least 2 school years.

4           **SECTION 1583d.** 118.60 (2) (a) 10. of the statutes is created to read:  
5           118.60 (2) (a) 10. The private school is located in this state.”.

6           **59.** Page 827, line 20: after that line insert:

7           “**SECTION 1585xe.** 118.60 (2) (be) 1. a. of the statutes is amended to read:  
8           118.60 (2) (be) 1. a. “Applicable percentage” means, for the 2015-16 and  
9 2016-17 school years, 1 percent, and for each school year beginning with the 2017-18  
10 school year and ending with the 2025-26 school year, the applicable percentage for  
11 the previous school year plus one percentage point 2 percent.”

12           **SECTION 1585xm.** 118.60 (2) (be) 2. of the statutes is amended to read:  
13           118.60 (2) (be) 2. Except as provided in subd. 2m., beginning with the 2015-16  
14 school year and ending with the 2025-26 2017-18 school year, the total number of  
15 pupils residing in a school district, other than an eligible school district or a 1st class  
16 city school district, who may attend a private school under this section during a  
17 school year may not exceed the school district’s pupil participation limit for that  
18 school year.

19           **SECTION 1585xs.** 118.60 (2) (be) 3. of the statutes is repealed.”.

20           **60.** Page 828, line 6: after that line insert:

21           “**SECTION 1598c.** 118.60 (2) (c) of the statutes is amended to read:  
22           118.60 (2) (c) 1. Notwithstanding par. (a) 6. and 6m., a teacher employed by a  
23 private school participating in the program under this section who teaches only

1 courses in rabbinical studies is not required to have a bachelor's degree or hold a  
2 license or permit to teach issued by the department.

3 2. Notwithstanding par. (a) 6. and 6m., an administrator of a private school  
4 participating in the program under this section that prepares and trains pupils  
5 attending the school in rabbinical studies is not required to have a bachelor's degree  
6 or hold a license or permit to teach issued by the department.”.

7 **61.** Page 828, line 23: after that line insert:

8 “**SECTION 1598bb.** 118.60 (2) (e) of the statutes is created to read:

9 118.60 (2) (e) No more than 49 percent of a private school's enrollment may  
10 consist of pupils attending the private school under this section and s. 119.23.

11 **SECTION 1598bc.** 118.60 (4) (bg) 3. of the statutes is amended to read:

12 118.60 (4) (bg) 3. In the 2015-16 school year and in each the 2016-17 school  
13 year ~~thereafter~~, upon receipt from the pupil's parent or guardian of proof of the pupil's  
14 enrollment in the private school during a school term, except as provided in subd. 5.,  
15 the state superintendent shall pay to the private school in which the pupil is enrolled  
16 on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255  
17 (2) (fr), an amount equal to the sum of the maximum amount per pupil the state  
18 superintendent paid a private school under this section in the previous school year  
19 for the grade in which the pupil is enrolled; the amount of the per pupil revenue  
20 adjustment under s. 121.91 (2m) for the current school year, if positive; and the  
21 change in the amount of statewide categorical aid per pupil between the previous  
22 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,  
23 if positive.

24 **SECTION 1598bf.** 118.60 (4) (bg) 6. of the statutes is created to read:

1           118.60 (4) (bg) 6. Except as provided in subd. 7., in the 2017-18 school year and  
2           in each school year thereafter, upon receipt from the pupil's parent or guardian of  
3           proof of the pupil's enrollment in the private school during a school term, the state  
4           superintendent shall pay to the private school in which the pupil is enrolled on behalf  
5           of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fr), the  
6           lesser of an amount equal to the private school's operating and debt service cost per  
7           pupil that is related to educational programming, as determined by the department,  
8           or an amount either of \$7,323, if the pupil is enrolled in a grade from kindergarten  
9           to 8, or of \$7,969, if the pupil is enrolled in a grade from 9 to 12.

10           **SECTION 1598bh.** 118.60 (4) (bg) 7. of the statutes is created to read:

11           118.60 (4) (bg) 7. If the pupil described in subd. 6. is enrolled in a private school  
12           that enrolls pupils under the program in any grade between kindergarten to 8 and  
13           also in any grade between 9 to 12, the state superintendent shall pay to the private  
14           school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from  
15           the appropriation under s. 20.255 (2) (fr), an amount determined as follows:

16           a. Multiply the number of pupils participating in the program under this  
17           section who are enrolled in the private school in any grade between kindergarten to  
18           8 by \$7,323.

19           b. Multiply the number of pupils participating in the program under this  
20           section who are enrolled in the private school in any grade between 9 to 12 by \$7,969.

21           c. Add the amounts determined under subd. 7. a. and b.

22           d. Divide the amount determined under subd. 7. c. by the total number of pupils  
23           participating in the program under this section who are enrolled at the private  
24           school.

25           **SECTION 1598bi.** 118.60 (4d) (b) 1. (intro.) of the statutes is amended to read:

1           118.60 (4d) (b) 1. (intro.) Beginning in the 2015-16 school year, subject to sub.  
2           (4e) and s. 121.085 (1), the department shall decrease a school district's state aid  
3           payment under s. 121.08 by an amount calculated as follows:

4           **SECTION 1598br.** 118.60 (4e) of the statutes is created to read:

5           118.60 (4e) (a) In this subsection:

6           1. "Circulator" has the meaning given for "qualified circulator" under s. 5.02  
7           (16g).

8           2. "Commission" means the elections commission.

9           (b) The department may not decrease a school district's state aid payment  
10          under s. 121.08 as provided in sub. (4d) (b) until the school district qualifies as  
11          provided under this subsection. A school district may not qualify under this  
12          subsection until a petition is certified as provided in this paragraph and the petition  
13          is approved at a referendum as provided in par. (d). A petition may not be certified  
14          unless all of the following occur:

15          1. An individual, committee, or group files a registration statement with the  
16          commission to initiate a petition to have the state aid paid to the school district under  
17          s. 121.08 reduced as provided in sub. (4d) (b). The registration statement shall  
18          include the name and mailing address of the individual, committee, or group  
19          initiating the petition.

20          2. The individual, committee, or group circulates the petition and files the  
21          petition with the commission no later than 60 days after the date on which the  
22          registration statement is filed under subd. 1. The certification of a circulator shall  
23          appear at the bottom of each petition filed with the commission. The certification of  
24          the circulator shall include the name and mailing address of the individual,  
25          committee, or group initiating the petition and a statement that he or she personally

1 circulated the petition and personally obtained each of the signatures; he or she  
2 knows the signatures are of qualified electors, as described in s. 6.02, of the school  
3 district that is the subject of the petition as the petition requires; he or she knows the  
4 signers signed the petition with full knowledge of its content; he or she knows the  
5 respective residences given for each signer; and he or she knows each signer signed  
6 on the date stated opposite his or her signature. The certification shall also include  
7 a statement that the circulator is a qualified elector of this state or, if not a qualified  
8 elector of this state, is a U.S. citizen age 18 or older who, if he or she were a resident  
9 of this state, would not be disqualified from voting under s. 6.03; that he or she  
10 intends to support the implementation of the program under this section in the  
11 school district that is the subject of the petition; and that he or she is aware that  
12 falsifying the certification is punishable under s. 12.13 (3) (a). The circulator shall  
13 indicate the date that he or she makes the certification next to his or her signature.

14 3. The commission, within 31 days after a petition is filed under subd. 2.,  
15 reviews the signatures to determine whether any signatures or petition sheets may  
16 not be counted for the reasons provided in par. (c). If, after review, the commission  
17 determines that the petition contains a number of signatures of qualified electors in  
18 the school district that is the subject of the petition equal to not less than 20 percent  
19 of the number of electors voting in the last election of school board members in the  
20 school district, the commission shall certify that result to the school district clerk.

21 (c) 1. An individual signature on a petition sheet may not be counted if:

22 a. The signature is not dated.

23 b. The signature is dated outside the circulation period.

24 c. The signature is dated after the date of the certification contained on the  
25 petition sheet.

1           d. The residency of the signer of the petition sheet cannot be determined by the  
2 address given.

3           e. The signature is that of an individual who is not a resident of the school  
4 district that is the subject of the petition.

5           f. The signer has been adjudicated not to be a qualified elector on grounds of  
6 incompetency or limited incompetency as provided in s. 6.03 (3).

7           g. The signer is not a qualified elector by reason of age.

8           h. The circulator knew or should have known that the signer, for any other  
9 reason, was not a qualified elector.

10          2. No signature on the petition sheet may be counted if:

11           a. The circulator fails to sign his or her certification.

12           b. The circulator is not a qualified circulator.

13          (d) Within 10 days after the commission certifies the petition under par. (b) 3.,  
14 the school board shall notify the department of the scheduled date of the referendum  
15 and submit a copy of the petition and certification to the department. The school  
16 board shall call a special referendum for the purpose of submitting the petition to the  
17 electors of the school district for approval or rejection. In lieu of a special referendum,  
18 the school board may specify that the referendum be held at the next succeeding  
19 spring primary or election or September primary or general election, if such election  
20 is to be held not sooner than 42 days after the petition is certified by the commission.  
21 The referendum shall be held in accordance with chs. 5 to 12. The form of the ballot  
22 shall correspond substantially with the standard form for referendum ballots  
23 prescribed by the commission under ss. 5.64 (2) and 7.08 (1) (a). The question  
24 submitted shall be whether the reduction in state aid to the school district under s.  
25 121.08, as provided for under sub. (4d) (b), shall be made. If a majority of those voting

1 on the question approve, the reduction in state aid shall be made as provided in sub.  
2 (4d) (b). The school district clerk shall do all of the following:

3 1. Publish type A, B, C, D, and E notices of the referendum under s. 10.01 (2).  
4 Notwithstanding s. 10.01 (2) (a), the type A notice shall include a copy of any  
5 certificate submitted to the school district clerk by the commission under par. (b) 3.  
6 and the question to be submitted to the voters as provided in this paragraph. Section  
7 5.01 (1) applies in the event of failure to comply with the notice requirements of this  
8 paragraph.

9 2. Provide the election officials with all necessary election supplies.

10 (e) The department shall make the reduction in state aid under s. 121.08 in a  
11 school district that qualifies under this subsection in the first school year that begins  
12 after the date on which the question submitted under par. (d) is approved.

13 (f) A school district that qualifies under this subsection shall remain qualified  
14 under this subsection.

15 **SECTION 1598bs.** 118.60 (7) (b) 3m. of the statutes is amended to read:

16 118.60 (7) (b) 3m. Annually, schedule ~~2 meetings~~ at least one meeting each  
17 month at which members of the governing body of the private school will be present  
18 and at which pupils, and the parents or guardians of pupils, applying to attend the  
19 private school or attending the private school may meet and communicate with the  
20 members of the governing body. The meetings shall be open to the public. The  
21 private school shall, within 30 days after the start of the school term, notify the  
22 department in writing of the scheduled meeting dates and shall, at least 30 days  
23 before the scheduled meeting date, notify in writing each pupil, or the parent or  
24 guardian of each minor pupil, applying to attend the private school or attending the

1 private school of the meeting date, time, and place. The private school shall provide  
2 notice of the meetings in the manner provided in s. 19.84.”.

3 **62.** Page 829, line 9: after that line insert:

4 “**SECTION 1598L.** 118.60 (7) (b) 9. of the statutes is created to read:

5 118.60 (7) (b) 9. Permit public inspection and copying of any record, as defined  
6 in s. 19.32 (2), of the private school to the same extent as required of, and subject to  
7 the same terms and enforcement provisions that apply to, a school board under  
8 subch. II of ch. 19. This subdivision applies only to records that relate to pupils  
9 attending the private school under this section.

10 **SECTION 1598m.** 118.60 (7) (d) 1. b. of the statutes is amended to read:

11 118.60 (7) (d) 1. b. ~~A~~ Except as provided in subd. 1. c., a copy of the school’s  
12 current certificate of occupancy issued by the municipality within which the school  
13 is located. If the private school moves to a new location, the private school shall  
14 submit a copy of the new certificate of occupancy issued by the municipality within  
15 which the school is located to the department before the attendance of pupils at the  
16 new location and before the next succeeding date specified in s. 121.05 (1) (a).

17 c. If the municipality within which the private school is located does not issue  
18 certificates of occupancy, ~~the private school may submit~~ a certificate of occupancy  
19 issued by the local or regional governmental unit with authority to issue certificates  
20 of occupancy or a letter or form from the municipality within which the private school  
21 is located that explains that the municipality does not issue certificates of occupancy.  
22 ~~A temporary certificate of occupancy does not meet the requirement of this~~  
23 ~~subdivision. This subdivision applies only to a private school located in an eligible~~



1 ~~school district~~ private school to which this subd. 1. c. applies shall annually obtain  
2 a building inspection of the school building.

3 **SECTION 1598n.** 118.60 (7) (d) 1. d. of the statutes is created to read:

4 118.60 (7) (d) 1. d. A temporary certificate of occupancy does not satisfy the  
5 requirements of this subdivision.

6 **SECTION 1598o.** 118.60 (7) (i) of the statutes is created to read:

7 118.60 (7) (i) 1. Each private school participating in the program under this  
8 section shall annually conduct state and federal background checks of all teachers  
9 and administrators employed by the private school on the effective date of this  
10 subdivision .... [LRB inserts date].

11 2. Beginning on the effective date of this subdivision .... [LRB inserts date],  
12 each private school participating in the program under this section shall conduct  
13 state and federal background checks of each individual who applies to teach in or  
14 serve as an administrator of the private school prior to extending an offer of  
15 employment to that individual. The private school shall annually conduct state and  
16 federal background checks of each teacher or administrator investigated under this  
17 subdivision who is employed by the private school.

18 3. A participating private school may not employ a person as a teacher or  
19 administrator or contract with the person to serve as a teacher or administrator if  
20 the person would not be eligible to be employed, licensed, or permitted for any of the  
21 reasons specified under s. 115.31 (2g) or (6m) or 115.315.

22 **SECTION 1598p.** 118.60 (10) (a) 7. of the statutes is amended to read:

23 118.60 (10) (a) 7. Violated sub. (7) (b) 3m., 4., 5., or 9.

24 **SECTION 1598q.** 118.60 (10) (a) 9. of the statutes is created to read:

1 118.60 (10) (a) 9. Violated or employed a person who violated s. 118.016, 118.19  
2 (1), 118.305, 118.31, or 118.33 (1) (f) 5.

3 **SECTION 1598r.** 118.60 (10) (a) 10. of the statutes is created to read:

4 118.60 (10) (a) 10. Violated the rules promulgated under s. 120.13 (1) (i).

5 **SECTION 1598s.** 118.60 (10) (bg) of the statutes is created to read:

6 118.60 (10) (bg) The state superintendent may issue an order immediately  
7 terminating a private school's participation in the program under this section if he  
8 or she determines that the owner of the private school would not be eligible or  
9 permitted to be employed, licensed, or permitted for any of the reasons specified  
10 under s. 115.31 (2g) or (6m) or 115.315.

11 **SECTION 1598t.** 118.60 (10) (br) of the statutes is created to read:

12 118.60 (10) (br) The state superintendent may issue an order immediately  
13 terminating a private school's participation in the program under this section if he  
14 or she determines that the private school has failed to comply with the requirements  
15 under sub. (7) (i) 1. or 2. or if the private school employs an individual in  
16 contravention of the prohibitions under sub. (7) (i) 3.

17 **SECTION 1598u.** 118.60 (10) (c) of the statutes is amended to read:

18 118.60 (10) (c) Whenever the state superintendent issues an order under par.  
19 (a), (am), (ar), ~~or~~ (b), (bg), or (br), he or she shall immediately notify the parent or  
20 guardian of each pupil attending the private school under this section.”.

21 **63.** Page 830, line 7: after that line insert:

22 “**SECTION 1602e.** 119.23 (2) (a) 6m. of the statutes is created to read:

23 119.23 (2) (a) 6m. All instructional staff employed by the private school hold  
24 a license or permit to teach issued by the department. For purposes of this

1 subdivision, “instructional staff” has the meaning given in the rules promulgated by  
2 the department under s. 121.02 (1) (a) 2.

3 **SECTION 1602f.** 119.23 (2) (a) 9. of the statutes is created to read:

4 119.23 (2) (a) 9. The private school has been in operation for the attendance of  
5 pupils for at least 2 school years.

6 **SECTION 1602g.** 119.23 (2) (a) 10. of the statutes is created to read:

7 119.23 (2) (a) 10. The private school is located in this state.

8 **SECTION 1602h.** 119.23 (2) (c) of the statutes is amended to read:

9 119.23 (2) (c) 1. Notwithstanding par. (a) 6. and 6m., a teacher employed by a  
10 private school participating in the program under this section who teaches only  
11 courses in rabbinical studies is not required to have a bachelor’s degree or hold a  
12 license or permit to teach issued by the department.

13 2. Notwithstanding par. (a) 6. and 6m., an administrator of a private school  
14 participating in the program under this section that prepares and trains pupils  
15 attending the school in rabbinical studies is not required to have a bachelor’s degree  
16 or hold a license or permit to teach issued by the department.

17 **SECTION 1602i.** 119.23 (2) (e) of the statutes is created to read:

18 119.23 (2) (e) No more than 49 percent of a private school’s enrollment may  
19 consist of pupils attending the private school under this section and s. 118.60.

20 **SECTION 1604g.** 119.23 (4) (bg) 3. of the statutes is amended to read:

21 119.23 (4) (bg) 3. In the 2015-16 school year and in each the 2016-17 school  
22 year ~~thereafter~~, upon receipt from the pupil’s parent or guardian of proof of the pupil’s  
23 enrollment in the private school during a school term, except as provided in subd. 5.,  
24 the state superintendent shall pay to the private school in which the pupil is enrolled  
25 on behalf of the pupil’s parent or guardian, from the appropriation under s. 20.255

1 (2) (fu), an amount equal to the sum of the maximum amount per pupil the state  
2 superintendent paid a private school under this section in the previous school year  
3 for the grade in which the pupil is enrolled; the amount of the per pupil revenue  
4 adjustment under s. 121.91 (2m) for the current school year, if positive; and the  
5 change in the amount of statewide categorical aid per pupil between the previous  
6 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,  
7 if positive.

8 **SECTION 1605g.** 119.23 (4) (bg) 6. of the statutes is created to read:

9 119.23 (4) (bg) 6. Except as provided in subd. 7., in the 2017-18 school year and  
10 in each school year thereafter, upon receipt from the pupil's parent or guardian of  
11 proof of the pupil's enrollment in the private school during a school term, the state  
12 superintendent shall pay to the private school in which the pupil is enrolled on behalf  
13 of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fu), the  
14 lesser of an amount equal to the private school's operating and debt service cost per  
15 pupil that is related to educational programming, as determined by the department,  
16 or an amount either of \$7,323, if the pupil is enrolled in a grade from kindergarten  
17 to 8, or of \$7,969, if the pupil is enrolled in a grade from 9 to 12.

18 **SECTION 1606g.** 119.23 (4) (bg) 7. of the statutes is created to read:

19 119.23 (4) (bg) 7. If the pupil described in subd. 6. is enrolled in a private school  
20 that enrolls pupils under the program in any grade between kindergarten to 8 and  
21 also in any grade between 9 to 12, the state superintendent shall pay to the private  
22 school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from  
23 the appropriation under s. 20.255 (2) (fu), an amount determined as follows:

1 a. Multiply the number of pupils participating in the program under this  
2 section who are enrolled in the private school in any grade between kindergarten to  
3 8 by \$7,323.

4 b. Multiply the number of pupils participating in the program under this  
5 section who are enrolled in the private school in any grade between 9 to 12 by \$7,969.

6 c. Add the amounts determined under subd. 7. a. and b.

7 d. Divide the amount determined under subd. 7. c. by the total number of pupils  
8 participating in the program under this section who are enrolled at the private  
9 school.”.

10 **64.** Page 830, line 18: after that line insert:

11 “**SECTION 1619t.** 119.23 (7) (b) 3m. of the statutes is amended to read:

12 119.23 (7) (b) 3m. Annually, schedule ~~two meetings~~ at least one meeting each  
13 month at which members of the governing body of the private school will be present  
14 and at which pupils, and the parents or guardians of pupils, applying to attend the  
15 private school or attending the private school may meet and communicate with the  
16 members of the governing body. The meetings shall be open to the public. The  
17 private school shall, within 30 days after the start of the school term, notify the  
18 department in writing of the scheduled meeting dates and shall, at least 30 days  
19 before the scheduled meeting date, notify in writing each pupil, or the parent or  
20 guardian of each minor pupil, applying to attend the private school or attending the  
21 private school of the meeting date, time, and place. The private school shall provide  
22 notice of the meetings in the manner provided in s. 19.84.

23 **SECTION 1619u.** 119.23 (7) (b) 9. of the statutes is created to read:

1           119.23 (7) (b) 9. Permit public inspection and copying of any record, as defined  
2 in s. 19.32 (2), of the private school to the same extent as required of, and subject to  
3 the same terms and enforcement provisions that apply to, a school board under  
4 subch. II of ch. 19. This subdivision applies only to records that relate to pupils  
5 attending the private school under this section.

6           **SECTION 1619v.** 119.23 (7) (d) 1. b. of the statutes is amended to read:

7           119.23 (7) (d) 1. b. ~~A~~ Except as provided in subd. 1. c., a copy of the school's  
8 current certificate of occupancy issued by the municipality within which the school  
9 is located. If the private school moves to a new location, the private school shall  
10 submit a copy of the new certificate of occupancy issued by the municipality within  
11 which the school is located to the department before the attendance of pupils at the  
12 new location and before the next succeeding date specified in s. 121.05 (1) (a).

13           c. If the municipality within which the private school is located does not issue  
14 certificates of occupancy, ~~the private school may submit~~ a certificate of occupancy  
15 issued by the local or regional governmental unit with authority to issue certificates  
16 of occupancy or a letter or form from the municipality within which the private school  
17 is located that explains that the municipality does not issue certificates of occupancy.  
18 ~~A temporary certificate of occupancy does not meet the requirement of this~~  
19 ~~subdivision~~ private school to which this subd. 1. c. applies shall annually obtain a  
20 building inspection of the school building.

21           **SECTION 1619w.** 119.23 (7) (d) 1. d. of the statutes is created to read:

22           119.23 (7) (d) 1. d. A temporary certificate of occupancy does not satisfy the  
23 requirements of this subdivision.

24           **SECTION 1619x.** 119.23 (7) (i) of the statutes is created to read:

1           119.23 (7) (i) 1. Each private school participating in the program under this  
2 section shall annually conduct state and federal background checks of all teachers  
3 and administrators employed by the private school on the effective date of this  
4 subdivision .... [LRB inserts date].

5           2. Beginning on the effective date of this subdivision .... [LRB inserts date],  
6 each private school participating in the program under this section shall conduct  
7 state and federal background checks of each individual who applies to teach in or  
8 serve as an administrator of the private school prior to extending an offer of  
9 employment to that individual. The private school shall annually conduct state and  
10 federal background checks of each teacher or administrator investigated under this  
11 subdivision who is employed by the private school.

12           3. A participating private school may not employ a person as a teacher or  
13 administrator or contract with the person to serve as a teacher or administrator if  
14 the person would not be eligible to be employed, licensed, or permitted for any of the  
15 reasons specified under s. 115.31 (2g) or (6m) or 115.315.

16           **SECTION 1619y.** 119.23 (10) (a) 7. of the statutes is amended to read:

17           119.23 (10) (a) 7. Violated sub. (7) (b) 3m., 4., 5., or 9.

18           **SECTION 1620b.** 119.23 (10) (a) 9. of the statutes is created to read:

19           119.23 (10) (a) 9. Violated or employed a person who violated s. 118.016, 118.19  
20 (1), 118.305, 118.31, or 118.33 (1) (f) 5.

21           **SECTION 1620c.** 119.23 (10) (a) 10. of the statutes is created to read:

22           119.23 (10) (a) 10. Violated the rules promulgated under s. 120.13 (1) (i).

23           **SECTION 1620d.** 119.23 (10) (bg) of the statutes is created to read:

24           119.23 (10) (bg) The state superintendent may issue an order immediately  
25 terminating a private school's participation in the program under this section if he

1 or she determines that the owner of the private school would not be eligible or  
2 permitted to be employed, licensed, or permitted for any of the reasons specified  
3 under s. 115.31 (2g) or (6m) or 115.315.

4 **SECTION 1620e.** 119.23 (10) (br) of the statutes is created to read:

5 119.23 (10) (br) The state superintendent may issue an order immediately  
6 terminating a private school's participation in the program under this section if he  
7 or she determines that the private school has failed to comply with the requirements  
8 under sub. (7) (i) 1. or 2. or if the private school employs an individual in  
9 contravention of the prohibitions under sub. (7) (i) 3.

10 **SECTION 1620f.** 119.23 (10) (c) of the statutes is amended to read:

11 119.23 (10) (c) Whenever the state superintendent issues an order under par.  
12 (a), (am), (ar), ~~or~~ (b), (bg), or (br), he or she shall immediately notify the parent or  
13 guardian of each pupil attending the private school under this section.

14 **SECTION 1620m.** 119.83 of the statutes is created to read:

15 **119.83 School performance improvement grants. (1)** In this section:

16 (a) "Accountability report" means the school and school district accountability  
17 report published under s. 115.385.

18 (b) "Eligible school" means any of the following that is located within the  
19 geographical boundaries of a city school district if at least 70 percent of the school's  
20 enrollment on the 3rd Friday of September, as rounded to the nearest whole  
21 percentage point, satisfied the income eligibility criteria for a free or reduced-price  
22 lunch in the federal school lunch program under 42 USC 1758 (b) (1):

23 1. A public school that is under the control of the board, including a charter  
24 school under contract with the board.

25 2. A charter school established under s. 118.40 (2r) or (2x).



1           3. A private school participating in the program under s. 119.23.

2           **(2)** Beginning in the 2018-19 school year, the department shall award an  
3 amount determined as follows to each eligible school that is placed in a performance  
4 category of “fails to meet expectations” on the accountability report for the  
5 immediately preceding school year:

6           (a) Divide the amount appropriated under s. 20.255 (2) (dg) by the sum of the  
7 number of pupils enrolled in each school eligible to receive an award under this  
8 subsection.

9           (b) Multiply the quotient determined in par. (a) by the number of pupils  
10 enrolled in the school.

11           **(3)** The board shall distribute funds it receives under this section to the school  
12 administrator of the eligible school that earned the award under sub. (2).”.

13           **65.** Page 830, line 19: delete the material beginning with that line and ending  
14 on page 831, line 3.

15           **66.** Page 831, line 3: after that line insert:

16           “**SECTION 1624e.** 120.13 (1) (i) of the statutes is created to read:

17           120.13 **(1)** (i) The department shall promulgate rules establishing a procedure  
18 for the expulsion of pupils attending a private school under s. 118.60 or 119.23 by the  
19 governing body of the private school. The rules shall adhere as closely as feasible to  
20 the provisions applicable to public school pupils under this subsection.”.

21           **67.** Page 833, line 20: after that line insert:

22           “**SECTION 1630g.** 121.004 (7) (a) of the statutes is amended to read:

23           121.004 **(7)** (a) “Pupils enrolled” is the total number of pupils, as expressed by  
24 official enrollments, in all schools of the school district, except as provided in pars.

1 (b) to ~~(f)~~ (g). If such total contains a fraction, it shall be expressed as the nearest whole  
2 number. The same method shall be used in computing the number of pupils enrolled  
3 for resident pupils, nonresident pupils or both.

4 **SECTION 1630h.** 121.004 (7) (g) of the statutes is created to read:

5 121.004 (7) (g) A pupil who satisfies the income eligibility criteria for a free or  
6 reduced-price lunch under 42 USC 1758 (b) (1) shall be counted as the number  
7 specified in this subsection for the pupil plus an additional 20 percent of that  
8 number.”.

9 **68.** Page 834, line 22: after that line insert:

10 “**SECTION 1635ef.** 121.07 (6) (d) of the statutes is amended to read:

11 121.07 (6) (d) The “secondary ceiling cost per member” in the ~~2001-02~~ 2017-18  
12 school year and in each school year thereafter is an amount determined by dividing  
13 the state total shared cost in the previous school year by the state total membership  
14 in the previous school year and ~~multiplying the result by 0.90.”.~~

15 **69.** Page 835, line 9: after that line insert:

16 “**SECTION 1635g.** 121.10 of the statutes is created to read:

17 **121.10 Hold harmless aid. (1)** In this section, “state aid” means the sum of  
18 the following:

19 (a) The payments made to a school district under ss. 121.08 and 121.105 and  
20 subch. VI.

21 (b) The payments that would be made to a school district under s. 121.136 if s.  
22 121.136 were still applicable.

23 (c) The amount that would be received by a school district under s. 79.10 (4) and  
24 (5m) if s. 79.10 (4) and (5m) were still applicable.

1           **(2)** (a) Except as provided in par. (b), in the 2018-19 school year, if a school  
2 district would receive less in equalization aid under s. 121.08 in the current school  
3 year before any adjustment is made under s. 121.15 (4) (b) than it would have  
4 received in state aid in the current school year, the department shall pay to the school  
5 district the amount equal to the difference.

6           (b) If a school district from which territory was detached to create a new school  
7 district under s. 117.105 would receive in equalization aid under s. 121.08 in the  
8 school year beginning on the first July 1 following the effective date of the  
9 reorganization less than the amount determined as follows, the department shall  
10 pay to the school district the difference between the former amount and the amount  
11 determined as follows:

12           1. Divide the school district's membership in the preceding school year by the  
13 school district's membership in the 2nd preceding school year.

14           2. Multiply the amount of state aid that would have been received by the school  
15 district in the preceding school year, as adjusted under s. 121.15 (4) (b) in the current  
16 school year, by the quotient under subd. 1.

17           **(3)** In the school year in which a school district consolidation takes effect under  
18 s. 117.08 or 117.09 and in each of the subsequent 4 school years, if the consolidated  
19 school district's equalization aid is less than the aggregate state aid to which the  
20 consolidating school districts would have been eligible in the school year prior to the  
21 school year in which the consolidation takes effect, the department shall pay the  
22 difference to the consolidated school district.

23           **(4)** Additional aid under this section shall be paid from the appropriation under  
24 s. 20.255 (2) (bq). No aid may be paid under this section after the 2018-19 school year.

25           **SECTION 1635gf.** 121.105 (2) (am) 1. of the statutes is amended to read:

1           121.105 (2) (am) 1. Except as provided in subd. 2., if a school district would  
2 receive less in state aid in the current school year before any adjustment is made  
3 under s. 121.15 (4) (b) than an amount equal to ~~85~~ 90 percent of the amount of state  
4 aid that it received in the previous school year, as adjusted under s. 121.15 (4) (b) in  
5 the current school year, its state aid for the current school year shall be increased to  
6 an amount equal to ~~85~~ 90 percent of the state aid received in the previous school year.

7           **SECTION 1635gk.** 121.105 (2) (am) 2. (intro.) of the statutes is amended to read:

8           121.105 (2) (am) 2. (intro.) If a school district from which territory was detached  
9 to create a new school district under s. 117.105 would receive in state aid in the school  
10 year beginning on the first July 1 following the effective date of the reorganization  
11 less than ~~85~~ 90 percent of the amount determined as follows, its state aid in the school  
12 year beginning on the first July 1 following the effective date of the reorganization  
13 shall be increased to an amount equal to ~~85~~ 90 percent of the amount determined as  
14 follows:

15           **SECTION 1635gm.** 121.105 (5) of the statutes is created to read:

16           121.105 (5) A school district's state aid in any school year may not be less than  
17 an amount equal to \$3,000 multiplied by the school district's membership.

18           **SECTION 1635gp.** 121.136 (3) of the statutes is created to read:

19           121.136 (3) No aid may be paid under this section after June 30, 2018.”.

20           **70.** Page 836, line 18: delete lines 18 to 21.

21           **71.** Page 836, line 23: delete “(a)”.

22           **72.** Page 837, line 2: delete “, subject to par. (b),”.

23           **73.** Page 837, line 4: delete “1.” and substitute “(a)”.

24           **74.** Page 837, line 6: delete “2.” and substitute “(b)”.

1           **75.** Page 837, line 6: delete “subd. 1.” and substitute “par. (a)”.

2           **76.** Page 837, line 7: delete lines 7 to 10.

3           **77.** Page 837, line 16: after that line insert:

4           “**SECTION 1640cp.** 121.90 (1) (dr) of the statutes is amended to read:

5           121.90 (1) (dr) In determining a school district’s revenue limit in the 2003-04  
6 school year and in each school year thereafter through the 2017-18 school year, a  
7 number equal to 40 percent of the summer enrollment shall be included in the  
8 number of pupils enrolled on the 3rd Friday of September of each appropriate school  
9 year. Beginning in the 2018-19 school year, in determining a school district’s  
10 revenue limit in the 2018-19 school year and in each school year thereafter, a number  
11 equal to 100 percent of the summer enrollment shall be included in the number of  
12 pupils enrolled on the 3rd Friday of September of each appropriate school year.

13           **SECTION 1640cw.** 121.90 (2) (am) 1. of the statutes is amended to read:

14           121.90 (2) (am) 1. Aid under ss. 121.08, 121.09, 121.10, 121.105, and 121.136  
15 and subch. VI, as calculated for the current school year on October 15 under s. 121.15  
16 (4) and including adjustments made under s. 121.15 (4).”.

17           **78.** Page 837, line 21: delete lines 21 to 25 and substitute:

18           “121.905 (1) In this section, “revenue ceiling” means ~~\$9,000~~ \$9,500 in the  
19 ~~2011-12~~ 2017-18 school year and ~~in the 2012-13 school year~~ and ~~\$9,100~~ \$9,900 in  
20 the ~~2013-14~~ 2018-19 school year and in any subsequent school year.”.

21           **79.** Page 837, line 25: after that line insert:

22           “**SECTION 1640h.** 121.905 (3) (c) 6. of the statutes is amended to read:

23           121.905 (3) (c) 6. For the limit for the 2015-16 school year ~~or any~~ and the  
24 2016-17 school year ~~thereafter~~, make no adjustment to the result under par. (b).

1           **SECTION 1640hc.** 121.905 (3) (c) 7. of the statutes is created to read:

2           121.905 (3) (c) 7. For the limit for the 2017-18 school year, add \$200 to the  
3 result under par. (b).

4           **SECTION 1640hf.** 121.905 (3) (c) 8. of the statutes is created to read:

5           121.905 (3) (c) 7. For the limit for the 2018-19 school year, add \$204 to the  
6 result under par. (b).

7           **SECTION 1640hj.** 121.905 (3) (c) 8. of the statutes is created to read:

8           121.905 (3) (c) 7. For the limit for the 2019-20 school year and any school year  
9 thereafter, add the amount determined under s. 121.91 (2m) (L) to the result under  
10 par. (b).

11           **SECTION 1640hk.** 121.91 (2m) (i) (intro.) of the statutes is amended to read:

12           121.91 (2m) (i) (intro.) Except as provided in subs. (3), (4), and (8), no school  
13 district may increase its revenues for the 2015-16 school year or ~~for any~~ the 2016-17  
14 school year ~~thereafter~~ to an amount that exceeds the amount calculated as follows:

15           **SECTION 1640hm.** 121.91 (2m) (j) of the statutes is created to read:

16           121.91 (2m) (j) Except as provided in subs. (3), (4), and (8), no school district  
17 may increase its revenues for the 2017-18 school year to an amount that exceeds the  
18 amount calculated as follows:

19           1. Divide the sum of the amount of state aid received in the previous school year  
20 and property taxes levied for the previous school year, excluding property taxes  
21 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)  
22 (c), by the average of the number of pupils enrolled in the 3 previous school years.

23           2. Add \$200 to the result under subd. 1.

24           3. Multiply the result under subd. 2. by the average of the number of pupils  
25 enrolled in the current school year and the 2 preceding school years.

1           **SECTION 1640hn.** 121.91 (2m) (k) of the statutes is created to read:

2           121.91 **(2m)** (k) Except as provided in subs. (3), (4), and (8), no school district  
3 may increase its revenues for the 2018-19 school year to an amount that exceeds the  
4 amount calculated as follows:

5           1. Divide the sum of the amount of state aid received in the previous school year  
6 and property taxes levied for the previous school year, excluding property taxes  
7 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)  
8 (c), by the average of the number of pupils enrolled in the 3 previous school years.

9           2. Add \$204 to the result under subd. 1.

10           3. Multiply the result under subd. 2. by the average of the number of pupils  
11 enrolled in the current school year and the 2 preceding school years.

12           **SECTION 1640ho.** 121.91 (2m) (L) of the statutes is created to read:

13           121.91 **(2m)** (L) Except as provided in subs. (3), (4), and (8), no school district  
14 may increase its revenues for the 2019-20 school year or for any school year  
15 thereafter to an amount that exceeds the amount calculated as follows:

16           1. Divide the sum of the amount of state aid received in the previous school year  
17 and property taxes levied for the previous school year, excluding property taxes  
18 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)  
19 (c), by the average of the number of pupils enrolled in the 3 previous school years.

20           2. Multiply the amount of the revenue increase per pupil allowed under this  
21 subsection for the previous school year by the sum of 1.0 plus the allowable rate of  
22 increase under s. 73.0305 expressed as a decimal.

23           3. Multiply the result under subd. 2. by the average of the number of pupils  
24 enrolled in the current school year and the 2 preceding school years.

25           **SECTION 1640hp.** 121.91 (2m) (r) 1. (intro.) of the statutes is amended to read:

1           121.91 (2m) (r) 1. (intro.) Notwithstanding pars. (c) to ~~(i)~~ (L), if a school district  
2 is created under s. 117.105, its revenue limit under this section for the school year  
3 beginning with the effective date of the reorganization shall be determined as follows  
4 except as provided under subs. (3) and (4):

5           **SECTION 1640hq.** 121.91 (2m) (r) 1. b. of the statutes is amended to read:

6           121.91 (2m) (r) 1. b. Add an amount equal to the amount of revenue increase  
7 per pupil allowed under this subsection for the previous school year multiplied by the  
8 sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal  
9 to the result under subd. 1. a., except that in calculating the limit for the 2013-14  
10 school year and the 2014-15 school year, add \$75 to the result under subd. 1. a., and  
11 in calculating the limit for the 2015-16 and 2016-17 school year and any school year  
12 thereafter years, make no adjustment to the result under subd. 1. a., in calculating  
13 the limit for the 2017-18 school year, add \$200 to the result under subd. 1. a., and  
14 in calculating the limit for the 2018-19 school year, add \$204 to the result under  
15 subd. 1. a.

16           **SECTION 1640hr.** 121.91 (2m) (s) 1. (intro.) of the statutes is amended to read:

17           121.91 (2m) (s) 1. (intro.) Notwithstanding pars. (e) to ~~(i)~~ (L), if territory is  
18 detached from a school district to create a new school district under s. 117.105, the  
19 revenue limit under this section of the school district from which territory is detached  
20 for the school year beginning with the effective date of the reorganization shall be  
21 determined as follows except as provided in subs. (3) and (4):

22           **SECTION 1640hs.** 121.91 (2m) (s) 1. b. of the statutes is amended to read:

23           121.91 (2m) (s) 1. b. Add an amount equal to the amount of revenue increase  
24 per pupil allowed under this subsection for the previous school year multiplied by the  
25 sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal



1 to the result under subd. 1. a., except that in calculating the limit for the 2013-14  
2 school year and the 2014-15 school year, add \$75 to the result under subd. 1. a., and  
3 in calculating the limit for the 2015-16 and 2016-17 school year ~~and any school year~~  
4 ~~thereafter~~ years, make no adjustment to the result under subd. 1. a., in calculating  
5 the limit for the 2017-18 school year, add \$200 to the result under subd. 1. a., and  
6 in calculating the limit for the 2018-19 school year, add \$204 to the result under  
7 subd. 1. a.”.

8 **80.** Page 839, line 24: after that line insert:

9 “**SECTION 1640w.** 121.91 (4) (m) of the statutes is created to read:

10 121.91 (4) (m) 1. In this paragraph, “local law enforcement agency” means a  
11 governmental unit of one or more persons employed full time by a city, town, village,  
12 or county in this state for the purpose of preventing and detecting crime and  
13 enforcing state laws or local ordinances, employees of which unit are authorized to  
14 make arrests for crimes while acting within the scope of their authority.

15 2. The limit otherwise applicable to a school district under sub. (2m) in any  
16 school year is increased by an amount equal to \$100 times the number of pupils  
17 enrolled in the school district or \$40,000, whichever is greater, for the purpose of  
18 covering compensation costs associated with providing security officers in the school  
19 district, purchasing safety equipment, or improving school safety. The increase in  
20 the limit under this subdivision applies only if the school board and a local law  
21 enforcement agency have jointly developed a school safety expenditure plan,  
22 consistent with the school safety plan under s. 118.07 (4), that covers each school in  
23 the school district and that describes the manner in which the additional revenue  
24 shall be used, and the school board approves and submits the school safety

1 expenditure plan to the state superintendent for the purpose of calculating the school  
2 district's revenue limit.

3 3. Any additional revenue received by a school district as a result of subd. 2.  
4 shall not be included in the base for determining the school district's limit under sub.  
5 (2m) for the following school year.

6 **SECTION 1640z.** 121.91 (4) (n) 1. of the statutes, as affected by 2017 Wisconsin  
7 Act 36, is amended to read:

8 121.91 (4) (n) 1. The For a school district that qualifies as provided under s.  
9 118.60 (4e), beginning in the school year described in s. 118.60 (4e) (e) and annually  
10 thereafter, the limit otherwise applicable to a school district under sub. (2m) in any  
11 school year is increased by an amount equal to the amount determined for that school  
12 district under ss. 115.7915 (4m) (f) and 118.60 (4d) (b) 1.”.

13 **81.** Page 840, line 8: after that line insert:

14 “**SECTION 1641q.** 121.91 (7) of the statutes is amended to read:

15 121.91 (7) Except as provided in subs. (4) (f) 2. and ~~(n)~~ (m) to (qe) and (8), if an  
16 excess revenue is approved under sub. (3) for a recurring purpose or allowed under  
17 sub. (4), the excess revenue shall be included in the base for determining the limit  
18 for the next school year for purposes of this section. If an excess revenue is approved  
19 under sub. (3) for a nonrecurring purpose, the excess revenue shall not be included  
20 in the base for determining the limit for the next school year for purposes of this  
21 section.”.

22 **82.** Page 1030, line 15: delete the material beginning with that line ending on  
23 page 1032, line 2.

