

**ORDER OF THE
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
AMENDING RULES**

The state superintendent of public instruction hereby amends PI 25.02 (6) (intro.), PI 25.05 (2), and PI 25.07 (1) (b) 3., (2) (a) 4., and the following note, relating to the children at risk program.

ANALYSIS BY THE DEPARTMENT OF PUBLIC INSTRUCTION

Statutory authority: ss. 118.153 (7) and 227.11 (2) (a), Stats.

Statute interpreted: s. 118.153, Stats.

The children at risk rules under ch. PI 25 are being modified to correspond to changes made to the children at risk statutes under s. 118.153, as a result of 2003 Wisconsin Act 33. The proposed rule will eliminate the phrase “failed the high school graduation examination administered under s. 118.30 (1m)(d), Stats.,” throughout chapter PI 25. Also, the note at the end of the chapter will be modified to refer to the Division for Academic Excellence rather than the Division for Learning Support: Content and Learning.

The proposed rules are modified to conform to current statutory language. Therefore, pursuant to s. 227.16 (2) (b), Stats., the department will not hold public hearings regarding these rules.

SECTION 1. PI 25.02 (6) (intro.) is amended to read:

PI 25.02 (6) (intro.) “Children at risk” or “at risk” means pupils in grades 5 to 12 who are at risk of not graduating from high school because they ~~failed the high school graduation test under s. 118.30 (1m) (d), Stats.,~~ are dropouts, or are two or more of the following:

SECTION 2. PI 25.05 (2) is amended to read:

PI 25.05 (2) Pupils served under this section who receive high school diplomas may not be counted in meeting the conditions under s. PI 25.07 (1) (b), unless the pupil met high school graduation requirements under s. 118.33, Stats., ~~passed the high school graduation exam administered under s. 118.30 (1m) (d), Stats.,~~ or completed a program under s. 118.33 (2) (m), Stats.

SECTION 3. PI 25.07 (1) (b) 3., (2) (a) 4. and the following note are amended to read:

PI 25.07 (1) (b) 3. The pupil, if a high school senior, received a high school diploma ~~or passed the high school graduation test administered under s. 118.30 (1m) (d), Stats.~~

(2) (a) 4. The number of pupils, if high school seniors, who received a high school diploma ~~or passed the high school graduation test administered under s. 118.30 (1m) (d), Stats.~~

NOTE: Form PI 2375. Annual Report for Children At Risk Program, may be obtained at no charge from the Department of Public Instruction, Division for ~~Learning Support: Content and Learning~~ Academic Excellence, P.O. Box 7841, Madison, WI 53707.

The rules contained in this order shall take effect on the first day of the month commencing after the date of publication in the Wisconsin Administrative Register, as provided in s. 227.22(2)(intro.), Stats.

Dated this _____ day of January, 2004

Elizabeth Burmaster
State Superintendent