
Wisconsin Legislative Council

ACT MEMO



April 1, 2021

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2021 Wisconsin Act 18 [2021 Senate Bill 109]

Full-Time Open Enrollment in a Fully Virtual Program

The full-time open enrollment statutes permit a student to attend a public school in a district other than the district in which they reside (“nonresident school district”). Under prior law, the location of a fully virtual program provided by a school that is not a virtual charter school was unclear for the purposes of full-time open enrollment. As such, prior law was unclear as to whether a student could open enroll into a fully virtual program provided by a nonresident school district, because it was unclear whether such a program was “located in” the nonresident district.

2021 Wisconsin Act 18 clarifies that, for the 2021-22 school year, nonresident students may attend a fully virtual program provided by a nonresident school district under full-time open enrollment. Additionally, during the 2021-22 school year, the location of a fully virtual program is the school district governed by the school board offering the program or the school district in which the charter school offering the program is located.

Effective date: March 28, 2021

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