

State of Wisconsin



2005 Assembly Bill 730

Date of enactment:
Date of publication*:

2005 WISCONSIN ACT

AN ACT *to amend* 118.40 (2r) (a), 118.40 (2r) (b) 2. and 118.40 (2r) (c) 1.; and *to create* 118.40 (2r) (a) 2., 118.40 (2r) (b) 1. e., 118.40 (2r) (br) and 118.40 (2r) (c) 4. of the statutes; **relating to:** independent charter schools established by University of Wisconsin institutions.

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

SECTION 1. 118.40 (2r) (a) of the statutes is amended to read:

118.40 (2r) (a) In this subsection, "~~instructional~~:"

1. "Instructional staff" has the meaning given in the rules promulgated by the department under s. 121.02 (1) (a) 2.

SECTION 2. 118.40 (2r) (a) 2. of the statutes is created to read:

118.40 (2r) (a) 2. "University" has the meaning given in s. 36.05 (13).

SECTION 3. 118.40 (2r) (b) 1. e. of the statutes is created to read:

118.40 (2r) (b) 1. e. The chancellor of a university, as provided in par. (br).

SECTION 4. 118.40 (2r) (b) 2. of the statutes is amended to read:

118.40 (2r) (b) 2. A charter shall include all of the provisions specified under sub. (1m) (b) 3. to 14. A contract shall include all of the provisions specified under sub. (1m) (b) 1. to 14. and shall specify the effect of the establishment of the charter school on the liability of the contracting entity under this paragraph. The contract may include other provisions agreed to by the parties. The chancellor of the ~~University of Wisconsin–Milwaukee~~

~~or of the University of Wisconsin–Parkside~~ a university may not establish or enter into a contract for the establishment of a charter school under this paragraph without the approval of the board of regents of the University of Wisconsin System.

SECTION 5. 118.40 (2r) (br) of the statutes is created to read:

118.40 (2r) (br) The chancellor of a university, other than those specified in par. (b) 1. b. and c., may request the state superintendent for approval to establish or contract for the establishment of up to 5 charter schools. The state superintendent shall approve the first 5 requests received and shall maintain a waiting list of universities whose requests are received after the first 5.

2. By March 1, 2007, or by a date specified by the state superintendent for universities selected from the waiting list, the chancellor of each approved university shall submit a charter school plan to the state superintendent. The plan shall describe the university's plan for soliciting charter school proposals and for monitoring charter schools that are established. The plan shall also describe how the university intends to collaborate with school boards and state and local organizations to establish charter schools that encourage the development and implementation of innovative teaching methods and the improvement of the educational system. The state super-

* Section 991.11, WISCONSIN STATUTES 2003–04 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

2005 Wisconsin Act

2005 Assembly Bill 730

intendent shall post the plans on the department's Internet site.

3. If an approved university fails to submit a plan by the date specified under subd. 2., the university may not establish or contract for the establishment of a charter school. Instead, the state superintendent shall notify all of the remaining universities that the first to submit a plan, as described under subd. 2., will be eligible to establish or contract for the establishment of up to 5 charter schools.

SECTION 5g. 118.40 (2r) (c) 1. of the statutes is amended to read:

118.40 (2r) (c) 1. Except as provided in ~~subd.~~ subds. 3. and 4., only pupils who reside in the school district in

which a charter school established under this subsection is located may attend the charter school.

SECTION 5r. 118.40 (2r) (c) 4. of the statutes is created to read:

118.40 (2r) (c) 4. If a university establishes or contracts for the establishment of a charter school under par. (br), any pupil who resides in this state may attend the charter school.

SECTION 6. Nonstatutory provisions.

(1) No charter school established by a university, other than the University of Wisconsin-Milwaukee or the University of Wisconsin-Parkside, may begin operating before July 1, 2007.
