



State of Wisconsin
2023 - 2024 LEGISLATURE

LRB-5732/1
JK&FFK:amn

2023 ASSEMBLY BILL 1108

February 23, 2024 - Introduced by Representatives WITKE, DUCHOW, S. JOHNSON, MAXEY, MOSES, MURSAU and O'CONNOR, cosponsored by Senators JAMES and WANGGAARD. Referred to Committee on Education.

AUTHORS SUBJECT TO CHANGE

1 **AN ACT to renumber and amend** 117.01; **to amend** 16.967 (6) (a); and **to create**
2 16.967 (6) (c), 70.09 (2) (e), 115.28 (12), 117.01 (2) and 236.12 (2) (ar) of the
3 statutes; **relating to:** school district boundary adjustments for lots in newly
4 created subdivisions and requiring school district boundary mapping that is
5 compatible with the statewide digital map.

Analysis by the Legislative Reference Bureau

Current law requires that various state agencies annually submit to the Department of Administration a plan to integrate land information so that the information is readily available for use by any state, local governmental unit, or public utility. Under current law, DOA must receive the land information integration plans by March 31 of each year. Under the bill, the Department of Public Instruction is also required to annually provide a land information integration plan.

The bill requires the land information officer of each county to annually submit to DPI a digital mapping file of the boundaries of each school district in whole or in part within the county. In addition, the real property lister of each county must assign each lot in a subdivision created after the bill's effective date to the appropriate school district and notify DPI of that assignment. Under the bill, if the lot includes the boundary of two or more school districts, the real property lister must assign the lot to the school district that encompasses more than 50 percent of the lot's property. However, lots created by the subdivision platting process designated as next phase or identified as for future development and being greater than five acres are not subject to school district reassignment by the real property lister.

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Finally, the state superintendent must annually publish and maintain a statewide school district boundary layer that is compatible with the statewide digital map maintained by DPI.

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:

1 **SECTION 1.** 16.967 (6) (a) of the statutes is amended to read:

2 16.967 **(6)** (a) By March 31 of each year, the department of administration, the
3 department of agriculture, trade and consumer protection, the department of safety
4 and professional services, the department of health services, the department of
5 natural resources, the department of tourism, the department of revenue, the
6 department of transportation, the department of public instruction, the board of
7 regents of the University of Wisconsin System, the public service commission, and
8 the board of curators of the historical society shall each submit to the department a
9 plan to integrate land information to enable such information to be readily
10 translatable, retrievable, and geographically referenced for use by any state, local
11 governmental unit, or public utility. Upon receipt of this information, the
12 department shall integrate the information to enable the information to be used to
13 meet land information data needs. The integrated information shall be readily
14 translatable, retrievable, and geographically referenced to enable members of the
15 public to use the information.

16 **SECTION 2.** 16.967 (6) (c) of the statutes is created to read:

17 16.967 **(6)** (c) No later than March 31, 2025, and no later than March 31 in each
18 year thereafter, the land information officer of each county shall submit to the
19 department of public instruction a digital mapping file of the boundaries of each

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1 school district in whole or in part within the county, identified by the applicable
2 taxing jurisdictions in the most recent tax assessment year.

3 **SECTION 3.** 70.09 (2) (e) of the statutes is created to read:

4 70.09 (2) (e) To assign a lot in a subdivision, as defined in s. 236.02 (12), that
5 is created after the effective date of this paragraph [LRB inserts date], to the
6 appropriate school district and notify the department of public instruction of that
7 assignment. For purposes of this paragraph, if the lot includes the boundary of 2 or
8 more school districts, the real property lister shall assign the lot to the school district
9 that encompasses more than 50 percent of the lot's property. Those lots created by
10 the subdivision platting process designated as next phase or identified as for future
11 development and being greater than 5 acres are not subject to school district
12 reassignment as prescribed in this paragraph.

13 **SECTION 4.** 115.28 (12) of the statutes is created to read:

14 115.28 (12) SCHOOL DISTRICT BOUNDARIES; STATEWIDE DATA SET. (a) By March 1,
15 2025, and annually thereafter, publish and maintain a statewide school district
16 boundary layer that is compatible with the statewide digital map maintained by the
17 department of public instruction.

18 (b) Annually, beginning in the 2025-26 school year, submit the statewide school
19 district boundary layer to the U.S. bureau of the census.

20 **SECTION 5.** 117.01 of the statutes is renumbered 117.01 (intro.) and amended
21 to read:

22 **117.01 Applicability.** (intro.) This chapter does not apply to any of the
23 following:

24 **(1)** A school district reorganization affecting a school district operating under
25 ch. 119.

ASSEMBLY BILL 1108**SECTION 6**

1 **SECTION 6.** 117.01 (2) of the statutes is created to read:

2 117.01 (2) A school district reorganization under s. 70.09 (2) (e).

3 **SECTION 7.** 236.12 (2) (ar) of the statutes is created to read:

4 236.12 (2) (ar) If a final plat includes a lot that may be assigned to a school
5 district by a real property lister under s. 70.09 (2) (e), within 2 days after the final
6 plat is submitted under par. (ac), the department shall transmit an electronic copy
7 of the plat, or, if the department prefers, 2 legible hard copies of the plat, to the clerk
8 of each school district included in the plat.

9 **SECTION 8. Nonstatutory provisions.**

10 (1) INITIAL STATEWIDE SCHOOL DISTRICT BOUNDARY LAYER.

11 (a) By no later than the last day of the 3rd month beginning after the effective
12 date of this paragraph, each county land information officer shall submit to the
13 department of public instruction a digital mapping file that includes the boundaries
14 of each school district in the county that is consistent with how parcels were taxed
15 in the most recent tax assessment year.

16 (b) The department of public instruction shall identify any differences between
17 school district boundary maps maintained by the department and the mapping files
18 submitted by county land information officers under par. (a).

19 (c) By no later than the first day of the 13th month beginning after the effective
20 date of this paragraph, the department of public instruction, in coordination with
21 county real property listers and land information officers, shall confirm school
22 district boundaries in each county and prepare a statewide school district boundary
23 layer that is compatible with the statewide digital map maintained by the
24 department. The department shall submit the school district boundaries, as

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1 confirmed under this paragraph, to the department of administration and the U.S.
2 bureau of the census.

3 (END)