

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: **09/27/1999**

Received By: **mlief**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Loppnow**

This file may be shown to any legislator: **NO**

Drafter: **mlief**

May Contact:

Alt. Drafters:

Subject: **Higher Education - UW System**

Extra Copies: **PG
Sen. Chvala**

Pre Topic:

LFB:.....Loppnow -

Topic:

UW tuition

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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Done 10-4-99 GMB
email 1/7 to Donny Burnett with P-N

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16
Email linked to
Doug Burnett in Sen
Chvala's office

Instructions:

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cmh 10/14/99 *16* *10/4* *10/4*

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kmqf
10/3
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Sen. Chyala (FAX copy)
Pres. Katharine Lyall (FAX copy)

Pre Topic:

→ FAX 262-3985

LFB:.....Loppnow -

Topic:

UW tuition

Instructions:

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14-9-30-99 kmq
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CH KM 9:30

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1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: 09/27/1999

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Wanted: As time permits

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For: Legislative Fiscal Bureau

By/Representing: Loppnow

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Subject: Higher Education - UW System

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CMH
9/28
13

Kjf
9/28

Kjf/jf
9/28

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: 09/27/1999

Received By: mlief

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Dave Loppnow

This file may be shown to any legislator: NO

Drafter: mlief

May Contact:

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Subject: Higher Education - UW System

Extra Copies: PG
Sen. Chvala

Pre Topic:

LFB:.....Loppnow -

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<END>

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: 09/27/1999

Received By: mlief

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: dave loppnow

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Drafter: mlief

May Contact:

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Extra Copies: PG
Sen. Chvala

Pre Topic:

LFB:.....dave loppnow -

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1?	mlief	CMH 9/27	9/27	10/9/27			

FE Sent For:

1

<END>

Ch.36

20.285(1)(m)

5,000,000

The Board of Regents shall not increase tuition for resident undergraduate students beyond an amount that is sufficient to fund those items included in Chapter 20, the state approved compensation plan under s.230.12 (3)(e), and to cover enrollment mix changes and the tuition share of other state costs, except for differential tuition rates, non-traditional course offerings including distance education.

Tuition Share

Final

Conf w/ Sen. Chvala

- except for diff tuition rates already in effect (including Madison initiative)
- report to legislature - contemporaneous
- in years when budget doesn't pass by date tuition set - look to previous 20.285(1)(m)

9/27

TCW/Dave Coppnow

Use joint finance sub in odd-numbered years

fiscal bureau has already taken care of Mad initiative -

Tuition \$ already in (1)(m)

- If UW wishes to impose diff tuition the \$ amt of spending inc in (1)(m)

100

750

150

#50

1999

Date (time) needed

9/27
Today

LRB b 1782 1 1

**LFB BUDGET AMENDMENT
[ONLY FOR LFB]**

MJL:cmh

NOW

See form **AMENDMENTS — COMPONENTS & ITEMS.**

LFB AMENDMENT to ASA 1 to
TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

>>FOR JT. FIN. SUB. — NOT FOR INTRODUCTION<<

D-N

At the locations indicated, amend the bill as follows:

#. Page , line :

#. Page , line :

#. Page , line :

#. Page , line :

#. Page , line :

#. Page , line :

ARC:.....Sande - Am #1 (1), Tuition expenditure authority for the UW System

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

1 ~~At the locations indicated, amend the substitute amendment as follows:~~

2 **1.** Page 44, line 19: after that line insert:

3 "SECTION 70m. 16.50 (5m) of the statutes is amended to read:

4 16.50 (5m) UNIVERSITY INDIRECT COST REIMBURSEMENTS. Subsections (2) to (5)
5 do not apply to expenditures authorized under s. 20.285 (2) (i) 2."

6 **2.** Page 308, line 18: after that line insert:

7 "SECTION 291t. 20.285 (1) (im) of the statutes is amended to read.

8 20.285 (1) (im) *Academic student fees.* Except as provided in sub. (2) (i) 1., the
9 amounts in the schedule ~~Except as provided~~ under pars. (ip), (Lm) and (Ls), all
10 moneys received from academic student fees for degree credit instruction, other than

stet/plan

1 for credit outreach instruction sponsored by the University of Wisconsin-Extension.
2 ~~Except as provided under pars. (ip), (Lm) and (Ls), all moneys received from~~
3 ~~academic student fees shall be credited to this appropriation.”.~~

4 **3.** Page 310, line 14: after that line insert:

5 “SECTION 296m. 20.285 (2) (i) (title) of the statutes is amended to read:

6 20.285 (2) (i) (title) *Expenditures from program revenue appropriations federal*
7 *indirect cost reimbursement appropriation.*

8 SECTION 296s. 20.285 (2) (i) 1. of the statutes is repealed. ✓

9 SECTION 290t. 20.285 (2) (i) 2. of the statutes is renumbered 20.285 (2) (i).”.

10 Insert 2-10 (END)

1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB
.....

Ⓢ

1 1. Page 507, line 3: after that line insert:

2 "SECTION 891m. 36.27[✓] (1) (a) of the statutes is amended to read:

3 36.27 (1) (a) Subject to ~~par.~~ par. (am)[✓] and (c), the board may establish for
4 different classes of students differing tuition and fees incidental to enrollment in
5 educational programs or use of facilities in the system. Except as otherwise provided
6 in this section, the board may charge any student who is not exempted by this section
7 a nonresident tuition. The board may establish special rates of tuition and fees for
8 the extension and summer sessions and such other studies or courses of instruction
9 as the board deems advisable.

History: 1973 c. 333 ss. 68g, 68k, 201f (2); 1973 c. 335; 1975 c. 39, 199; 1977 c. 29; 1981 c. 20; 1983 a. 407; 1985 a. 51, 192; 1987 a. 399; 1989 a. 31 ss. 709p to 710, 2908; 1989 a. 67, 181, 359; 1991 a. 39, 168, 169; 1993 a. 16; 1995 a. 27, 228; 1997 a. 27, 163, 237.

10 SECTION 891r. 36.27 (1) (am) of the statutes is created to read:

11 36.27 (1) (am) The board may not increase academic fees for resident
12 undergraduate students beyond an amount sufficient to fund all of the following:

13 1. In a fiscal year beginning in an even-numbered year, the amount shown in
14 the schedule under s. 20.285[✓] (1) (im) for that fiscal year and in a fiscal year beginning
15 in an odd-numbered year, the amount shown in the schedule under s. 20.285[✓] (1) (im)
16 for that fiscal year in the substitute amendment, introduced by the joint committee
17 on finance, to the biennial budget bill.

18 2. The approved compensation plan under s. 230.12 (3) (e).

19 3. An amount equal to any loss in revenue caused by a change in the relative
20 percentages of undergraduate, graduate, resident and nonresident enrollments from
21 the percentages in the previous academic year.

↘

Tuition. CTJ

1 4. State-imposed costs, as determined by the secretary of administration, not
2 covered by general program revenue.

3 SECTION 891s. 36.27 (1) (b) of the statutes is created to read:

4 36.27 (1) (b) Annually, by September 1, the board shall submit a report to the
5 legislature under s. 13.172 (2) containing the factors the board used to establish
6 academic fees under this subsection for the current academic year.”

7 2. Page 1615, line 20: after that line insert:

8 “(1) The treatment of ss. 16.50 (5m), 20.285 (1) (im), (2) (i) (title), (2) (i) 1. and
9 2. and 36.27 (1) (a), (am) and (b) of the statutes takes effect on July 1, 2000.”

effective
date

(END OF INSERT)

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

??dn

.....

MJC: CMH

DATE

Dave Loppnow:

1. As we discussed, it is not necessary to address the issue of freezing the differential tuition rates in this amendment because the amount of spending increase due to those rates is included in the appropriation under s. 20.285 (1) (im). Similarly, the spending increase due to the Madison Initiative is already included in s. 20.285 (1) (im).

2. Please note that current law does not require the joint committee on finance to introduce a substitute amendment, so it is theoretically possible that in an odd-numbered year, there would be no amount under s. 20.285 (1) (im) to use in setting tuition.

3. Upon further reflection, I decided not to include the non-traditional courses, including long distance education, in the exceptions because it seemed to me that the cost of these courses would be included in the amount under s. 20.285 (1) (im) as degree credit instruction. If I am mistaken, please let me know, and I will redraft.

4. Finally, I directed the secretary of administration to determine what constitutes "state-imposed costs" because the term is not defined, OK?

Madelon J. Lief
Legislative Attorney
Phone: (608) 267-7380

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb1782/1dn
MJL:cmh:hmh

September 27, 1999

Dave Loppnow:

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FROM THE
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LRBb1782/Adn
MJL:cmh:hmh

September 27, 1999 *new date*

Dave Loppnow:

1. As we discussed, it is not necessary to address the issue of freezing the differential tuition rates in this amendment because the amount of spending increase due to those rates is included in the appropriation under s. 20.285 (1) (im). Similarly, the spending increase due to the Madison Initiative is already included in s. 20.285 (1) (im).

2. Please note that current law does not require the joint committee on finance to introduce a substitute amendment, so it is theoretically possible that in an odd-numbered year, there would be no amount under s. 20.285 (1) (im) to use in setting tuition.

At your request,
~~3. Upon further reflection, I decided not to include the nontraditional courses, including long distance education, in the exceptions, because it seemed to me that the cost of these courses would be included in the amount under s. 20.285 (1) (im) as degree credit instruction. If I am mistaken, please let me know, and I will redraft.~~

4. Finally, I directed the secretary of administration to determine what constitutes "state-imposed costs" because the term is not defined, OK?

Madelon J. Lief
Legislative Attorney
Phone: (608) 267-7380

4. Although it is not currently the practice to include the tuition from the non-traditional courses in schedule estimates, if that practice were to change then s. 20.285 (1) (im) would need to be amended. Also, as we discussed, allowing the board of regents to determine the meaning of non-traditional courses could result in an unanticipated increase in tuition. Therefore, as you requested, I have a detailed description of how it determined what courses were non-traditional.

in its annual report

non-traditional



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb1782/12
MJL:cmh:hmh

TODAY

LFB:.....Loppnow - UW tuition

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION.

ASSEMBLY AMENDMENT,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

R^m
of um

✓
D-N

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 44, line 19: after that line insert:

3 "SECTION 70m. 16.50 (5m) of the statutes is amended to read:

4 16.50 (5m) UNIVERSITY INDIRECT COST REIMBURSEMENTS. Subsections (2) to (5)

5 do not apply to expenditures authorized under s. 20.285 (2) (i) 2."

6 2. Page 308, line 18: after that line insert:

7 "SECTION 291t. 20.285 (1) (im) of the statutes is amended to read:

8 20.285 (1) (im) *Academic student fees*. Except as provided in sub. (2) (i) 1., the

9 amounts in the schedule under pars. (ip), (Lm) and (Ls), all moneys received from

10 academic student fees for degree credit instruction, other than for credit outreach

1 instruction sponsored by the University of Wisconsin-Extension. ~~Except as provided~~
2 ~~under pars. (ip), (Lm) and (Ls), all moneys received from academic student fees shall~~
3 ~~be credited to this appropriation.”.~~

4 **3.** Page 310, line 14: after that line insert:

5 “SECTION 296m. 20.285 (2) (i) (title) of the statutes is amended to read:

6 20.285 (2) (i) (title) *Expenditures from program revenue appropriations federal*
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8 SECTION 296s. 20.285 (2) (i) 1. of the statutes is repealed.

9 SECTION 290t. 20.285 (2) (i) 2. of the statutes is renumbered 20.285 (2) (i).”.

10 **4.** Page 507, line 3: after that line insert:

11 “SECTION 891m. 36.27 (1) (a) of the statutes is amended to read:

12 36.27 (1) (a) Subject to ~~par.~~ pars. (am) and (c), the board may establish for
13 different classes of students differing tuition and fees incidental to enrollment in
14 educational programs or use of facilities in the system. Except as otherwise provided
15 in this section, the board may charge any student who is not exempted by this section
16 a nonresident tuition. The board may establish special rates of tuition and fees for
17 the extension and summer sessions and such other studies or courses of instruction
18 as the board deems advisable.

19 SECTION 891r. 36.27 (1) (am) of the statutes is created to read:

20 36.27 (1) (am) The board may not increase academic fees for resident
21 undergraduate students beyond an amount sufficient to fund all of the following:

22 1. In a fiscal year beginning in an even-numbered year, the amount shown in
23 the schedule under s. 20.285 (1) (im) for that fiscal year and in a fiscal year beginning
24 in an odd-numbered year, the amount shown in the schedule under s. 20.285 (1) (im)

1 for that fiscal year in the substitute amendment, introduced by the joint committee
2 on finance, to the biennial budget bill.

3 2. The approved compensation plan under s. 230.12 (3) (e).

4 3. An amount equal to any loss in revenue caused by a change in the relative
5 percentages of undergraduate, graduate, resident and nonresident enrollments from
6 the percentages in the previous academic year.

7 4. State-imposed costs, as determined by the secretary of administration, not
8 covered by general program revenue.

9 **SECTION 891s.** 36.27 (1) (b) of the statutes is created to read:

10 36.27 (1) (b) Annually, by September 1, the board shall submit a report to the
11 legislature under s. 13.172 (2) containing the factors the board used to establish
12 academic fees under this subsection for the current academic year.

13 5. Page 1615, line 20: after that line insert:

14 "(1h) TUITION. The treatment of section 16.50 (5m), 20.285 (1) (im), (2) (i) (title),
15 1. and 2. and 36.27 (1) (a), (am) and (b) of the statutes takes effect on July 1, 2000."

16 (END)

17 5. The cost of nontraditional courses,
including distance education, as
determined by the board.

including a detailed
description of how
the board determined
what courses are
nontraditional under
par. ~~subsec (am)~~ 50

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb1782/2dn
MJL:cmh:kjf

September 28, 1999

Dave Loppnow:

Although it is not currently the practice to include the tuition from the nontraditional courses in schedule estimates, if that practice were to change then s. 20.285 (1) (im) would need to be amended. Also, as we discussed, allowing the board of regents to determine the meaning of nontraditional courses could result in an unanticipated increase in tuition. Therefore, as you requested, I have required the board to include in its annual report a detailed description of how it determined what courses were nontraditional.

Madclon J. Lief
Legislative Attorney
Phone: (608) 267-7380



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb1782/23
MJL:cmh:kjf

LFB:.....Loppnow - UW tuition

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133

TODAY

Rm
run
See p. 3, 1.8

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 1. Page 44, line 19: after that line insert:
- 3 "SECTION 70m. 16.50 (5m) of the statutes is amended to read:
- 4 16.50 (5m) UNIVERSITY INDIRECT COST REIMBURSEMENTS. Subsections (2) to (5)
- 5 do not apply to expenditures authorized under s. 20.285 (2) (i) 2."
- 6 2. Page 308, line 18: after that line insert:
- 7 "SECTION 291t. 20.285 (1) (im) of the statutes is amended to read:
- 8 20.285 (1) (im) *Academic student fees*. Except as provided in sub. (2) (i) 1, the
- 9 amounts in the schedule under pars. (ip), (Lm) and (Ls), all moneys received from
- 10 academic student fees for degree credit instruction, other than for credit outreach

1 instruction sponsored by the University of Wisconsin-Extension. ~~Except as provided~~
2 ~~under pars. (ip), (Lm) and (Ls), all moneys received from academic student fees shall~~
3 ~~be credited to this appropriation.”.~~

4 **3.** Page 310, line 14: after that line insert:

5 “SECTION 296m. 20.285 (2) (i) (title) of the statutes is amended to read:

6 20.285 (2) (i) (title) *Expenditures from program revenue appropriations federal*
7 *indirect cost reimbursement appropriation.*

8 SECTION 296s. 20.285 (2) (i) 1. of the statutes is repealed.

9 SECTION 290t. 20.285 (2) (i) 2. of the statutes is renumbered 20.285 (2) (i).”.

10 **4.** Page 507, line 3: after that line insert:

11 “SECTION 891m. 36.27 (1) (a) of the statutes is amended to read:

12 36.27 (1) (a) Subject to ~~par. pars. (am) and~~ (c), the board may establish for
13 different classes of students differing tuition and fees incidental to enrollment in
14 educational programs or use of facilities in the system. Except as otherwise provided
15 in this section, the board may charge any student who is not exempted by this section
16 a nonresident tuition. The board may establish special rates of tuition and fees for
17 the extension and summer sessions and such other studies or courses of instruction
18 as the board deems advisable.

19 SECTION 891r. 36.27 (1) (am) of the statutes is created to read:

20 36.27 (1) (am) The board may not increase academic fees for resident
21 undergraduate students beyond an amount sufficient to fund all of the following:

22 1. In a fiscal year beginning in an even-numbered year, the amount shown in
23 the schedule under s. 20.285 (1) (im) for that fiscal year and in a fiscal year beginning
24 in an odd-numbered year, the amount shown in the schedule under s. 20.285 (1) (im)

1 for that fiscal year in the substitute amendment, introduced by the joint committee
2 on finance, to the biennial budget bill.

3 2. The approved compensation plan under s. 230.12 (3) (e).

4 3. An amount equal to any loss in revenue caused by a change in the relative
5 percentages of undergraduate, graduate, resident and nonresident enrollments from
6 the percentages in the previous academic year.

7 4. State-imposed costs, as determined by the secretary of administration, not
8 covered by general ~~program~~^{purpose} revenue.

9 5. The cost of nontraditional courses, including distance education, as
10 determined by the board.

11 **SECTION 891s.** 36.27 (1) (b) of the statutes is created to read:

12 36.27 (1) (b) Annually, by September 1, the board shall submit a report to the
13 legislature under s. 13.172 (2) containing the factors the board used to establish
14 academic fees under this subsection for the current academic year, including a
15 detailed description of how the board determined what courses are nontraditional
16 under par. (am) 5.”

17 **5.** Page 1615, line 20: after that line insert:

18 “(1h) TUITION. The treatment of sections 16.50 (5m), 20.285 (1) (im), (2) (i)
19 (title), 1. and 2. and 36.27 (1) (a), (am) and (b) of the statutes takes effect on July 1,
20 2000.”

21 (END)



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb1782/3
MJL:cmh:kjf

Dovg-2665087

LFB:.....Loppnow - UW tuition

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 44, line 18: after that line insert:

3 "SECTION 70m. 16.50 (5m) of the statutes is amended to read:

4 16.50 (5m) UNIVERSITY INDIRECT COST REIMBURSEMENTS. Subsections (2) to (5)

5 do not apply to expenditures authorized under s. 20.285 (2) (i) 2."

6 2. Page 308, line 18: after that line insert:

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9 amounts in the schedule under pars. (ip), (Lm) and (Ls), all moneys received from

10 academic student fees for degree credit instruction, other than for credit outreach

1 instruction sponsored by the University of Wisconsin—Extension. Except as provided
 2 under pars. (ip), (Lm) and (Ls), all moneys received from academic student fees shall
 3 be credited to this appropriation.”

4 3. Page 310, line 14: after that line insert:

5 “SECTION 296m. 20.285 (2) (i) (title) of the statutes is amended to read:

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 7 indirect cost reimbursement appropriation.

8 SECTION 296s. 20.285 (2) (i) 1. of the statutes is repealed.

9 SECTION 290t. 20.285 (2) (i) 2. of the statutes is renumbered 20.285 (2) (i).”

10 4. Page 507, line 8: after that line insert:

11 “SECTION 891m. 36.27 (1) (a) of the statutes is amended to read:

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 13 different classes of students differing tuition and fees incidental to enrollment in
 14 educational programs or use of facilities in the system. Except as otherwise provided
 15 in this section, the board may charge any student who is not exempted by this section
 16 a nonresident tuition. The board may establish special rates of tuition and fees for
 17 the extension and summer sessions and such other studies or courses of instruction
 18 as the board deems advisable.

19 SECTION 891r. 36.27 (1) (am) of the statutes is created to read:

20 36.27 (1) (am) The board may not increase academic fees for resident
 21 undergraduate students beyond an amount sufficient to fund all of the following:

- 22 1. In a fiscal year beginning in an even-numbered year, the amount shown in
 23 the schedule under s. 20.285 (1) (im) for that fiscal year and in a fiscal year beginning
 24 in an odd-numbered year, the amount shown in the schedule under s. 20.285 (1) (im)

1 for that fiscal year in ^athe substitute amendment, introduced by the joint committee
2 on finance, to the biennial budget bill.

3 2. The approved compensation plan ^{s. 230.12(3)(a) and} under s. 230.12 (3) (e). — SEE BELOW

4 3. An amount equal to any loss ^{The Projected Fluctuations} in revenue caused by a change in the relative
5 ^{number} percentages of undergraduate, graduate, resident and nonresident enrollments from
6 the percentages in the previous academic year.

7 4. State-imposed costs, as determined by the secretary of administration, not
8 covered by general purpose revenue, as determined by the board, and reported to
9 the secretary of administration.

10 5. The cost of nontraditional courses, including distance education, as
11 determined by the board, ~~such as~~ ^{such as} summer session, intersession, and differential
12 tuition, initial

13 SECTION 891s. 36.27 (1) (b) of the statutes is created to read:

14 36.27 (1) (b) ^{December 15, 2000 - annually thereafter} Annually, by September 7, the board shall submit a report to the
15 legislature under s. 13.172 (2) containing ~~the factors the board used to establish~~
16 academic fees under this subsection for the current academic year, including a
17 detailed description of how the board determined what courses are nontraditional
18 under par. (am) 5."

19 5. Page 1615, line 20: after that line insert:

20 *(1h) TUITION. The treatment of sections 16.50 (5m), 20.285 (1) (im), (2) (i)
21 (title), 1. and 2. and 36.27 (1) (a), (am) and (b) of the statutes takes effect on July 1,
1999
2000."

(END)

and on the amount by which expenditures from 20.285 (in
in the previous fiscal year exceeded the amount, ^{in the schedule} appropriate
in any year, the purposes for which the additional revenues
were expended, and the amount spent for each purpose,

including prospective fringe benefits costs. If the compensat
Plans for classified and unclassified staff have not been approved
the board may increase tuition up to its recommendation for
unclassified staff and the department of administration guidelines for
classified staff.

Cost of fully funded authorized or required
by law.

General fund summary

The amount

Beginning

2 don't



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb1782/4

MJL:cmh:kjf

C
Krug

LFB:.....Loppnow - UW tuition

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133

Now
RM ~~not~~ run
D-NOTE

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 44, line 19: after that line insert:
- 3 "SECTION 70m. 16.50 (5m) of the statutes is amended to read:
- 4 16.50 (5m) UNIVERSITY INDIRECT COST REIMBURSEMENTS. Subsections (2) to (5)
- 5 do not apply to expenditures authorized under s. 20.285 (2) (i) 2."
- 6 **2.** Page 308, line 18: after that line insert:
- 7 "SECTION 291t. 20.285 (1) (im) of the statutes is amended to read:
- 8 20.285 (1) (im) *Academic student fees*. Except as provided in ~~sub. (2) (i) 1,~~ the
- 9 amounts in the schedule under pars. (ip), (Lm) and (Ls), all moneys received from
- 10 academic student fees for degree credit instruction, other than for credit outreach

1 instruction sponsored by the University of Wisconsin-Extension. Except as provided
2 under pars. (ip), (Lm) and (Ls), all moneys received from academic student fees shall
3 be credited to this appropriation.”.

4 **3.** Page 310, line 14: after that line insert:

5 “SECTION 296m. 20.285 (2) (i) (title) of the statutes is amended to read:

6 20.285 (2) (i) (title) *Expenditures from program revenue appropriations federal*
7 *indirect cost reimbursement appropriation.*

8 SECTION 296s. 20.285 (2) (i) 1. of the statutes is repealed.

9 SECTION 290t. 20.285 (2) (i) 2. of the statutes is renumbered 20.285 (2) (i).”.

10 **4.** Page 507, line 3: after that line insert:

11 “SECTION 891m. 36.27 (1) (a) of the statutes is amended to read:

12 36.27 (1) (a) Subject to ~~par.~~ pars. (am) and (c), the board may establish for
13 different classes of students differing tuition and fees incidental to enrollment in
14 educational programs or use of facilities in the system. Except as otherwise provided
15 in this section, the board may charge any student who is not exempted by this section
16 a nonresident tuition. The board may establish special rates of tuition and fees for
17 the extension and summer sessions and such other studies or courses of instruction
18 as the board deems advisable.

19 SECTION 891r. 36.27 (1) (am) of the statutes is created to read:

20 36.27 (1) (am) The board may not increase academic fees for resident
21 undergraduate students beyond an amount sufficient to fund all of the following:

22 1. In a fiscal year beginning in an even-numbered year, the amount shown in
23 the schedule under s. 20.285 (1) (im) for that fiscal year and in a fiscal year beginning
24 in an odd-numbered year, the ^{highest} amount shown in the schedule under s. 20.285 (1) (im)

1 for that fiscal year in the substitute amendment, ^{offered} introduced by the joint committee
2 on finance, to the biennial budget bill; ^{the engrossed biennial budget bill;} the engrossed biennial budget bill; or
3 ^{the enrolled biennial budget bill.} the enrolled biennial budget bill.

Insert 3-3

4 ~~2. The approved compensation plan under s. 230.12 (3) (e).~~
5 ~~3. An amount to offset any loss in revenue caused by a change in the relative~~

6 ~~percentages of undergraduate, graduate, resident and nonresident students from~~
7 ~~the percentages in the previous academic year.~~

8 4. State-imposed costs, ~~as determined by the secretary of administration,~~ not
9 covered by general purpose revenue, ^{as determined by the board.} as determined by the board. ^{Beginning} Beginning
10 on December 15, and annually thereafter, the board shall report costs under

2000

11 5. ~~The cost of nontraditional courses, including distance education, as~~
12 ~~and intersession courses,~~ and intersession courses.
13 ~~determined by the board.~~

secretary of administration

14 SECTION 891s. 36.27 (1) (b) of the statutes is created to read:
15 ^{Beginning December 15, 2000, and} 36.27 (1) (b) ^{Annually, by September 1,} the board shall submit a report to the

16 legislature under s. 13.172 (2) containing the factors ^{the amount by which} the board used to establish
17 expenditures from ~~s. 20.285 (1) (im) in the previous fiscal year~~ ^{academic fees under this subsection for the current academic year, including a}
18 ~~academic fees under this subsection for the current academic year, including a~~
19 ~~exceeded the amount shown in the schedule for that appropriation~~
20 ~~and a detailed description of how the board determined what courses are nontraditional~~
21 ~~in the previous fiscal year, the purposes for which the~~
22 ~~under par. (a) and (b) additional revenues were spent, and~~ ^{the amount spent for each purpose.}

over

on back

23 5. Page 1615, line 20: after that line insert:
24 (1h) TUITION. The treatment of sections 16.50 (5m), 20.285 (1) (im), (2) (i)
25 (title), 1. and 2. and 36.27 (1) (a), (am) and (b) of the statutes takes effect on July 1,
26 2000."

Keep

27 ~~including prospective fringe benefits. If the~~
28 ~~compensation plans for classified and unclassified~~
29 ~~staff have not been approved, the board may~~
30 ~~increase tuition by an amount sufficient~~
31 ~~to fund the recommendations for unclassified~~
32 ~~board's~~
33 ~~staff and the department of administration's~~
34 ~~guidelines for classified staff.~~

~~and the amount shown in the schedule under~~
35 ~~s. 20.285 (1) (im)~~

¶ 6. Differential tuition ^{that is} (approved by the board
and that is not included in the
amount shown in the schedule under
S. 20.285(1)(im)).

M

Insert 3-3

2. The approved recommendations of the
secretary of employment relations ^{and the board} for
compensation and fringe benefits for
classified staff, ^{and} for unclassified
employees specified in s. 230.12 ⁽¹⁾(a) 1. b.
and for unclassified employees specified
in s. 230.12(3)(e). If these recommendations
have not been approved by the joint committee
on employment relations by the time the
Board sets tuition, the board may ^{raise} raise
academic fees for resident undergraduate
students by an amount sufficient to
fund the recommendations of the secretary
of employment relations ~~and the board~~ for
compensation and fringe benefits for classified
staff ^{and} for unclassified employees specified
in s. 230.12 ⁽¹⁾(a) 1. b. and ^{for unclassified employees} for unclassified
employees specified in s. 230.12(3)(e). ^(over)



If the board sets tuition based upon these unapproved recommendations, and the ~~joint committee approved recommendations~~

~~call for joint committee on employment relations~~

~~approves~~

the approved recommendations call for a lower rate of compensation and fringe benefits than the

unapproved recommendations, the

board shall ~~adjust~~ ^{lower} ~~academic student fees~~

for resident ¹ undergraduate students in the ~~second~~ ^{2nd} semester to an amount sufficient to fund the approved recommendations.

D-N

Dave:

1. As we discussed after our meeting today,

~~the~~ s. 36.27(1)(am) 2. is could prove

problematic in a budget year, when the

board of regents sets tuition before the

joint committee on employment relations has

approved recommendations. If, for example,

the board has recommended a ^{6%}6% increase

in ^{com}compensation but the secretary has

proposed a ^{3%}3% increase ~~that~~ that

has not been approved, the board could

raise tuition to an ^{amount} amount sufficient

to fund the ^{6%}6% increase, ~~if the~~ even

~~joint~~ committee ultimately if the

joint committee approves the ^{3%}3% increase. The

board would then ^{en} be able to spend →

the additional revenue under the
Continuing appropriation. ✓

2. As we also discussed, I did not

adopt the proposed language regarding
"projected fluctuation in S. 36.27(1)(am)

3. because it does not make sense
to speak of funding a "projected
fluctuation".

MJL

✓ I discussed this
problem with
Senator Chvala,
and he proposed
that the board
refund the excess
tuition in the 2nd
semester, as reflected
in this
draft.



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb1782/4
MJL:kmg&cmh:hm

stays

LFB:.....Loppnow - UW tuition

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

D-NOTE

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1 instruction sponsored by the University of Wisconsin–Extension. ~~Except as provided~~
2 ~~under pars. (ip), (Lm) and (Ls), all moneys received from academic student fees shall~~
3 ~~be credited to this appropriation.”.~~

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13 different classes of students differing tuition and fees incidental to enrollment in
14 educational programs or use of facilities in the system. Except as otherwise provided
15 in this section, the board may charge any student who is not exempted by this section
16 a nonresident tuition. The board may establish special rates of tuition and fees for
17 the extension and summer sessions and such other studies or courses of instruction
18 as the board deems advisable.

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21 undergraduate students beyond an amount sufficient to fund all of the following:

22 1. In a fiscal year beginning in an even–numbered year, the amount shown in
23 the schedule under s. 20.285 (1) (im) for that fiscal year and in a fiscal year beginning
24 in an odd–numbered year, the highest amount shown in the schedule under s. 20.285

1 (1) (im) for that fiscal year in the substitute amendment, offered by the joint
2 committee on finance, to the biennial budget bill; the engrossed biennial budget bill;
3 or the enrolled biennial budget bill.

4 2. The approved recommendations of the secretary of employment relations for
5 compensation and fringe benefits for classified staff, for unclassified employes
6 specified in s. 230.12 (1) (a) 1. b. and for unclassified employes specified in s. 230.12

7 (3) (e). If these recommendations have not been approved by the joint committee on
8 employment relations by the time the board sets ~~academic fees~~ ^{academic fees}, the board may raise

9 academic fees for resident undergraduate students by an amount sufficient to fund
10 the recommendations of the secretary of employment relations for compensation and
11 fringe benefits for classified staff and for unclassified employes specified in s. 230.12

12 (1) (a) 1. b. and the recommendations of the board for unclassified employes specified
13 in s. 230.12 (3) (e). If the board sets ~~academic fees~~ ^{academic fees} based upon these unapproved

14 recommendations, and the ~~approved~~ ^{as finally approved by the} recommendations call for a lower rate of ^{joint}
15 compensation and fringe benefits than the unapproved recommendations, the board ^{committee}
^{on}

16 shall lower ~~academic student fees~~ ^{academic student fees} for resident undergraduate students in the 2nd ^{employment}
17 semester ~~to an amount sufficient to fund the approved recommendations.~~ ^{relations}

18 3. The projected loss in revenue caused by a change in the number of
19 undergraduate, graduate, resident and nonresident students enrolled from the
20 previous academic year.

21 4. State-imposed costs not covered by general purpose revenue, as determined
22 by the board. Beginning on December 15, 2000, and annually thereafter, the board
23 shall report costs under this subdivision to the secretary of administration.

24 5. Distance education and intersession courses.

3-17

by an amount equal to twice the
difference between the academic fees
charged in the ~~1st~~^{first} semester and ~~be~~
an amount sufficient to fund ^{the} ~~the~~
approved recommendations.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb1782/4dn
MJL:kmg&cmh:km

stays

September 30, 1999

Dave:

1. As we discussed after our meeting today, s. 36.27 (1) (am) 2. could prove problematic in a budget year, when the board of regents sets tuition before the joint committee on employment relations has approved recommendations. If, for example, the board has recommended a 6% increase in compensation, but the secretary has proposed a 3% increase that has not been approved, the board could raise tuition to an amount sufficient to fund the 6% increase, even if the joint committee approves the 3% increase. The board would then be able to spend the additional revenue under the continuing appropriation. I discussed this ~~problem~~ ^{concern} with Senator Chvala, and he proposed that the board refund the excess tuition in the 2nd semester, as reflected in this draft.

2. As we also discussed, I did not adopt the proposed language regarding "projected fluctuation" in s. 36.27 (1) (am) 3. because it does not make sense to speak of funding a "projected fluctuation".

Madelon J. Lief
Legislative Attorney
Phone: (608) 267-7380

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FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb1782/4dn
MJL:kmg&cmh:km

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