

**INTERDISTRICT TRANSFER AGREEMENT  
FOR THE 2016-2017 SCHOOL YEAR**

Pursuant to sec. 121.85, Stats., (“Chapter 220”), the Board of School Directors of the City of Milwaukee (“MPS”) and the Cudahy School District enter into the following Interdistrict Transfer Agreement for the 2016-2017 school year:

**1) NUMBER OF INTERDISTRICT TRANSFERS**

A. Transfers to the District

Subject to the provisions of Paragraphs 8 and 9 of this Agreement, the District will make available \_\_\_\_\_ seats for interdistrict transfer students from MPS. Those seats shall be provided as follows:

i) For continuing students, \_\_\_\_\_ seats

Continuing students are those students who attended a District school under a written Interdistrict Transfer Agreement in the 2016-2017 school year.

ii) For displaced students, \_\_\_\_\_ seats

Displaced students are those students currently enrolled Chapter 220 students who continue in a suburban district outside of their transportation zone until they move the next level, such as middle school or high school. Upon reaching the next level (i.e., graduation/promotion from the prior level)<sup>1</sup> the students become displaced. The District may make seats available for Milwaukee residents displaced from a suburban district.

**2) SPECIAL EDUCATION STUDENTS**

A. Continuing and displaced students with special education needs, as defined under Chapter 125, Stat., the Individuals with Disabilities Education Act (“IDEA”), 20 U.S.C. 1400, et seq. (“SEN Students”), both current and later identified, shall be eligible to participate in the Chapter 220 program on the same basis as non-SEN students, except MPS and the District reserve the right to reject or return a non-SEN Chapter 220 student if either of the following applies: (a) if the student could otherwise transfer to

MPS or the District pursuant to Chapter 115 because the applicant's district of residence does not have an appropriate program; or (b) the total amount of financial assistance which MPS or the District would receive for the student under chapter 220 and other State reimbursements would be less than the cost of educating the student; the cost of educating the student shall be calculated pursuant to sec. 121.75-121.84, Stats.

- B. Subject to the above, the District and MPS shall provide Special Education Services, including but not limited to Individualized Education Plan Team diagnostic services, individual educational plan placement services and direct service provision, to a transferred student as if that student were a resident student.

### **3) WITHDRAWAL OF INTERDISTRICT TRANSFER STUDENTS**

The receiving district shall notify the sending district of any interdistrict transfer student whom elects to withdraw from participation in Chapter 220 within 14 days of the withdrawal.

### **4) TRANSPORTATION**

MPS will be responsible for the transportation of the interdistrict transfer students. The general guidelines for transporting Chapter 220 transfer students shall be as follows::

- A. One daily round trip to and from school. Except for students being transported under subsection 4) b., all other students will arrive at school in time for the beginning of classes and will depart from school when the class day ends.
- B. Transportation will be provided for students involved with scheduled after school intramural activities. Such after-school activities include intramural and athletics, school operated recreation programs, tutoring, credit classes that meet after school and student government. These activities operate on days school is in session. MPS and suburban school districts will establish daily departure time for after school service; times dependent upon bus availability.
- C. Transportation will be provided for students involved in interscholastic athletics and other scheduled interscholastic activities. If interscholastic athletics or activities have scheduled meets on Saturdays or when school is not in session, transportation will be

provided. MPS and suburban districts will cooperate to provide a safe and efficient method of transportation for the transfer student.

- D. Transportation will be provided for students in co-curricular activities. Students involved in work-study programs will be provided transportation either from their school to their place of employment/study or from the place of employment/study to their school. Transportation from the place of employment/study located within the Chapter 220 area to the student's home will be the responsibility of the student or the suburban district if the student has been bussed to the place of employment/study.
- E. Transportation will be provided for student orientation. Parents may accompany their child. Transportation will, upon request, be provided for district scheduled parent conferences. The suburban district will schedule parent conferences to ensure, to the extent possible, that parents requiring this service arrive and depart the conferences together. Times will be dependent on bus availability.
- F. Transportation will be furnished when students become ill at school and make a request for transportation prior to 12 p.m. Transportation will not be provided for students who are required to stay after school for disciplinary reasons.
- G. Transportation will not be provided for fund raising activities. Transportation will not be provided for social activities. Transportation will not be provided for students attending interscholastic activities, unless they are participating in the activity.
- H. Transportation for activities will not be provided by the District on Sundays or legal holidays, except for sanctioned WIAA practices.
- I. Any other transportation requests must be approved by the MPS's transportation coordinator.
- J. Commencing with the 2001-2002 school year, Milwaukee Public Schools will implement transportation regions for the Chapter 220 Program. The plan applies to those students that reside outside the transportation regions. The three transportation regions are:

**North:** City of Milwaukee North of Hampton Avenue

**Central:** City of Milwaukee between Hampton Avenue and I-94

**South:** City of Milwaukee South of I-94

The implementation of the transportation regions will be accomplished in two stages:

**Stage One:**

The first stage will impact all new Chapter 220 applicants. All new Chapter 220 students will be eligible to attend only those suburban districts that align with the transportation regions effective January 8, 2001.

**Stage Two:**

The second stage will impact all current Chapter 220 students attending a suburban district not aligned with the transportation region and in the top grade of an elementary or middle school. Students in the top grade will not be able to progress to the next level in the suburban school district beginning with the 2002-2003 school year. Parents affected by stage two will need to do one or more of the following as part of the January, 2003 school selection process:

- ◆ Select another appropriate Chapter 220 school district
- ◆ Participate in the Milwaukee Public Schools Three Choice School Selection Process
- ◆ Participation in the Public School Open Enrollment Process (February, 2003) as a possible option to remain in your current suburban district.

**5) CHAPTER 220 COORDINATORS**

The District and MPS shall each designate a member of their staff to coordinate the Chapter 220-transfer program in their respective districts. Each coordinator, working through his or her counterpart, shall assist in resolving parental and administrative concerns with respect to the Chapter 220 program in his or her respective school.

**6) PLANNING COUNCILS**

In accordance with sec. 121.85 (9), Stats., MPS and the District will establish a Planning Council.

- A. MPS will appoint the parent of a District transfer student and the parent of one of its interdistrict transfer students as advisory or public members of the Planning Council.
- B. District will appoint the parent of a MPS transfer student and the parent of one of its interdistrict transfer students as advisory or public members of the Planning Council.

## **7) FUNDING PREREQUISITE TO CONTINUATION OF INTERDISTRICT TRANSFER**

### **AGREEMENT**

MPS and the District strongly support the interdistrict transfer reimbursement provisions contained in secs. 121.85 (6) (b)-(g), Wis. Stats and as set forth by the Wisconsin Department of Public Instruction., For that reason, MPS and the District support continuation of the level of funding generated by the formula as described in secs. 121.85 (6) (b)-(g), Wis. Stats , and as set forth by the Wisconsin Department of Public Instruction. Notwithstanding their strong belief in the educational value and economic justification of such formula, MPS and the District also agree that nothing in this agreement shall require MPS or District to accept or to retain any transfer student for whom it will not receive reimbursement in an amount equal to or greater than its tuition cost as determined by sec. 121.83, Stats., or if District becomes wholly or partly responsible for the transportation costs of interdistrict transfers and does not receive full reimbursement, from whatever source, for such costs in the school year when incurred. Nothing herein stated shall waive any right which MPS or the District may otherwise have under Wisconsin Law.

## **8) SCHOOL DISTRICT RIGHTS**

MPS and the District recognize that they each have and retain the right to determine their own practices and policies concerning (1) class size; (2) pupil-teacher ratios; (3) utilization of space for instructional purposes; (4) building new schools; (5) making additions to existing schools; (6) opening closed schools; (7) converting or reopening buildings or sections of buildings not currently being used for regular K-8, K-12 or union school instructional purposes; (8) determining each school, grade level and section in which they will make seats available for interdistrict transfers. Nothing in this agreement shall require MPS or the District in any future year either to continue, or to deviate from, and existing practice or policy concerning the foregoing, notwithstanding the effect of such continuation or deviation on MPS or the District's ability to continue the number of available seats stated in this agreement.

## 9) TITLE I REIMBURSEMENT DISTRICT RIGHTS

A. The **District** may receive Title I reimbursement on a biannual basis from MPS under the circumstances listed below:

- i. For targeted assistance schools: The District fills out completely and mails to MPS the attached form A (Roster of Chapter 220/Title I Served Pupils) for each Title I School that serves Milwaukee residents Chapter 220 children by Friday, January 20, 2017 (for the first semester) and by Friday, May 19, 2017 (for the second semester). This form identifies eligible Milwaukee resident children receiving Title I services and students who have an academic need.
- ii. For schoolwide schools: Districts are required to identify Milwaukee Chapter 220 children in each eligible school enrolled as of the official enrollment date that they were eligible for free or reduced lunch and have an academic need on the basis of multiple, educationally related, objective criteria established by the District. MPS may request documentation used to determine academic need. The District fills out completely and mails to MPS the attached form A (Roster of Chapter 220/Title I Served Pupils) for each Title I School by Friday, January 20, 2017 (for the first semester) and by Friday, May 19, 2017 (for the second semester). This form identifies eligible Milwaukee Chapter 220 resident children who attend Title I schoolwide schools as of the official enrollment date that were eligible for free or reduce lunch and have an academic need.
- iii. Once MPS verifies the information, reimbursement will be paid for each semester based on one-half of the yearly Milwaukee Public Schools Title I per-pupil amount, which is published and determined by the Wisconsin Department of Public Instruction in September of 2017.
- iv. **No reimbursement** will be made for services provided to children under the age of 5 or 18 years of age or older.
- v. **No reimbursement** will be made for forms submitted after Friday, January 20, 2017 (for the first semester) and after Friday, May 19, 2017 (for the second semester).

B. **MPS** may receive Title I reimbursement on a biannual basis from the District under the circumstances listed below:

- i. For targeted assistance schools: MPS fills out completely and mails to the District a copy of the attached form A (Roster of Chapter 220/Title I Served Pupils) for each MPS Title I School that serves District residents by Friday, January 20, 2017 (for the first semester) and by Friday, May 19, 2017 (for the second semester). This form identifies eligible District resident children receiving Title I services.
  
- ii. For schoolwide schools: MPS will identify District's Chapter 220 children in each eligible school enrolled as of the official enrollment date that they were eligible for free or reduced lunch and have an academic need on the basis of multiple, educationally related, objective criteria established by the District. The District may request documentation used to determine academic need. MPS will fill out completely and mails to the District the attached form A (Roster of Chapter 220/Title I Served Pupils) for each Title I School by Friday, January 20, 2017 (for the first semester) and by Friday, May 19, 2017 (for the second semester). This form identifies eligible the District's Chapter 220 resident children who attend Title I schoolwide schools as of the official enrollment date that were eligible for free or reduce lunch and have an academic need.
  
- iii. Once the District verifies the information, reimbursement will be paid for each semester based on one-half of the yearly District's Title I per-pupil amount. This per-pupil amount will be emailed to the Title I Coordinator for Milwaukee Public Schools no later than October 15 annually.
  
- iv. **No reimbursement** will be made for services provided to children under the age of 5 or 18 years of age or older. .
  
- vi. **No reimbursement** will be made for forms submitted after January 20, 2017 (for the first semester) and after May 19, 2017 (for the second semester).

**3) Term**

The term of this Agreement commences on July 1, 2016 and terminates on June 30, 2017.

BOARD OF EDUCATION SCHOOL  
DISTRICT OF

By:

\_\_\_\_\_

President

Date:

\_\_\_\_\_

BOARD OF SCHOOL DIRECTORS  
OF THE CITY OF MILWAUKEE

By:

\_\_\_\_\_

President

Date:

\_\_\_\_\_