



State of Wisconsin  
2021 - 2022 LEGISLATURE

LRBs0224/1  
KRP:wlj

**ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO ASSEMBLY BILL 564**

September 21, 2021 - Offered by Representatives VINING, CONSIDINE, BROSTOFF and  
MOORE OMOKUNDE.

1     **AN ACT to repeal** 115.364 (1) (a), (am) and (b), 115.364 (2) (a) 2. and 3. and 115.364  
2           (2) (b) 2.; **to renumber and amend** 115.364 (1) (intro.) and 115.364 (2) (b) 1.;  
3           **to consolidate, renumber and amend** 115.364 (2) (a) (intro.) and 1.; and **to**  
4           **amend** 20.255 (2) (da), 115.364 (title), 115.367 (1) and 118.40 (2r) (e) 2p. a. of  
5           the statutes; **relating to:** school mental health and pupil wellness;  
6           school-based mental health services grants; and making an appropriation.

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

7           **SECTION 1.** 20.255 (2) (da) of the statutes is amended to read:  
8           20.255 (2) (da) ~~*Aid for school mental*~~ *Mental health programs and pupil*  
9           *wellness aid.* The amounts in the schedule for aid to school districts and independent  
10          charter schools employ, hire, and retain pupil services professionals under s. 115.364.

11          **SECTION 2.** 115.364 (title) of the statutes is amended to read:

1           **115.364** (title) ~~Aid for school mental~~ **Mental health programs and pupil**  
2 **wellness aid.**

3           **SECTION 3.** 115.364 (1) (intro.) of the statutes is renumbered 115.364 (1) and  
4 amended to read:

5           115.364 (1) In this section, “pupil services professional” means a school  
6 counselor, school social worker, school psychologist, or school nurse.

7           **SECTION 4.** 115.364 (1) (a), (am) and (b) of the statutes are repealed.

8           **SECTION 5.** 115.364 (2) (a) (intro.) and 1. of the statutes are consolidated,  
9 renumbered 115.364 (2) (a) and amended to read:

10           115.364 (2) (a) Beginning in the ~~2018-19~~ 2021-22 school year and annually  
11 thereafter, the state superintendent shall ~~do all of the following:~~ 1. Subject, subject  
12 to par. (b), from the appropriation under s. 20.255 (2) (da), pay to an eligible  
13 reimburse a school district board, the operator of a charter school established under  
14 s. 118.40 (2r) or (2x), or the governing body of a private school participating in a  
15 program under s. 118.60 or 119.23 for an amount equal to 50 percent of the amount  
16 by which the school district increased its expenditures made by the school board,  
17 operator, or governing body in the preceding school year to employ, hire, or retain  
18 social workers over the amount it expended in the school year immediately preceding  
19 the preceding school year to employ, hire, or retain social workers pupil services  
20 professionals.

21           **SECTION 6.** 115.364 (2) (a) 2. and 3. of the statutes are repealed.

22           **SECTION 7.** 115.364 (2) (b) 1. of the statutes is renumbered 115.364 (2) (b) and  
23 amended to read:

24           115.364 (2) (b) If the appropriation under s. 20.255 (2) (da) in any fiscal year  
25 is insufficient to pay the full amount of aid under par. (a), the state superintendent

1 shall prorate state aid payments among the school districts, private schools, and  
2 independent charter schools boards, operators of charter schools established under  
3 s. 118.40 (2r) and (2x), and governing bodies of private schools participating in  
4 programs under ss. 118.60 and 119.23 that are eligible for the aid.

5 **SECTION 8.** 115.364 (2) (b) 2. of the statutes is repealed.

6 **SECTION 9.** 115.367 (1) of the statutes is amended to read:

7 115.367 (1) GRANT PROGRAM. The department shall establish and administer  
8 a competitive program to award grants to school boards and operators of charter  
9 schools under s. 118.40 (2r) or (2x) for the purpose of collaborating with ~~community~~  
10 ~~mental health agencies~~ mental health providers to provide mental health services  
11 to pupils. School boards and operators of charter schools under s. 118.40 (2r) and (2x)  
12 may apply for a grant under this section individually or as a consortium of school  
13 boards, charter schools, or both. For purposes of this subsection, a “consortium of  
14 school boards” includes a cooperative educational service agency.

15 **SECTION 10.** 118.40 (2r) (e) 2p. a. of the statutes is amended to read:

16 118.40 (2r) (e) 2p. a. Add the amounts appropriated in the current fiscal year  
17 under s. 20.255 (2), except s. 20.255 (2) (ac), (aw), (az), (bb), (da), (dj), (du), (fm), (fp),  
18 (fq), (fr), (fu), (k), and (m); and s. 20.505 (4) (es); and the amount, as determined by  
19 the secretary of administration, of the appropriation under s. 20.505 (4) (s) allocated  
20 for payments to telecommunications providers under contracts with school districts  
21 and cooperative educational service agencies under s. 16.971 (13).

22 **SECTION 11. Fiscal changes.**

23 (1) MENTAL HEALTH AND PUPIL WELLNESS AID. In the schedule under s. 20.005 (3)  
24 for the appropriation to the department of public instruction under s. 20.255 (2) (da),  
25 the dollar amount for fiscal year 2021-22 is increased by \$16,500,000 for the

1 purposes for which the appropriation is made. In the schedule under s. 20.005 (3)  
2 for the appropriation to the department of public instruction under s. 20.255 (2) (da),  
3 the dollar amount for fiscal year 2022-23 is increased by \$18,000,000 for the  
4 purposes for which the appropriation is made.

5 (END)