



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-0470/3
FFK:amn

2019 BILL

1 **AN ACT** *to amend* 119.04 (1); and *to create* 115.28 (17m) and 120.12 (29) of the
2 statutes; **relating to:** informational materials related to a school board's
3 obligation to provide instruction on American Indians.

Analysis by the Legislative Reference Bureau

This bill is explained in the NOTES provided by the Joint Legislative Council in the bill.

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:

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill was prepared for the Joint Legislative Council's Special Committee on State-Tribal Relations.

Current law requires that a school board provide pupils with the following:

1. An instructional program that is designed to give pupils at all grade levels an understanding of human relations, particularly with regard to American Indians, Black Americans, and Hispanics.

2. As part of the social studies curriculum, instruction in the history, culture, and tribal sovereignty of the federally recognized American Indian tribes and bands located in Wisconsin at least twice in the elementary grades and at least once in the high school grades.

The bill requires that the Department of Public Instruction (DPI) develop informational materials related to the requirements described above for distribution to

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school boards annually. The materials must be developed and posted on DPI's website by September 1 of the school year beginning after the bill takes effect. DPI must update the materials in response to any changes to a school board's obligation to provide instruction related to American Indians. The bill also requires that school boards annually provide the informational materials to school board members, school district administrators, certain individuals responsible for curriculum or staff development, principals, and social studies teachers.

1 **SECTION 1.** 115.28 (17m) of the statutes is created to read:

2 115.28 **(17m)** AMERICAN INDIAN INSTRUCTION; INFORMATIONAL MATERIALS. (a)

3 Develop informational materials related to a school board's obligation to provide
4 instruction related to American Indians, including all of the following:

5 1. An instructional program designed to give pupils an understanding of
6 human relations, particularly with regard to American Indians, as required under
7 s. 118.01 (2) (c) 8.

8 2. The instruction related to federally recognized American Indian tribes and
9 bands located in this state required under s. 121.02 (1) (L).

10 (b) Update the materials under par. (a) as necessary to accurately reflect a
11 school board's obligation to provide instruction related to American Indians.

12 (c) Annually, provide the materials under par. (a) to school boards.

13 (d) Publish the materials under par. (a) on the department's Internet site.

14 **SECTION 2.** 119.04 (1) of the statutes is amended to read:

15 119.04 **(1)** Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),
16 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,
17 115.345, 115.363, 115.364, 115.365 (3), 115.367, 115.38 (2), 115.415, 115.445, 118.001
18 to 118.04, 118.045, 118.06, 118.07, 118.075, 118.076, 118.10, 118.12, 118.125 to
19 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18,
20 118.19, 118.196, 118.20, 118.223, 118.225, 118.24 (1), (2) (c) to (f), (6), (8), and (10),
21 118.245, 118.25, 118.255, 118.258, 118.291, 118.292, 118.293, 118.30 to 118.43,

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1 118.46, 118.50, 118.51, 118.52, 118.53, 118.55, 118.56, 120.12 (2m), (4m), (5), and (15)
2 to (27), and (29), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35),
3 (37), (37m), and (38), 120.137, 120.14, 120.20, 120.21 (3), and 120.25 are applicable
4 to a 1st class city school district and board but not, unless explicitly provided in this
5 chapter or in the terms of a contract, to the commissioner or to any school transferred
6 to an opportunity schools and partnership program.

7 **SECTION 3.** 120.12 (29) of the statutes is created to read:

8 120.12 **(29)** AMERICAN INDIAN INSTRUCTION; INFORMATIONAL MATERIALS. Annually,
9 provide the materials under s. 115.28 (17m) (a) to all of the following:

10 (a) Each school board member.

11 (b) The school district administrator.

12 (c) Any individual employed by the school district to work as a supervisor,
13 coordinator, or director of curriculum, instruction, or staff development, or an
14 equivalent position.

15 (d) Each principal employed by the school district.

16 (e) Each teacher who teaches social studies in the school district.

17 **SECTION 4. Nonstatutory provisions.**

18 (1) INITIAL MATERIALS; DEADLINE. The state superintendent of public instruction
19 shall develop the materials under s. 115.28 (17m) (a) and publish the materials on
20 the department of public instruction's Internet site, as required under s. 115.28
21 (17m) (d), by no later than September 1 of the school year beginning after the
22 effective date of this subsection.

23 **SECTION 5. Initial applicability.**

