

1 **AN ACT** *to create* 121.91 (4) (L) of the statutes; **relating to:** school revenue limits.

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This draft was prepared for the Joint Legislative Council’s Special Committee on School Safety.

This draft is based on the proposed state Senate amendment to the 2007–09 Biennial Budget Bill [2007 Senate Bill 40.] The amendment was adopted by the state Senate, but was not recommended by the state Assembly and was not included in the final version of the bill. [2007 Act 20.]

The provisions are described in Memo No. 6, *Provisions Relating to School Revenue Limits* (November 5, 2008).

2 **SECTION 1.** 121.91 (4) (L) of the statutes is created to read:

3 121.91 (4) (L) 1. In this paragraph, “local law enforcement agency” means a
4 governmental unit of one or more persons employed full–time by a city, town, village, or
5 county in the state for the purpose of preventing and detecting crime and enforcing state laws
6 or local ordinance, employees of which unit are authorized to make arrests for crimes while
7 acting within the scope of their authority.

8 2. The limit otherwise applicable to a school district under sub. (2m) in any school year
9 is increased by an amount equal to 100 times the number of pupils enrolled in the school
10 district or \$40,000, whichever is greater, for the purpose of covering compensation costs
11 associated with providing security officers in the district and purchasing safety equipment.
12 The increase in the limit under this subdivision applies only if the school board and a local law
13 enforcement agency jointly developed a school safety [expenditure] plan that covers each
14 school in the school district and that describes the manner in which the increased revenues

1 shall be used, and the school board submits the school safety [expenditure] plan to the state
2 superintendent.

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

6 **SECTION 2. Initial applicability; Public Instruction.**

7 **(1) SCHOOL SAFETY MEASURES; REVENUE LIMIT ADJUSTMENT.** The treatment of section
8 121.91 (4) (L) of the statutes first applies to the calculation of a school district's revenue limit
9 for the 2009–10 school year.

NOTE: 1. The committee may wish to review the scope of the expenditures permitted under the draft. As drafted, the expenditures are limited to those costs associated with providing “security officers in the district and purchasing safety equipment”.

2. The committee may wish to review the draft's requirement that the school and a local law enforcement agency jointly develop a “school safety plan”. Elsewhere the committee is considering changes in the school district's “school safety plan” [see WLC: 0348/1] that is likely to be confused with the “school safety plan” under this proposal. One option would be to refer in this proposal to a “school safety expenditure plan”. A second option would be to require the school district to make its expenditures under the revenue limit exemption “consistent with the school plan” described under the broader school plan statute rather than requiring a new and different plan to be developed with a local law enforcement agency.

3. The committee may wish to review the dollar limits in the draft and also the initial applicability date (2009–10 school year) for the calculation of a school district's revenue limit.