

State of Misconsin 2017 - 2018 LEGISLATURE

LRB-5637/1 FFK:kjf&wlj

2017 ASSEMBLY BILL 1058

March 22, 2018 - Introduced by Representatives Pope, Bowen, Genrich, Considine, Hebl, Vruwink, C. Taylor, Kolste, Zepnick, Subeck, Zamarripa, Hesselbein, Brostoff, Ohnstad, Fields, Riemer, Crowley, Goyke, Meyers, Sinicki, Stuck, Berceau, Billings, Shankland, Hintz, Sargent, Spreitzer and Anderson, cosponsored by Senators Bewley, Larson, Johnson, Erpenbach, Miller, Vinehout, Hansen, L. Taylor, Schachtner and Shilling. Referred to Committee on Education.

AUTHORS SUBJECT TO CHANGE

AN ACT to amend 119.04 (1); and to create 20.255 (2) (dh) and 115.369 of the statutes; relating to: school violence prevention and reduction grants, providing an exemption from emergency rule procedures, granting rule-making authority, and making an appropriation.

Analysis by the Legislative Reference Bureau

This bill requires the Department of Public Instruction to provide grants to school districts to develop and implement programs to prevent and reduce violence in schools. Under the bill, DPI will establish, by rule, the eligibility criteria for these grants and the school violence reduction activities that may be funded with grant proceeds. The bill further specifies that grant proceeds may not be used to pay school district personnel costs.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

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

5 SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert 6 the following amounts for the purposes indicated:

ASSEMBLY BILL 1058

23

and equity programs.

2017-18 2018-19

1	20.255 Public Instruction, department of
2	(2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING
3	(dh) Violence prevention and reduc-
4	tion grants GPR A -0- 24,000,000
5	Section 2. 20.255 (2) (dh) of the statutes is created to read:
6	20.255 (2) (dh) Violence prevention and reduction grants. The amounts in the
7	schedule for grants to school districts under s. 115.369.
8	Section 3. 115.369 of the statutes is created to read:
9	115.369 Violence prevention and reduction grants. (1) Beginning in the
10	2018-19 school year, the department shall award grants on a competitive basis to
11	school districts to develop and implement programs to prevent and reduce violence
12	in schools.
13	(2) A school district may not expend proceeds of a grant received under this
14	section on school district personnel costs.
15	(3) The department shall promulgate rules to implement and administer this
16	section, including all of the following:
17	(a) Rules that specify eligibility criteria for receiving a grant under this section.
18	(b) Rules that specify eligible uses of grant proceeds, including funding any of
19	the following school violence prevention activities:
20	1. Developing and implementing conflict resolution or dispute management
21	strategies, including restorative justice and student leadership programs.
22	2. Providing character education, asset building, peer mediation, antibullying,

ASSEMBLY BILL 1058

3

4

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

- 3. Developing and implementing suicide risk screening, intervention, and
 prevention efforts.
 - 4. Implementing behavioral systems of support.
 - 5. Developing and implementing violence prevention curricula.
- 6. Providing wraparound services for pupils, community schools, and family
 engagement activities.
 - 7. Providing school threat or risk assessments.
 - 8. Developing and implementing safety, violence prevention, emergency preparedness, and all-hazards school plans.
 - 9. Providing trainings with local community or law enforcement partners.
 - **SECTION 4.** 119.04 (1) of the statutes, as affected by 2017 Wisconsin Act 59, is amended to read:
 - 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c), 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.363, 115.364, 115.365 (3), 115.367, 115.369, 115.38 (2), 115.415, 115.445, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.196, 118.20, 118.223, 118.225, 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.255, 118.258, 118.291, 118.292, 118.293, 118.30 to 118.43, 118.46, 118.50, 118.51, 118.52, 118.53, 118.55, 118.56, 120.12 (2m), (4m), (5), and (15) to (27), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35), (37), (37m), (38), and (39), 120.137, 120.14, 120.20, 120.21 (3), and 120.25 are applicable to a 1st class city school district and board but not, unless explicitly provided in this chapter or in the terms of a contract, to the commissioner or to any school transferred to an opportunity schools and partnership program.

ASSEMBLY BILL 1058

SECTION 5. Nonstatutory provisions.

(1) EMERGENCY RULE MAKING. The department of public instruction may promulgate emergency rules under section 227.24 of the statutes to implement section 115.369 of the statutes. Notwithstanding section 227.24 (1) (e) 1d. of the statutes, the department of public instruction is not required to prepare a statement of the scope of the rules required under section 115.369 of the statutes if emergency rules are promulgated under this subsection. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this subsection remain in effect until July 1, 2019, or the date on which permanent rules take effect, whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

15 (END)