



## 2003 ASSEMBLY BILL 540

September 29, 2003 - Introduced by Representatives ALBERS, FREESE, BIES, KESTELL, MUSSER, OWENS, PETTIS and J. WOOD, cosponsored by Senators REYNOLDS and LAZICH. Referred to Committee on Colleges and Universities.

1     **AN ACT** *to amend* 19.45 (11) (b); and *to create* 19.48 (17) and 36.11 (49) of the  
2             statutes; **relating to:** the code of ethics governing unclassified personnel of the  
3             University of Wisconsin System and requiring the exercise of the rule-making  
4             authority.

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### *Analysis by the Legislative Reference Bureau*

Currently, the Board of Regents of the University of Wisconsin System must establish a code of ethics for unclassified personnel of the system whose positions are not subject to the statutory code of ethics for state public officials and employees.

This bill specifically requires this code to be promulgated by rule and also requires that the rules relating to the code of ethics include a requirement for each individual who is a member of the faculty to annually report to the system income received from any source other than the University of Wisconsin System resulting from any pursuit that is related to the professional responsibilities or expertise of the individual as a member of the faculty, including income from the patents, royalties, honorariums, consulting services, and grants, whether derived from foreign or domestic sources. The bill directs the Board of Regents to promptly post on the Internet all reports received from members of the faculty in accordance with the rules promulgated by the board. The bill also directs the state Ethics Board to maintain or participate in a site on the Internet from which access to the text of the rules of the Board of Regents relating to the code of ethics is provided.

In addition, the bill provides that if the Board of Regents fails to post on the Internet the information received from the reports required by the bill by January

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1, 2006, the Ethics Board must post the information on the Internet. The bill directs the Ethics Board to charge to the Board of Regents all reasonable costs incurred by the Ethics Board in posting the information.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

1           **SECTION 1.** 19.45 (11) (b) of the statutes is amended to read:

2           19.45 (11) (b) The board of regents of the University of Wisconsin System shall,  
3 by rule, establish a code of ethics for unclassified personnel in that system who are  
4 not subject to this subchapter. The rules shall include a requirement for each  
5 individual who is a member of the faculty, as defined in s. 36.05 (8), to annually report  
6 to the system income received from from any source other than the University of  
7 Wisconsin System resulting from any pursuit that is related to the professional  
8 responsibilities or expertise of the individual as a member of the faculty, including  
9 income from the patents, royalties, honorariums, consulting services, and grants,  
10 whether derived from foreign or domestic sources.

11           **SECTION 2.** 19.48 (17) of the statutes is created to read:

12           19.48 (17) Maintain or participate in a site on the Internet from which the  
13 board shall enable access to the text of rules adopted by the Board of Regents of the  
14 University of Wisconsin System under s. 19.45 (11) (b).

15           **SECTION 3.** 36.11 (49) of the statutes is created to read:

16           36.11 (49) **REPORTS BY FACULTY ON CERTAIN OUTSIDE INCOME.** The board shall  
17 promptly post on the Internet all reports received from members of the faculty in  
18 accordance with rules promulgated under s. 19.45 (11) (b).

19           **SECTION 4. Nonstatutory provisions.**

