

Report From Agency
FINAL REPORT
CLEARINGHOUSE RULE 18-096
CHAPTER PI 36
PUBLIC SCHOOL INTER-DISTRICT OPEN ENROLLMENT

Analysis by the Department of Public Instruction

Statutory authority: s. 227.11 (2) (a) (intro.), Stats.

Statute interpreted: s. 118.51, Stats.

The proposed rule clarifies Chapter PI 36 of the Wisconsin Administrative Code, specifically as it relates to alternative applications under the open enrollment program. The proposed rule allows school districts to approve alternative applications for the current school year from January to July in grades or special education services that do not have space limitations for the following school year.

The hearing notice was published in the December 26th, 2018, edition of the Wisconsin Administrative Register. A public hearing was held on January 28th, 2019.

Summary of public comments relative to the rule and the agency's response (bolded) to those comments:

No persons testified at the January 28th hearing on the proposed rule and no persons submitted written testimony. Therefore, no changes are needed as a result of public testimony.

Changes to the analysis or the fiscal estimate:

- No changes are needed.

Responses to Clearinghouse Report:

- No comments were received. Therefore, no changes are needed.

Changes deemed necessary by the Department to improve implementation of the rule:

- Revised the provision treated under SECTION 1 of the proposed rule to correctly state that the rule amends s. PI 36.04 (7), as given in the rule's introductory statement (SECTION 1 of the proposed rule that was submitted to the Legislative Council Rules Clearinghouse incorrectly states that the rule amends s. PI 34.07, which does not currently exist).