

36.27 (1) (cm) The board shall charge a student the full cost per credit for any credit taken that exceeds 125 percent of the graduation credit requirements accumulated in course work toward a first baccalaureate degree.

**\*b0277/1.1\* SECTION 697s.** 36.27 (1) (d) of the statutes is created to read:

36.27 (1) (d) The board shall impose a 100 percent per credit tuition or academic fee surcharge for each course retaken because a student failed it on his or her first attempt.

**\*-0368/1.1\* SECTION 698.** 36.27 (2) (b) 4. of the statutes is amended to read:

36.27 (2) (b) 4. A person who has served on active duty under honorable conditions in the U.S. armed forces or in forces incorporated in the U.S. armed forces, except service on active duty for training purposes, who was a resident of this state at the time of entry or reentry into active duty, who is a resident of and living in this state at the time of registering at an institution, and who meets one of the conditions in s. 45.001 (4) (a) 1. a. to d., ~~and who is a resident for the purposes of receiving benefits under ch. 45~~ is entitled to the exemption under par. (a).

**\*-1840/1.1\* SECTION 700.** 36.27 (3) (a) of the statutes is amended to read:

36.27 (3) (a) To a number of needy and worthy nonresident students upon the basis of merit, to be shown by suitable tests, examinations or scholastic records and continued high standards of scholastic attainment. ~~The aggregate amount of these nonresident remissions of tuition shall not exceed an amount equal to full remissions for 8% of the number of nonresident students registered at that institution in the preceding year, excluding those students participating in interstate agreements under s. 39.42.~~

**\*-1840/1.2\* SECTION 701.** 36.27 (3) (b) of the statutes is amended to read:

36.27 (3) (b) To additional individual students who, in the judgment of the board, are deserving of relief from the assessment of nonresident tuition because of extraordinary circumstances. ~~The aggregate amount of these nonresident remissions of tuition shall not exceed an amount equal to full remissions for 2% of the number of nonresident students registered in the preceding year, excluding those students participating in interstate agreements under s. 39.42.~~

**\*-1840/1.3\* SECTION 702.** 36.27 (3) (c) of the statutes is amended to read:

36.27 (3) (c) The board may remit nonresident tuition, in whole or in part, but no other fees, except in special circumstances as approved by the chancellor, to worthy and needy foreign students and to students who are United States citizens but whose residence is not in the United States. ~~The number of such remissions which may be awarded in any academic year at an institution shall not exceed 2% of the total full-time enrollment of students at that institution for the preceding academic year.~~

**\*b0209/1.1\* SECTION 702m.** 36.27 (3n) of the statutes is created to read:

36.27 (3n) FEE REMISSION FOR SPOUSE, SURVIVING SPOUSE, AND CHILDREN OF CERTAIN VETERANS. (a) In this subsection, “eligible veteran” means a person verified by the department of veterans affairs to be either of the following:

1. A person who has served on active duty under honorable conditions in the U.S. armed forces, in forces incorporated as part of the U.S. armed forces, in the national guard, or in a reserve component of the U.S. armed forces; who was a resident of this state at the time of entry into that service; and who, while a resident of this state, either died on active duty, or died in the line of duty while on active or inactive duty for training purposes.

2. A person who was a resident of this state at the time of entry into service described in subd. 1. and who, while a resident of this state, incurred at least a 30 percent service-connected disability rating under 38 USC 1114 or 1134.

(b) Except as provided in subds. 1. to 3., the board shall grant full remission of academic fees and segregated fees for 128 credits or 8 semesters, whichever is longer, to any resident student who is also any of the following:

1. A spouse of an eligible veteran. The remission under this subdivision applies only during the first 10 years after the eligible veteran received the service-connected disability rating.

2. An unremarried surviving spouse of an eligible veteran. The remission under this subdivision applies only during the first 10 years after the veteran died.

3. A child of an eligible veteran, if the child is at least 18 but not yet 26 years of age and is a full-time student at an institution.

**\*b0209/1.2\* SECTION 702n.** 36.27 (3p) of the statutes is created to read:

**36.27 (3p) FEE REMISSION FOR VETERANS.** (a) In this subsection, “veteran” means a person who is verified by the department of veterans affairs as being a resident of this state for purposes of receiving benefits under ch. 45, as being a resident at the time of his or her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces, and as meeting any of the following conditions:

1. The person has served on active duty for at least one qualifying term of service under subds. 2. to 4. under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces during a war period or in a crisis zone.

2. The person has served on active duty in the U.S. armed forces or in forces incorporated in the U.S. armed forces under honorable conditions, for 2 continuous

years or more or for the full period of his or her initial service obligation, whichever is less.

3. The person has served on active duty for 90 days or more under honorable conditions in the U.S. armed forces or in forces incorporated in the U.S. armed forces during a war period or for any period of service under section 1 of executive order 10957 dated August 10, 1961.

4. The term of service in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces under honorable conditions entitled the person to receive the Armed Forces Expeditionary Medal, established by executive order 10977 on December 4, 1961, the Vietnam Service Medal established by executive order 11231 on July 8, 1965, the Navy Expeditionary Medal, the Marine Corps Expeditionary Medal, or an equivalent expeditionary or service medal.

5. The person was honorably discharged from the U.S. armed forces or from forces incorporated in the U.S. armed forces for a service-connected disability, for a disability subsequently adjudicated to have been service connected, or for reasons of hardship.

6. The person was released under honorable conditions from the U.S. armed forces or from forces incorporated in the U.S. armed forces due to a reduction in the U.S. armed forces.

(b) The board shall grant a remission equal to 100 percent of nonresident tuition and 50 percent of the academic fees and segregated fees charged for 128 credits or 8 semesters, whichever is longer, less the amount of any federal tuition reimbursement, to any student who is a veteran.

**\*-1858/2.4\* SECTION 704.** 36.34 (1) (b) of the statutes is amended to read:

36.34 (1) (b) The board shall establish a grant program for minority undergraduates enrolled in the system. The board shall designate all grants under this subsection as Lawton grants. Grants shall be awarded from the appropriations appropriation under s. 20.285 (4) (dd) ~~and (g)~~. The board may not make a grant under this subsection to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the board a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

**\*b0328/1.2\* SECTION 704g.** 36.34 (1) (c) 1. a. and b. of the statutes are amended to read:

36.34 (1) (c) 1. a. For purposes of ~~determining the appropriation~~ calculating the amount to be appropriated under s. 20.285 (4) (dd) for fiscal year ~~2005-06~~ 2007-08, "base amount" means the amount shown in the schedule under s. 20.005 for that appropriation for fiscal year ~~2004-05~~ 2006-07.

b. For purposes of ~~determining the appropriation~~ calculating the amount to be appropriated under s. 20.285 (4) (dd) for each fiscal year after fiscal year ~~2005-06~~ 2007-08, "base amount" means the appropriation determined under subd. 2. for the previous fiscal year.

**\*b0328/1.2\* SECTION 704m.** 36.34 (1) (c) 2. (intro.) and a. of the statutes are amended to read:

36.34 (1) (c) 2. (intro.) Beginning in ~~2005, annually~~ 2007, biennially, by February 1, the board shall ~~determine the appropriation~~ calculate the amounts to be appropriated under s. 20.285 (4) (dd) for the next fiscal year biennium as follows:

a. The board shall determine the percentage by which the undergraduate academic fees that will be charged for the ~~current~~ next academic year at each

institution within the University of Wisconsin System ~~has increased or decreased,~~  
as estimated by the board, will increase or decrease from the undergraduate  
academic fees charged for the ~~previous~~ current academic year.

**\*b0328/1.2\* SECTION 704p.** 36.34 (1) (c) 2. b. of the statutes is amended to read:

36.34 (1) (c) 2. b. The appropriation for the next first fiscal year of the next  
biennium shall be the result obtained by increasing, to the nearest \$100, the base  
amount by the ~~highest~~ average of the percentage increase increases determined  
under subd. 2a., except that, if the undergraduate academic fees for the ~~current~~ next  
academic year ~~decreased or did~~ are estimated to decrease or not change from the  
undergraduate academic fees charged for the ~~previous~~ current academic year at each  
institution specified in subd. 2a., the appropriation shall be the base amount.

**\*b0328/1.2\* SECTION 704r.** 36.34 (1) (c) 2am. of the statutes is created to read:

36.34 (1) (c) 2am. The board shall determine the percentage by which the  
undergraduate academic fees that will be charged for the academic year after the  
next academic year at each institution within the University of Wisconsin System,  
as estimated by the board, will increase or decrease from the estimated  
undergraduate fees that will be charged for the next academic year.

**\*b0328/1.2\* SECTION 704s.** 36.34 (1) (c) 2bm. of the statutes is created to read:

36.34 (1) (c) 2bm. The appropriation for the 2nd fiscal year of the next biennium  
shall be the result obtained by increasing, to the nearest \$100, the base amount by  
the average of the percentage increases determined under subd. 2am., except that,  
if the undergraduate academic fees for the academic year after the next academic  
year are estimated to decrease or not change from the estimated undergraduate  
academic fees charged for the next academic year at each institution specified under  
subd. 2am., the appropriation shall be the base amount.

**\*b0273/2.6\* SECTION 704t.** 36.46 (title) of the statutes is amended to read:

**36.46 (title) Auxiliary reserves transfer report.**

**\*b0273/2.6\* SECTION 704w.** 36.46 (1) of the statutes is repealed.

**\*b0273/2.6\* SECTION 704x.** 36.46 (2) of the statutes is renumbered 36.46.

**\*-1532/3.7\* SECTION 705.** 36.54 (2) (b) of the statutes is amended to read:

36.54 (2) (b) From the appropriations under s. 20.285 (1) (~~ee~~), (j), (r) and (rc), the environmental education board shall award grants to corporations and public agencies for the development, dissemination and presentation of environmental education programs. Programs shall be funded on an 18-month basis. The environmental education board may not award a grant unless the grant recipient matches at least 25% of the amount of the grant. Private funds and in-kind contributions may be applied to meet the matching requirement. Grants under this paragraph may not be used to replace funding available from other sources.

**\*-1532/3.8\* SECTION 706.** 36.54 (2) (c) of the statutes is amended to read:

36.54 (2) (c) The environmental education board shall promulgate rules establishing the criteria and procedures for the awarding of grants for programs and projects under par. (b). The environmental education board shall use the priorities established under sub. (1) for awarding grants if the amount in the appropriations under s. 20.285 (1) (~~ee~~), (j), (r) and (rc) in any fiscal year is insufficient to fund all applications under this subsection.

**\*-1636/2.3\* SECTION 707.** 38.04 (23) (intro.) of the statutes is amended to read:

38.04 (23) **WORKPLACE LITERACY RESOURCE CENTER.** (intro.) ~~From the appropriation under s. 20.292 (1) (bm), the~~ The board shall operate a workplace literacy resource center. The workplace literacy resource center shall do all of the following:

**\*b0270/5.8\* SECTION 707g.** 38.04 (29) of the statutes is created to read:

**38.04 (29) MASTER LOGGER APPRENTICESHIP GRANTS.** The board shall use the moneys appropriated under s. 20.292 (1) (km) to award grants to businesses that provide technical college students with forest product internships for the purpose of placing eligible apprentices with loggers who are certified by the Wisconsin Professional Loggers Association as master loggers.

**\*b0338/2.1\* SECTION 707m.** 38.17 of the statutes is created to read:

**38.17 Levy limit. (1) DEFINITION.** In this section, “debt service” includes debt service on debt issued or reissued to fund or refund outstanding municipal obligations, interest on outstanding municipal obligations, and related issuance costs and redemption premiums.

**(2) LIMIT.** Except as provided in subs. (3) and (4), no district board may increase its levy for any fiscal year to an amount that exceeds its levy for the previous fiscal year multiplied by 1.026.

**(3) ADJUSTMENTS. (a) 1.** If a district board transfers to another governmental unit responsibility for providing any service that it provided in the preceding fiscal year, the limit otherwise applicable under sub. (2) in the current fiscal year is decreased by the cost that it would have incurred to provide that service, as determined by the department of revenue.

**2.** If a district board increases the services that it provides by adding responsibility for providing a service transferred to it from another governmental unit that provided the service in the previous fiscal year, the limit otherwise applicable under sub. (2) in the current fiscal year is increased by the cost of that service, as determined by the department of revenue.

(b) 1. If the amount of debt service for a district board in the preceding fiscal year is less than the amount of debt service needed in the current fiscal year, as a result of the district board adopting a resolution before July 1, 2005, authorizing the issuance of debt, the limit otherwise applicable under sub. (2) for the current fiscal year is increased by the difference between the 2 amounts, as determined by the department of revenue.

2. The limit otherwise applicable under this section does not apply to amounts levied by a district board for the payment of any general obligation debt service, including debt service on debt issued or reissued to fund or refund outstanding municipal obligations, interest on outstanding municipal obligations, or the payment of related issuance costs or redemption premiums, authorized on or after July 1, 2005, by a referendum and secured by the full faith and credit of the district.

(4) REFERENDUM. (a) 1. A district board may exceed the levy limit under sub. (2) if it adopts a resolution to that effect and the resolution is approved in a referendum. The resolution shall specify the proposed amount of increase in the levy beyond the amount that is allowed under sub. (2), and shall also specify whether the proposed amount of increase is for the next fiscal year only or if it will apply on an ongoing basis.

2. Except as provided in subd. 3., the district board may call a special referendum for the purpose of submitting the resolution to the electors of the district for approval or rejection.

3. A referendum to exceed the limit under sub. (2) for the levy for the 2006-07 fiscal year shall be held at the spring primary or election or September primary or general election in 2006.

(b) The district board shall publish type A, B, C, D, and E notices of the referendum under s. 10.01 (2). Section 5.01 (1) applies in the event of failure to comply with the notice requirements of this paragraph.

(c) The referendum shall be held in accordance with chs. 5 to 12. The district board shall provide the election officials with all necessary election supplies. The form of the ballot shall correspond substantially with the standard form for referendum ballots prescribed by the elections board under ss. 5.64 (2) and 7.08 (1)

(a). The question shall be submitted as follows: “Under state law, the percentage increase in the levy of the ... (name of district) for the next fiscal year, ... (year), is limited to ...%, resulting in a levy of \$.... Shall the ... (name of district) be allowed to exceed this limit such that the percentage increase for the next fiscal year, ... (year), will be ...%, resulting in a levy of \$....?”.

(d) Within 14 days after the referendum, the district board shall certify the results of the referendum to the department of revenue. The limit otherwise applicable to the district under sub. (2) is increased for the next fiscal year by the amount approved by a majority of those voting on the question. If the resolution specifies that the increase is for one year only, the amount of the increase shall be subtracted from the base used to calculate the limit for the 2nd succeeding fiscal year.

**(4m) PENALTY.** The department of revenue shall notify the board of any amount levied by a district board that exceeds the district’s limit under this section. The board shall reduce the district’s state aid under s. 38.28 in the same fiscal year in which the excess levy occurred by an amount equal to the amount of the excess levy. The amount of the reduction shall lapse to the general fund.

**(5) SUNSET.** This section does not apply beginning 3 years after the effective date of this subsection .... [revisor inserts date].

**\*b0209/1.3\* SECTION 708d.** 38.22 (6) (f) of the statutes is created to read:

38.22 (6) (f) Any person verified by the department of veterans affairs as being a resident of this state under s. 38.24 (8) (a).

**\*-1636/2.4\* SECTION 709.** 38.24 (1s) (b) of the statutes is amended to read:

38.24 (1s) (b) A ~~short-term~~, professional development, vocational–adult seminar or workshop, consisting of no more than 24 hours of instruction, offered to individuals who are employed in a related field. ~~The additional fee may not exceed an amount equal to the full cost of the seminar or workshop less the fee under sub.~~ (1m). Annually the district board shall report to the board the courses for which an additional fee was charged under this paragraph and the amount of the additional fee.

**\*b0209/1.4\* SECTION 709m.** 38.24 (7) of the statutes is created to read:

38.24 (7) FEE REMISSION FOR SPOUSE, SURVIVING SPOUSE, AND CHILDREN OF CERTAIN VETERANS. (a) In this subsection, “eligible veteran” means a person verified by the department of veterans affairs to be either of the following:

1. A person who has served on active duty under honorable conditions in the U.S. armed forces, in forces incorporated as part of the U.S. armed forces, in the national guard, or in a reserve component of the U.S. armed forces; who was a resident of this state at the time of entry into that service; and who, while a resident of this state, either died on active duty, or died in the line of duty while on active or inactive duty for training purposes.

2. A person who was a resident of this state at the time of entry into service described in subd. 1. and who, while a resident of this state, incurred at least a 30 percent service–connected disability rating under 38 USC 1114 or 1134.

(b) Except as provided in subds. 1. to 3., the district board shall grant full remission of fees under sub. (1m) (a) to (c) for 128 credits or 8 semesters, whichever is longer, to any resident student who is also any of the following:

1. A spouse of an eligible veteran. The remission under this subdivision applies only during the first 10 years after the eligible veteran received the service-connected disability rating.

2. An unremarried surviving spouse of an eligible veteran. The remission under this subdivision applies only during the first 10 years after the veteran died.

3. A child of an eligible veteran, if the child is at least 18 but not yet 26 years of age and is a full-time student at a technical college.

**\*b0209/1.5\* SECTION 709n.** 38.24 (8) of the statutes is created to read:

**38.24 (8) FEE REMISSION FOR VETERANS.** (a) In this subsection, “veteran” means a person who is verified by the department of veterans affairs as being a resident of this state for purposes of receiving benefits under ch. 45, as being a resident at the time of his or her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces, and as meeting any of the following conditions:

1. The person has served on active duty for at least one qualifying term of service under subds. 2. to 4. under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces during a war period or in a crisis zone.

2. The person has served on active duty in the U.S. armed forces or in forces incorporated in the U.S. armed forces under honorable conditions, for 2 continuous years or more or for the full period of his or her initial service obligation, whichever is less.

3. The person has served on active duty for 90 days or more under honorable conditions in the U.S. armed forces or in forces incorporated in the U.S. armed forces during a war period or for any period of service under section 1 of executive order 10957 dated August 10, 1961.

4. The term of service in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces under honorable conditions entitled the person to receive the Armed Forces Expeditionary Medal, established by executive order 10977 on December 4, 1961, the Vietnam Service Medal established by executive order 11231 on July 8, 1965, the Navy Expeditionary Medal, the Marine Corps Expeditionary Medal, or an equivalent expeditionary or service medal.

5. The person was honorably discharged from the U.S. armed forces or from forces incorporated in the U.S. armed forces for a service-connected disability, for a disability subsequently adjudicated to have been service connected, or for reasons of hardship.

6. The person was released under honorable conditions from the U.S. armed forces or from forces incorporated in the U.S. armed forces due to a reduction in the U.S. armed forces.

(b) The district board shall grant remission equal to 50 percent of the fees charged under sub. (1m) (a) to (c) for 128 credits or 8 semesters, whichever is longer, less the amount of any federal tuition reimbursement, to any student who is a veteran.

\*-0113/2.2\* **SECTION 710.** 38.28 (1m) (a) 1. of the statutes is amended to read:

38.28 (1m) (a) 1. "District aidable cost" means the annual cost of operating a technical college district, including debt service charges for district bonds and promissory notes for building programs or capital equipment, but excluding all

expenditures relating to auxiliary enterprises and community service programs, all expenditures funded by or reimbursed with federal revenues, all receipts under sub. (6) and ss. 38.12 (9), 38.14 (3) and (9), 118.15 (2) (a), and 118.55 (7r), and 146.55 (5), all receipts from grants awarded under ss. 38.04 (8), (20), (28), and (31), 38.14 (11), 38.26, 38.27, 38.33, and 38.38, all fees collected under s. 38.24, and driver education and chauffeur training aids.

**\*b0200/1.2\* SECTION 713m.** 38.35 of the statutes is repealed.

**\*b0128/2.13\* SECTION 714d.** 38.40 (title) of the statutes is amended to read:

**38.40 (title) ~~School-to-work, Technical preparation, school-to-work,~~  
and work-based learning programs.**

**\*b0128/2.13\* SECTION 715d.** 38.40 (1) of the statutes is amended to read:

38.40 (1) EMPLOYMENT AND EDUCATION PROGRAM ADMINISTRATION. The board shall plan, coordinate, administer, and implement the technical preparation, school-to-work, and work-based learning programs under sub. (1m) and such other employment and education programs as the governor may by executive order assign to the board. Notwithstanding any limitations placed on the use of state employment and education funds under this section or under an executive order assigning an employment and education program to the board, the board may issue a general or special order waiving any of those limitations on finding that the waiver will promote the coordination of employment and education services.

**\*b0128/2.13\* SECTION 716d.** 38.40 (1m) (title) of the statutes is amended to read:

38.40 (1m) (title) ~~SCHOOL-TO-WORK~~ TECHNICAL PREPARATION, SCHOOL-TO-WORK,  
AND WORK-BASED LEARNING PROGRAMS.

**\*b0128/2.13\* SECTION 716m.** 38.40 (1m) (a) of the statutes is created to read:

38.40 (1m) (a) A technical preparation program that includes the technical preparation programs under s. 118.34.

**\*b0128/2.13\* SECTION 719d.** 38.40 (2) of the statutes is amended to read:

38.40 (2) INTERAGENCY ASSISTANCE. The council on workforce investment established under 29 USC 2821 and the department of public instruction shall assist the board in providing the technical preparation, school-to-work, and work-based learning programs under sub. (1m).

**\*b0296/P2.2\* SECTION 724m.** 38.41 of the statutes is created to read:

**38.41 Jobs advantage training program.** (1) Subject to sub. (2), the board may award a grant to a business if all of the following apply:

(a) The business is located in this state and satisfies any of the following criteria:

1. The business has not more than 50 full-time employees.
2. The business had not more than \$5,000,000 in gross annual income in the year preceding the year in which the business receives the grant.

(b) The business has been in compliance with s. 77.58 for at least 6 months before applying for the grant.

(c) The business agrees in writing to use the grant only to provide skills training or other education related to the needs of the business to current or prospective employees of the business.

(d) The business agrees in writing to comply with sub. (2) (c).

(e) The business submits a plan to the board detailing the proposed use of the grant, and the board approves the plan.

(f) The business enters into a written agreement with the board that specifies the conditions for the use of the grant, including reporting and auditing requirements.

(g) The business agrees in writing to submit to the board the report required under sub. (3) by the time required under sub. (3).

(h) The business provides matching funds at least equal to the amount of the grant. The board may waive the requirement under this paragraph if the board determines that the business is subject to extreme financial hardship.

**(2)** (a) The board may not award a business more than \$20,000 in grants under this section.

(b) Annually, each district board shall submit to the board a list of the types of businesses that the district board believes, based upon regional need, should be given preference in the granting of awards. The board shall give preference to those types of businesses designated by the district boards in awarding grants under this section.

(c) A grant under this section may not be used for any of the following:

1. To pay more than 80 percent of the cost of any skills training or other education related to the needs of the recipient business that is provided to the owner of the business, the owner's spouse, or a child of the owner.

2. To pay wages or compensate for lost revenue, if any, in connection with providing the training or other education, or otherwise.

**(3)** A business that receives a grant under this section shall submit to the board, within 6 months after spending the full amount of the grant proceeds, a report detailing how the grant proceeds were used.

**(4)** The board shall promulgate rules to implement and administer this section.

**\*-1510/2.7\* SECTION 725.** 38.50 (11) of the statutes is created to read:

**38.50 (11) CLOSED SCHOOLS; PRESERVATION OF RECORDS.** (a) In this subsection:

**\*b0093/1.8\*** 1. "Association" means the Wisconsin Association of Independent Colleges and Universities or a successor organization.

2. Notwithstanding sub. (1) (e), "school" has the meaning given in sub. (1) (e) (intro.) and also includes a school described in sub. (1) (e) 1., 6., 7., or 8.

3. "Student record" means, in the case of a school, as defined in sub. (1) (e) (intro.), a transcript for a student or former student of a school showing the name of the student, the title of the program in which the student was or is enrolled, the total number of credits or hours of instruction completed by the student, the dates of enrollment, the grade for each course, lesson, or unit of instruction completed by the student, the student's cumulative grade for the program, and an explanation of the school's credit and grading system. In the case of a school described in sub. (1) (e) 1., 6., 7., or 8., "student record" means a transcript for a student or former student of the school showing such information about the academic work completed by the student or former student as is customarily maintained by the school.

(b) 1. If a school operating in this state discontinues its operations, proposes to discontinue its operations, or is in imminent danger of discontinuing its operations as determined by the board, if the student records of the school are not taken into possession under subd. 2., and if the board determines that the student records of the school are in danger of being destroyed, secreted, mislaid, or otherwise made unavailable to the persons who are the subjects of those student records or the authorized representatives of those persons, the board may take possession of those student records.

2. If a school operating in this state that is a member of the association discontinues its operations, proposes to discontinue its operations, or is in imminent danger of discontinuing its operations as determined by the association and if the association determines that the student records of the school are in danger of being destroyed, secreted, mislaid, or otherwise made unavailable to the persons who are the subjects of those student records or the authorized representatives of those persons, the association shall take possession of those student records.

(c) If necessary to protect student records from being destroyed, secreted, mislaid, or otherwise made unavailable to the persons who are the subjects of those student records or the authorized representatives of those persons, the board or association may seek a court order authorizing the board or association to take possession of those student records.

(d) The board or association shall preserve a student record that comes into the possession of the board or association under par. (b) 1. or 2. and shall keep the student record confidential as provided under 20 USC 1232g and 34 CFR part 99. A student record in the possession of the board is not open to public inspection or copying under s. 19.35 (1). Upon request of the person who is the subject of a student record or an authorized representative of that person, the board or association shall provide a copy of the student record to the requester. The board or association may charge a fee for providing a copy of a student record. The fee shall be based on the administrative cost of taking possession of, preserving, and providing the copy of the student record. All fees collected by the board under this paragraph shall be credited to the appropriation account under s. 20.292 (2) (i).

**\*b0259/1.2\* SECTION 725m.** 39.374 (2) of the statutes is amended to read:

39.374 (2) ~~There is created a separate nonlapsible trust fund designated the Wisconsin health education loan repayment fund consisting of all All revenues received in repayment of loans funded under this section or loans financed from moneys made available under chapter 20, laws of 1981, section 2022 (1). The board may pledge revenues received or to be received by the fund to secure revenue obligations issued under this section, and shall have all other powers necessary and convenient to distribute the proceeds of the revenue obligations and loan repayments in accordance with subch. II of ch. 18, shall be deposited in the general fund.~~

**\*-1803/1.2\* SECTION 727.** 39.435 (7) (a) 1. of the statutes is amended to read:

39.435 (7) (a) 1. For purposes of ~~determining the appropriation~~ calculating the amount to be appropriated under s. 20.235 (1) (fe) for fiscal year ~~2005-06~~ 2007-08, "base amount" means the amount shown in the schedule under s. 20.005 for that appropriation for fiscal year ~~2004-05~~ 2006-07.

**\*b0258/2.3\* SECTION 728d.** 39.435 (7) (a) 2. of the statutes is amended to read:

39.435 (7) (a) 2. For purposes of ~~determining the appropriation~~ calculating the amount to be appropriated under s. 20.235 (1) (fe) for each fiscal year after fiscal year ~~2005-06~~ 2007-08, "base amount" means the ~~maximum~~ determined calculated under par. (b) for the previous fiscal year.

**\*b0258/2.3\* SECTION 729d.** 39.435 (7) (b) (intro.) of the statutes is amended to read:

39.435 (7) (b) (intro.) ~~Annually~~ Biennially, beginning on February 1, ~~2005~~ 2007, the board shall ~~determine the appropriation~~ calculate the amounts to be appropriated under s. 20.235 (1) (fe) for the next fiscal year biennium as follows:

**\*b0258/2.3\* SECTION 729f.** 39.435 (7) (b) 1. of the statutes is amended to read:

39.435 (7) (b) 1. The board shall determine the percentage by which the undergraduate academic fees that will be charged for the current next academic year at each institution within the University of Wisconsin System ~~has increased or decreased,~~ as estimated by the board, will increase or decrease from the undergraduate academic fees charged for the previous current academic year.

**\*b0258/2.3\* SECTION 729h.** 39.435 (7) (b) 1m. of the statutes is created to read:

39.435 (7) (b) 1m. The board shall determine the percentage by which the undergraduate academic fees that will be charged for the academic year after the next academic year at each institution within the University of Wisconsin System, as estimated by the board, will increase or decrease from the estimated undergraduate academic fees that will be charged for the next academic year.

**\*b0258/2.3\* SECTION 729j.** 39.435 (7) (b) 2. of the statutes is amended to read:

39.435 (7) (b) 2. The appropriation for the next first fiscal year of the next biennium shall be the result obtained by increasing, to the nearest \$100, the base amount by the highest average of the percentage increase increases determined under subd. 1., except that, if the undergraduate academic fees for the current next academic year ~~decreased or did~~ are estimated to decrease or not change from the undergraduate academic fees charged for the previous current academic year at each institution specified in subd. 1., the appropriation shall be the base amount.

**\*b0258/2.3\* SECTION 729k.** 39.435 (7) (b) 2m. of the statutes is created to read:

39.435 (7) (b) 2m. The appropriation for the 2nd fiscal year of the next biennium shall be the result obtained by increasing, to the nearest \$100, the base amount by the average of the percentage increases determined under subd. 1m., except that, if the undergraduate academic fees for the academic year after the next academic year are estimated to decrease or not change from the estimated undergraduate academic

fees charged for the next academic year at each institution specified in subd. 1m., the appropriation shall be the base amount.

**\*-1861/2.3\* SECTION 730.** 39.435 (8) of the statutes is amended to read:

39.435 (8) The board shall award grants under this section to University of Wisconsin System students from the ~~appropriations~~ appropriation under s. 20.235 (1) (fe) and ~~(ke)~~.

**\*-0752/2.10\* SECTION 731.** 39.76 (1) of the statutes is amended to read:

39.76 (1) STATE REPRESENTATION ON THE EDUCATION COMMISSION OF THE STATES. There is created a 7-member delegation to represent the state of Wisconsin on the education commission of the states. The delegation shall consist of the governor, the state superintendent of public instruction, one senator and one representative to the assembly selected as are the members of standing committees in their respective houses, and 3 members appointed by the governor in compliance with s. 39.75 (3) (a) who shall serve at the pleasure of the governor. The chairperson of the delegation shall be designated by the governor from among its members. Members of the delegation shall serve without compensation but shall be reimbursed for actual and necessary expenses incurred in the performance of their duties from the appropriation in s. 20.505 (4) ~~(ba)~~ (1) (ka). Annual commission membership dues shall be paid from the appropriation in s. 20.505 (4) ~~(ba)~~ (1) (ka).

**\*-0280/1.2\* SECTION 737.** 40.03 (2) (b) of the statutes is amended to read:

40.03 (2) (b) Shall employ and select administrative, clerical or other employees as required for the administration of this chapter and establish the internal organization of the department, ~~but the department shall always maintain an office in Milwaukee.~~

**\*b0273/2.7\* SECTION 738p.** 40.05 (4) (bp) 3. c. of the statutes is repealed.

**\*b0146/P3.3\* SECTION 740m.** 41.11 (6) of the statutes is created to read:

41.11 (6) CERTAIN EXPENDITURES REQUIRED. From the appropriation under s. 20.380 (1) (b), (kg), or (w), the department shall expend the following amounts for the following purposes:

(a) In each fiscal year, not less than \$125,000 to conduct or contract for marketing activities related to sporting activities and events.

(b) In each fiscal year, at least \$25,000 for state sponsorship of, and advertising during, media broadcasts of the Milwaukee symphony.

(c) In each biennium, at least \$50,000 for grants to America's Black Holocaust Museum in the city of Milwaukee.

(d) In each biennium, at least \$200,000 for grants to the Milwaukee Public Museum for Native American exhibits and activities.

**\*-1227/1.3\* SECTION 741.** 41.17 (5) of the statutes is amended to read:

41.17 (5) FUNDING SOURCE. Subject to the 50% limitation under s. 20.380 (1) (b) and the proportional expenditure requirements under s. 20.380 (1) (b) and (kg), the department shall expend, from the appropriations under s. 20.380 (1) (b) and, (kg), and (v), at least \$1,130,000 in the aggregate in each fiscal year in joint effort marketing funds under this section.

**\*-1648/2.14\* SECTION 743.** 44.53 (1) (fm) of the statutes is created to read:

44.53 (1) (fm) Conduct a program identical to that described in par. (f), but only for American Indian individuals and groups. The program shall be funded from the appropriation under s. 20.215 (1) (km).

**\*-1648/2.15\* SECTION 744.** 44.53 (2) (am) of the statutes is created to read:

44.53 (2) (am) Enter into contracts with American Indian individuals, organizations and institutions and American Indian tribal governments for services furthering the development of the arts and humanities.

**\*-0325/1.2\* SECTION 746.** 45.19 (1) of the statutes is amended to read:

45.19 (1) The department shall administer a program to coordinate the provision of military honors funerals to deceased veterans by local units of member organizations of the council on veterans programs and by members of the Wisconsin national guard activated under s. 21.11 (3). ~~From the appropriation under s. 20.485 (2) (q), the department shall reimburse a local unit of a member organization of the council on veterans programs for the costs of providing a military honors funeral to a deceased veteran. The reimbursement may not exceed \$50 for each military honors funeral.~~

**\*-0328/4.5\* SECTION 747.** 45.25 (1) of the statutes is created to read:

45.25 (1) DEFINITIONS. In this section:

- (a) “Institution of higher education” has the meaning given in 20 USC 1001 (a).
- (b) “Median household income” means the median family income for the state, as determined annually by the U.S. department of housing and urban development.
- (c) “Part-time classroom study” means any of the following:
  1. Enrollment in courses for which no more than 11 semester or the equivalent trimester or quarter credits will be given upon satisfactory completion.
  2. Enrollment in courses during a summer semester or session.
- (d) “Tuition,” when referring to the University of Wisconsin System, means “academic fees,” as described in s. 36.27 (1), and when referring to the technical colleges, means “program fees,” as described in s. 38.24 (1m) (a) and (b).

**\*-0328/4.6\* SECTION 748.** 45.25 (1g) of the statutes is repealed.

**\*-0328/4.7\* SECTION 749.** 45.25 (1m) of the statutes is renumbered 45.25 (1m) (a) and amended to read:

45.25 (1m) (a) The department shall administer a tuition reimbursement program for eligible veterans enrolling as undergraduates in any institution of higher education, ~~as defined in s. 45.396 (1) (a),~~ in this state, enrolling in a school that is approved under s. 45.35 (9m), enrolling in a proprietary school that is approved under s. 45.54, 38.50, enrolling in a public or private high school, or receiving a waiver of nonresident tuition under s. 39.47.

\*\*\*\*NOTE: This is reconciled s. 45.25 (1m) (a). This SECTION has been affected by drafts with the following LRB numbers: LRB-0328, LRB-1510.

**\*-0328/4.8\* SECTION 750.** 45.25 (2) (intro.) (except 45.25 (2) (title)) of the statutes is renumbered 45.25 (2) (a) (intro.).

**\*-0328/4.9\* SECTION 751.** 45.25 (2) (a) of the statutes is renumbered 45.25 (2) (a) 1. and amended to read:

45.25 (2) (a) 1. The annual income of the veteran and his or her spouse does not ~~exceed the amount under s. 45.396 (7) (a) exceed \$50,000 plus \$1,000 for each dependent in excess of 2 dependents.~~

**\*-0328/4.10\* SECTION 752.** 45.25 (2) (c) of the statutes is renumbered 45.25 (2) (a) 2. and amended to read:

45.25 (2) (a) 2. The veteran applies for the tuition reimbursement program for courses begun within 10 years after separation from the service. This subdivision does not apply to a veteran who is applying for reimbursement for up to 60 credits of part-time classroom study courses.

**\*-0328/4.11\* SECTION 753.** 45.25 (2) (cm) of the statutes is created to read:

45.25 (2) (cm) A veteran is not eligible under this program if the veteran has an undergraduate degree from any institution of higher education.

**\*-0328/4.12\* SECTION 754.** 45.25 (2) (d) of the statutes is renumbered 45.25 (2) (a) 3.

**\*-0328/4.13\* SECTION 755.** 45.25 (2) (e) of the statutes is repealed.

**\*-0328/4.14\* SECTION 756.** 45.25 (3) (a) of the statutes is amended to read:

45.25 (3) (a) ~~Except as provided in par. (am), a~~ A veteran who meets the eligibility requirements under sub. (2), may be reimbursed upon satisfactory completion of ~~a full-time~~ an undergraduate semester in any institution of higher education, ~~as defined in s. 45.396 (1) (a), in this state, or upon satisfactory completion of a course at any school that is approved under s. 45.35 (9m), any proprietary school that is approved under s. 45.54, 38.50, any public or private high school, or any institution from which the veteran receives a waiver of nonresident tuition under s. 39.47, may be reimbursed an amount. Except as provided in sub. (5), the amount of reimbursement may not to exceed the total cost of the veteran's tuition minus any grants or scholarships that the veteran receives specifically for the payment of the tuition, or, if the tuition is for an undergraduate semester in any institution of higher education, the standard cost of tuition for a state resident for an equivalent undergraduate semester at the University of Wisconsin-Madison, whichever is less. Reimbursement is available only for tuition that is part of a curriculum that is relevant to a degree in a particular course of study at the institution.~~

\*\*\*NOTE: This is reconciled s. 45.25 (3) (a). This SECTION has been affected by drafts with the following LRB numbers: LRB-0328, LRB-1510.

**\*-0328/4.15\* SECTION 757.** 45.25 (3) (am) of the statutes is repealed.

**\*-0328/4.16\* SECTION 758.** 45.25 (3) (b) 1. of the statutes is amended to read:

45.25 (3) (b) 1. Be completed and received by the department no later than 60 days after the completion of the semester or course. The department may accept an application received more than 60 days after the completion of the semester or course if the applicant shows good cause for the delayed receipt.

\*-0328/4.17\* SECTION 759. 45.25 (3) (c) of the statutes is amended to read:

45.25 (3) (c) Reimbursement provided under this section shall be paid from the appropriation under s. 20.485 (2) (tf). If the amount of funds applied for exceeds the amount available under s. 20.485 (2) (tf), the department may reduce the reimbursement percentage, except to disabled veterans who are eligible for 100 percent of tuition and fees under sub. (5), or deny applications for reimbursement that would otherwise qualify under this section. In those cases, the department shall determine the reimbursement percentage, except to disabled veterans who are eligible for 100 percent of tuition and fees under sub. (5), and eligibility on the basis of the dates on which applications for reimbursement were received.

\*-0328/4.18\* SECTION 760. 45.25 (3) (d) (intro.) of the statutes is amended to read:

45.25 (3) (d) (intro.) Reimbursement of tuition ~~and fees~~ for a course may be provided at an institution or school under par. (a) other than the one from which the veteran is receiving his or her degree or certificate of graduation or course completion if all of the following apply:

\*-0328/4.19\* SECTION 761. 45.25 (4) (a) of the statutes is renumbered 45.25 (4) (a) (intro.) and amended to read:

45.25 (4) (a) (intro.) A ~~veteran is not eligible~~ veteran's eligibility for reimbursement under sub. (2) ~~for more than 120 credits or 8 full semesters of full-time study~~ at any institution of higher education, as defined in s. 45.396 (1) (a),

~~in this state, 60 credits or 4 full semesters of full-time study at any institution of higher education, as defined in s. 45.396 (1) (a), in this state that offers a degree upon completion of 60 credits, or an equivalent amount of credits at a school that is approved under s. 45.35 (9m), at a proprietary school that is approved under s. 45.54, 38.50, at a public or private high school, or at an institution where he or she is receiving a waiver of nonresident tuition under s. 39.47.~~ is limited to the following:

\*\*\*NOTE: This is reconciled s. 45.25 (4) (a) (intro.). This SECTION has been affected by drafts with the following LRB numbers: LRB-0328, LRB-1510.

**\*-0328/4.20\* SECTION 762.** 45.25 (4) (a) 1. to 3. of the statutes are created to read:

45.25 (4) (a) 1. If the veteran served on active duty, except service on active duty for training purposes, for 90 to 180 days, the veteran may be reimbursed for a maximum of 30 credits or 2 semesters, or an equivalent amount of credits or semesters if at a school other than an institution of higher education.

2. If the veteran served on active duty, except service on active duty for training purposes, for 181 to 730 days, the veteran may be reimbursed for a maximum of 60 credits or 4 semesters, or an equivalent amount of credits or semesters if at a school other than an institution of higher education.

3. If the veteran served on active duty, except service on active duty for training purposes, for more than 730 days, the veteran may be reimbursed for a maximum of 120 credits or 8 semesters, or an equivalent amount of credits or semesters if at a school other than an institution of higher education.

**\*-0328/4.21\* SECTION 763.** 45.25 (4) (c) of the statutes is amended to read:

45.25 (4) (c) A veteran may not receive reimbursement under sub. (2) for any semester in which he or she is eligible for or received a grant under s. 21.49 or ~~45.396~~ under 10 USC 2007.

**\*b0212/1.2\* SECTION 763g.** 45.25 (4) (d) of the statutes is created to read:

45.25 (4) (d) A veteran may not receive reimbursement under sub. (2) for any semester in which the veteran fails to receive at least a 2.0 grade point average or an average grade of “C”.

**\*b0212/1.2\* SECTION 763m.** 45.25 (6) of the statutes is created to read:

45.25 (6) REPORTING REQUIREMENTS. The department shall promulgate a rule that establishes the number of days after the commencement of an academic term that begins after December 31, 2006, by which a veteran who will be seeking reimbursement under this section must provide to the department with all of the following information:

- (a) The veteran’s name.
- (b) The educational institution the veteran is attending.
- (c) Whether the veteran is enrolled full-time or part-time at the educational institution.
- (d) An estimate of the amount of tuition reimbursement that the veteran will claim at the end of the academic term.

**\*-0329/3.3\* SECTION 764.** 45.348 (title) and (1) (intro.) of the statutes are amended to read:

**45.348 (title) Dependent and child care defined for ss. 45.35, ~~45.351~~, and 45.356.** (1) (intro.) In this section and ss. ~~45.35, 45.351~~, and 45.356 unless otherwise modified, “child” means any natural child, any legally adopted child, any stepchild

or child if a member of the veteran's household, or any nonmarital child if the veteran acknowledges paternity or paternity has been otherwise established.

**\*-0329/3.4\* SECTION 765.** 45.348 (2) (a) (intro.) of the statutes is amended to read:

45.348 (2) (a) (intro.) In ~~ss. s. 45.35 and 45.351~~, "dependent" includes any of the following:

**\*-0328/4.24\* SECTION 768.** 45.35 (8) (b) 4. of the statutes is repealed.

**\*-0322/1.1\* SECTION 769.** 45.35 (14) (h) of the statutes is amended to read:

45.35 (14) (h) To provide grants to the governing bodies of federally recognized American Indian tribes and bands from the appropriation under s. 20.485 (2) (~~vz~~) (km) if that governing body enters into an agreement with the department regarding the creation, goals and objectives of a tribal veterans' service officer, appoints a veteran to act as a tribal veterans' service officer and gives that veteran duties similar to the duties described in s. 45.43 (5), except that the veteran shall report to the governing body of the tribe or band. The department may make annual grants of up to ~~\$2,500~~ \$8,500 under this paragraph and shall promulgate rules to implement this paragraph.

**\*b0213/2.2\* SECTION 769g.** 45.35 (14) (j) of the statutes is created to read:

45.35 (14) (j) To provide grants to eligible persons who administer a program to identify, train, and place volunteers at the community level who will assist national guard members, members of the U.S. armed forces or forces incorporated in the U.S. armed forces, and their spouses and dependents, who return to this state after serving on active duty. The department shall make available to the volunteers, veterans, and their spouses and dependents, a packet of information about the

benefits that they may be eligible to receive from the state or federal government.

This paragraph does not apply after June 30, 2007.

**\*b0214/1.2\* SECTION 769m.** 45.35 (14) (k) of the statutes is created to read:

45.35 (14) (k) To provide \$117,300 in 2005–06 and \$117,300 in 2006–07 to a housing authority in a 1st class city in a county with a population of at least 500,000 to supplement the housing costs of chronically homeless veterans and their families if the housing authority does all of the following:

1. Provides evidence that the money will be used to provide multi-family housing for individuals and families that contain at least one veteran who has been chronically homeless.

2. Uses at least 50 percent of the money for supplementing temporary privately owned rental housing costs and the remainder for subsidizing public rental housing costs.

3. In coordination with the department, submits reports to the legislature under s. 13.172 (2) and to the governor by August 15, 2006, and August 15, 2007, that contain the following information related to the money received in the previous fiscal year:

- a. The number of veterans that received a housing supplement.
- b. The size of the veterans' households.
- c. The amount of the supplement and time that the supplement was provided to each veteran's household.

- d. The housing status of the assisted veteran's household at the time the supplement ended.

- e. Any other information that the department considers necessary to evaluate the program.

**\*b0209/1.7\* SECTION 769n.** 45.35 (14) (L) of the statutes is created to read:

45.35 (14) (L) To provide verification to the educational institution of the information required under s. 36.27 (3p) (a) or 38.24 (8) (a).

**\*b0209/1.6\* SECTION 769p.** 45.35 (14) (m) of the statutes is created to read:

45.35 (14) (m) To provide verification to the educational institution of the information required under s. 36.27 (3n) (a) or 38.24 (7) (a).

**\*b0349/2.2\* SECTION 769q.** 45.35 (14) (n) of the statutes is created to read:

45.35 (14) (n) To provide verification to the department of revenue of the information required under s. 71.07 (6e) (a) 2. or 3.

**\*-0329/3.5\* SECTION 770.** 45.35 (17) (c) 1m. (intro.) of the statutes is amended to read:

45.35 (17) (c) 1m. (intro.) The department shall declare immediately due and payable any loan made after July 29, 1979 under a program administered by the department under ~~s. 45.351~~ or subch. II, if it finds that the loan was granted to an ineligible person due to any of the following circumstances:

**\*-0329/3.6\* SECTION 771.** 45.35 (17) (c) 2. (intro.) of the statutes is amended to read:

45.35 (17) (c) 2. (intro.) Loan application forms processed by the department for programs administered under ~~s. 45.351~~ or subch. II shall:

**\*-0329/3.7\* SECTION 772.** 45.35 (17) (c) 3. of the statutes is amended to read:

45.35 (17) (c) 3. The department shall incorporate the payment acceleration requirements of subd. 1m. in all loan documents for programs administered by the department under ~~s. 45.351~~ or subch. II.

**\*-0329/3.8\* SECTION 773.** 45.351 of the statutes is repealed and recreated to read:

**45.351 Assistance to needy veterans.** (1) **SUBSISTENCE AID.** (a) The department may provide subsistence payments to a veteran on a month-to-month basis or for a 3-month period. The department may pay subsistence aid for a 3-month period if the veteran will be incapacitated for more than 3 months and if earned or unearned income or aid from sources other than those listed in the application will not be available in the 3-month period. The department may provide subsistence payments only to a veteran who has suffered a loss of income due to illness, injury, or natural disaster. The department may grant subsistence aid under this subsection to a veteran whose loss of income is the result of abuse of alcohol or other drugs only if the veteran is participating in an alcohol and other drug abuse treatment program that is approved by the department. No payment may be made under this subsection if the veteran has other assets or income available to meet basic subsistence needs or if the veteran is eligible to receive aid from other sources to meet those needs.

(b) The maximum amount that any veteran may receive under this subsection per occurrence during a consecutive 12-month period may not exceed \$2,000.

(2) **HEALTH CARE.** (a) The department may provide health care aid to a veteran for dental care, including dentures; vision care, including eyeglass frames and lenses; and hearing care, including hearing aids.

(b) The maximum amount that may be paid under this subsection for any consecutive 12-month period may not exceed \$2,500 for dental care, \$500 for vision care, and \$1,500 per ear for hearing care.

(c) The department may not provide health care aid under this subsection unless the aid recipient's health care provider agrees to accept, as full payment for the health care provided, the amount of the payment, the amount of the recipient's

health insurance or other 3rd-party payments, if any, and the amount that the department determines the veteran is capable of paying. The department may not pay health care aid under this subsection if the liquid assets of the veteran are in excess of \$1,000.

**\*b0210/1.5\* (2m) DEPENDENTS ELIGIBILITY.** (a) The unremarried spouse and dependent children of a veteran who died while on active service in the U.S. armed forces or forces incorporated in the U.S. armed forces are eligible to receive payments under subs. (1) and (2) if the household income of those persons does not exceed the income limitations established under sub. (3m).

(b) The spouse and dependent children of a member of the U.S. armed forces or of the Wisconsin national guard who has been activated or deployed to serve in the U.S. armed forces who are residents of this state, who have suffered a loss of income due to that activation or deployment, and who experience an economic emergency during the member's activation or deployment are eligible to receive assistance under subs. (1) and (2).

**(3) LIMITATIONS.** The total cumulative amount that any veteran may receive under this section may not exceed \$5,000.

**\*b0210/1.6\* (3m) RULES.** The department shall promulgate rules establishing eligibility criteria and household income limits for payments under subs. (1), (2), and (2m).

**(4) APPROPRIATIONS.** The department may make payments under this section from the appropriation in s. 20.485 (2) (vm). Nothing in this section empowers the department to incur any state debt.

**(5) JOINT FINANCE SUPPLEMENTAL FUNDING.** The department may submit a request to the joint committee on finance for supplemental funds from the veterans

trust fund to be credited to the appropriation account under s. 20.485 (2) (vm) to provide payments under this section. The joint committee on finance may, from the appropriation under s. 20.865 (4) (u), supplement the appropriation under s. 20.485 (2) (vm) in an amount equal to the amount that the department expects to expend under this section. If the cochairpersons of the committee do not notify the department that the committee has scheduled a meeting for the purpose of reviewing the request for a supplement within 14 working days after the date of the department's notification, the supplement to the appropriation is approved. If, within 14 working days after the date of the department's notification, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed supplement, the supplement may occur only upon approval of the committee.

**\*-0324/3.1\* SECTION 774.** 45.356 (2) of the statutes is amended to read:

45.356 (2) The department may lend a veteran, a veteran's unremarried surviving spouse, or a deceased veteran's child not more than \$25,000 or a lesser amount established by the department under sub. (10). The department may prescribe loan conditions, but the term of the loan may not exceed 10 years, or a shorter term established by the department under sub. (13). The department shall ensure that the proceeds of any loan made under this section shall first be applied to pay any delinquent child support or maintenance payments and then to pay any past support, medical expenses, or birth expenses.

**\*-0324/3.2\* SECTION 775.** 45.356 (13) of the statutes is created to read:

45.356 (13) Subject to the limit established in sub. (2), the department may periodically adjust the maximum term limits for loans based upon financial market

conditions, funds available, needs of the veterans trust fund, or other factors that the department considers relevant.

**\*b0333/2.14\* SECTION 775m.** 45.365 (2m) (a) of the statutes is amended to read:

45.365 (2m) (a) The department may enter into agreements for furnishing and charging for water and sewer service from facilities constructed at and for the home to public and private properties lying in the immediate vicinity of the home.

**\*-0326/1.1\* SECTION 776.** 45.37 (4) (b) of the statutes is amended to read:

45.37 (4) (b) *Basis for eligibility of nonveterans.* Spouses, surviving spouses and parents derive their eligibility from the eligibility of the veteran upon whose service it is based. Surviving spouses and parents of eligible veterans shall not be eligible for admission at a southeastern facility unless the facility's overall occupancy level is below an optimal level as determined by the board. Surviving spouses and parents of eligible veterans shall not be eligible for admission at the home except for those admitted to the home prior to May 5, 1976, or unless the home's overall occupancy level is below an optimal level as determined by the board.

**\*-0326/1.2\* SECTION 777.** 45.37 (4) (c) 1m. c. of the statutes is amended to read:

45.37 (4) (c) 1m. c. Surviving spouses of eligible veterans shall be given 3rd priority ~~for admission to the home.~~

**\*-0326/1.3\* SECTION 778.** 45.37 (4) (c) 1m. d. of the statutes is amended to read:

45.37 (4) (c) 1m. d. Parents of eligible veterans shall be given 4th priority ~~for admission to the home.~~

**\*-1513/4.6\* SECTION 779.** 45.37 (10) (c) of the statutes is amended to read:

45.37 (10) (c) ~~The~~ Except where a sale occurs under s. 16.848, the department may manage, sell, lease or transfer property descending to the state pursuant to this

section or conveyed to it by members, defend and prosecute all actions concerning it, pay all just claims against it, and do all other things necessary for the protection, preservation and management of such property. All expenditures necessary for the execution of functions under this paragraph or sub. (11) shall be made from the appropriation in s. 20.485 (1) (h).

**\*-1513/4.7\* SECTION 780.** 45.38 (2) (a) 1. of the statutes is amended to read:

45.38 (2) (a) 1. Without limitation by reason of any other provisions of the statutes except s. 16.848, the power to sell and to convey title in fee simple to a nonprofit corporation any land and any existing buildings thereon owned by, or owned by the state and held for, the department or of any of the institutions under the jurisdiction of the department for such consideration and upon such terms and conditions as in the judgment of the board are in the public interest.

**\*-0328/4.25\* SECTION 781.** 45.396 (title) of the statutes is repealed.

**\*-0328/4.26\* SECTION 782.** 45.396 (1) of the statutes is repealed.

**\*-0328/4.27\* SECTION 783.** 45.396 (2) of the statutes is repealed.

**\*-0328/4.28\* SECTION 784.** 45.396 (3) of the statutes is renumbered 45.25 (1m) (b), and 45.25 (1m) (b) (intro.) and 1., as renumbered, are amended to read:

45.25 (1m) (b) (intro.) A veteran who is a resident of this state and otherwise qualified to receive benefits under this section may receive the benefits under this section upon the completion of any correspondence courses or part-time classroom study from an institution of higher education located outside this state, from a school that is approved under s. 45.35 (9m), or from a proprietary school that is approved under s. 45.54 38.50, if any of the following applies:

\*\*\*NOTE: This is reconciled s. 45.25 (1m) (b) (intro.). This SECTION has been affected by drafts with the following LRB numbers: LRB-0328, LRB-1510.

1. The part-time classroom study is not offered within 50 miles of the veteran's residence by any school or institution under ~~sub. (2) par. (a)~~ and the educational institution from which the study is offered is located not more than 50 miles from the boundary line of this state.

\*-0328/4.29\* **SECTION 785.** 45.396 (4) of the statutes is repealed.

\*-0328/4.30\* **SECTION 786.** 45.396 (5) of the statutes is repealed.

\*-0328/4.31\* **SECTION 787.** 45.396 (5m) of the statutes is repealed.

\*-0328/4.32\* **SECTION 788.** 45.396 (6) of the statutes is repealed.

\*-0328/4.33\* **SECTION 789.** 45.396 (7) (a) of the statutes is repealed.

\*-0328/4.34\* **SECTION 790.** 45.396 (7) (b) of the statutes is renumbered 45.25 (2) (bm).

\*-0328/4.35\* **SECTION 791.** 45.396 (8) of the statutes is repealed.

\*-0328/4.36\* **SECTION 792.** 45.396 (9) of the statutes is renumbered 45.25 (5)

and amended to read:

45.25 (5) DISABLED VETERAN ELIGIBILITY. A disabled veteran who meets the requirements under this section and whose disability is rated at 30% or more under 38 USC 1114 or 1134 may be reimbursed for up to 100% of the cost of tuition and fees, but that reimbursement is limited to 100% of the standard cost for a state resident for tuition and fees for an equivalent undergraduate course at the University of Wisconsin-Madison per course ~~and may not be provided to an individual more than 4 times during any consecutive 12-month period~~ if the tuition and fees are for an undergraduate semester in any institution of higher education.

\*-1510/2.8\* **SECTION 793.** 45.397 (2) (a) of the statutes is amended to read:

45.397 (2) (a) The veteran is enrolled in a training course in a technical college under ch. 38 or in a proprietary school in the state approved by the educational

approval board under s. ~~45.54~~ 38.50, other than a proprietary school offering a 4-year degree or 4-year program, or is engaged in a structured on-the-job training program that meets program requirements promulgated by the department by rule.

**\*-0328/4.37\* SECTION 794.** 45.397 (2) (cm) of the statutes is amended to read:

45.397 (2) (cm) The veteran requesting a grant has not received reimbursement under s. 45.25 ~~or 45.396~~ for courses completed during the same semester for which a grant would be received under this section.

**\*-1510/2.9\* SECTION 796.** 45.54 (title) of the statutes is renumbered 38.50 (title).

**\*-1510/2.10\* SECTION 797.** 45.54 (1) (intro.) of the statutes is renumbered 38.50 (1) (intro.).

**\*-1510/2.11\* SECTION 798.** 45.54 (1) (a) of the statutes is renumbered 38.50 (1) (a) and amended to read:

38.50 (1) (a) ~~“Board”~~ Notwithstanding s. 38.01 (2), “board” means the educational approval board.

**\*-1510/2.12\* SECTION 799.** 45.54 (1) (b) of the statutes is renumbered 38.50 (1) (b).

**\*-1510/2.13\* SECTION 800.** 45.54 (1) (c) of the statutes is renumbered 38.50 (1) (c).

**\*-1510/2.14\* SECTION 801.** 45.54 (1) (d) of the statutes is renumbered 38.50 (1) (d).

**\*-1510/2.15\* SECTION 802.** 45.54 (1) (e) of the statutes is renumbered 38.50 (1) (e).

**\*-1510/2.16\* SECTION 803.** 45.54 (1) (f) of the statutes is renumbered 38.50 (1) (f).

\*-1510/2.17\* **SECTION 804.** 45.54 (1) (g) of the statutes is renumbered 38.50 (1) (g).

\*-1510/2.18\* **SECTION 805.** 45.54 (2) of the statutes is renumbered 38.50 (2).

\*-1510/2.19\* **SECTION 806.** 45.54 (3) of the statutes is renumbered 38.50 (3).

\*-1510/2.20\* **SECTION 807.** 45.54 (5) of the statutes is renumbered 38.50 (5)

and amended to read:

38.50 (5) **EMPLOYEES, QUARTERS.** The board shall employ a person to perform the duties of an executive secretary and any other persons under the classified service that may be necessary to carry out the board's purpose. The person performing the duties of the executive secretary shall be in charge of the administrative functions of the board. The board shall, to the maximum extent practicable, keep its office with the department technical college system board.

\*-1510/2.21\* **SECTION 808.** 45.54 (7) of the statutes is renumbered 38.50 (7).

\*-1510/2.22\* **SECTION 809.** 45.54 (8) of the statutes is renumbered 38.50 (8).

\*-1510/2.23\* **SECTION 810.** 45.54 (10) (title) of the statutes is renumbered 38.50 (10) (title).

\*-1510/2.24\* **SECTION 811.** 45.54 (10) (a) of the statutes is renumbered 38.50 (10) (a) and amended to read:

38.50 (10) (a) *Authority.* All proprietary schools shall be examined and approved by the board before operating in this state. Approval shall be granted to schools meeting the criteria established by the board for a period not to exceed one year. No school may advertise in this state unless approved by the board. All approved schools shall submit quarterly reports, including information on enrollment, number of teachers and their qualifications, course offerings, number of graduates, number of graduates successfully employed, and such other information

as the board deems necessary. If a school closure results in losses to students, parents, or sponsors, the board may authorize the full or partial payment of those losses from the appropriation under s. ~~20.485 (5)~~ 20.292 (2) (gm).

**\*-1510/2.25\* SECTION 812.** 45.54 (10) (b) of the statutes is renumbered 38.50 (10) (b).

**\*-1510/2.26\* SECTION 813.** 45.54 (10) (c) of the statutes is renumbered 38.50 (10) (c).

**\*-1510/2.27\* SECTION 814.** 45.54 (10) (cm) of the statutes is renumbered 38.50 (10) (cm).

**\*-1510/2.28\* SECTION 815.** 45.54 (10) (d) of the statutes is renumbered 38.50 (10) (d).

**\*-1510/2.29\* SECTION 816.** 45.54 (10) (e) of the statutes is renumbered 38.50 (10) (e).

**\*-1510/2.29\* SECTION 816g.** 45.54 (10) (f) of the statutes is renumbered 38.50 (10) (f).

**\*-0321/2.1\* SECTION 817.** 45.71 (8) of the statutes is amended to read:

45.71 (8) “Home” means a building or portion thereof used as ~~the veteran’s principal place of~~ by the veteran as a residence, and includes condominiums and income-producing property, a portion of which is so occupied by the veteran, and the land, including existing improvements, appertaining to such a building.

**\*-0321/2.2\* SECTION 818.** 45.71 (12) (a) of the statutes is amended to read:

45.71 (12) (a) Is used as ~~the veteran’s principal place of~~ by the veteran as a residence; and

**\*-0321/2.3\* SECTION 819.** 45.71 (15) of the statutes is created to read:

45.71 (15) "Qualified veterans' mortgage bonds" means federally tax-exempt bonds issued under the authority of 26 USC 143.

\*-0321/2.4\* SECTION 820. 45.71 (16) (d) of the statutes is created to read:

45.71 (16) (d) Any person who has completed 6 continuous years of service under honorable conditions in the army or air national guard or in any reserve component of the U.S. armed forces, and who is living in this state at the time of his or her application for benefits, shall be considered a veteran under this subchapter.

\*-0321/2.5\* SECTION 821. 45.76 (1) (c) of the statutes is amended to read:

45.76 (1) (c) *Home improvements.* A loan of ~~not more than \$25,000~~ to improve a home, including the construction of a garage or the removal or other alteration of existing improvements that were made to improve the accessibility of a home for a disabled individual.

\*-0321/2.6\* SECTION 822. 45.76 (1) (d) of the statutes is repealed and recreated to read:

45.76 (1) (d) *Refinancing.* Refinancing the balance due on an indebtedness that was incurred for a use designated in pars. (a) to (c).

\*-0321/2.7\* SECTION 823. 45.76 (3) (b) 1. of the statutes is amended to read:

45.76 (3) (b) 1. The ~~residence~~ property to be purchased, constructed, improved or refinanced with financial assistance under this subchapter will be used as ~~the person's principal by the person as a residence.~~

\*-0321/2.8\* SECTION 824. 45.76 (4) of the statutes is created to read:

45.76 (4) QUALIFIED VETERANS' MORTGAGE BONDS. If the source of the funding for a loan under this subchapter is the proceeds of a qualified veterans' mortgage bond, the department shall apply any applicable requirements of the Internal Revenue

Code in determining a person's eligibility for a loan to assure that the bonds are exempt from federal tax.

**\*-1513/4.8\* SECTION 827.** 46.03 (30) (a) of the statutes is amended to read:

46.03 (30) (a) To provide for an orderly reduction of state institutional primary psychiatric services the department may approve the institutes entering into contracts with county departments under s. 51.42 for providing primary psychiatric care. If excess capacity exists at state operated mental health institutes, the department shall, subject to s. 16.848, explore whether the possible sale or lease of such excess facilities ~~may be sold or leased~~ to a county department under s. 51.42.

**\*-0295/2.2\* SECTION 830.** 46.034 (3) of the statutes is amended to read:

46.034 (3) With the agreement of the affected county board of supervisors in a county with a single-county department or boards of supervisors in counties with a multicounty department, effective for the contract period beginning January 1, 1980, the department may approve a county with a single-county department or counties participating in a multicounty department to administer a single consolidated aid consisting of the state and federal financial aid available to that county or those counties from appropriations under s. 20.435 (3) (e) and (7) (b) and (o) for services provided and purchased by county departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437. Under such an agreement, in the interest of improved service coordination and effectiveness, the county board of supervisors in a county with a single-county department or county boards of supervisors in counties with a multicounty department may reallocate among county departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437 funds that otherwise would be specified for use by a single county department. The budget under s. 46.031 (1) shall be the vehicle for expressing the proposed use of the single consolidated fund by the

county board of supervisors in a county with a single-county department or county boards of supervisors in counties with a multicounty department. Approval by the department of this use of the fund shall be in the contract under s. 46.031 (2g). Counties that were selected by the department to pilot test consolidated aids for contract periods beginning January 1, 1978, may continue or terminate consolidation with the agreement of the affected county board of supervisors in a county with a single-county department or county boards of supervisors in counties with a multicounty department.

**\*-1513/4.9\* SECTION 831.** 46.035 (1) (a) of the statutes is amended to read:

46.035 (1) (a) The term "existing building" in relation to any conveyance, lease or sublease made under sub. (2) (a) ~~1., 2. and 3.,~~ (b), and (c) means all detention, treatment, administrative, recreational, infirmary, hospital, vocational and academic buildings; all dormitories and cottages; all storage facilities, heating plants, sewage disposal plants, and such other buildings, structures, facilities and permanent improvements as in the judgment of the secretary are needed or useful for the purposes of the department, and all equipment therefor and all improvements and additions thereto which were erected, constructed or installed prior to the making of such conveyance, lease or sublease.

**\*-1513/4.10\* SECTION 832.** 46.035 (1) (b) of the statutes is amended to read:

46.035 (1) (b) The term "new building" in relation to any conveyance, lease or sublease made under sub. (2) (a) ~~1., 2. and 3.,~~ (b), and (c) means all detention, treatment, administrative, recreational, infirmary, hospital, vocational and academic buildings; all dormitories and cottages; all storage facilities, heating plants, sewage disposal plants, and such other buildings, structures, facilities and permanent improvements as in the judgment of the secretary are needed or useful

for the purposes of the department, and all equipment therefor and all improvements and additions thereto which are erected, constructed or installed after the making of such conveyance, lease or sublease.

**\*-1513/4.11\* SECTION 833.** 46.035 (2) (intro.) of the statutes is repealed.

**\*-1513/4.12\* SECTION 834.** 46.035 (2) (a) of the statutes is renumbered 46.035 (2), and 46.035 (2) (intro.), (a) and (c) to (j), as renumbered, are amended to read:

46.035 (2) (intro.) In order to provide new buildings and to enable the construction and financing thereof, to refinance indebtedness hereafter created by a nonprofit corporation for the purpose of providing a new building or buildings or additions or improvements thereto which are located on land owned by, or owned by the state and held for, the department or on lands of the institutions under the jurisdiction of the department or by the nonprofit corporation, or for any one or more of said purposes, but for no other purpose unless authorized by law, the department has, subject to s. 16.848, the following powers and duties:

(a) Without limitation by reason of any other provisions of the statutes except s. 16.848, the power to sell and to convey title in fee simple to a nonprofit corporation any land and any existing buildings thereon owned by, or owned by the state and held for, the department or of any of the institutions under the jurisdiction of the department for such consideration and upon such terms and conditions as in the judgment of the secretary are in the public interest.

(c) The power to lease or sublease from such nonprofit corporation, and to make available for public use, any such land and existing buildings conveyed or leased to such nonprofit corporation under subds. 1. and 2. pars. (a) and (b), and any new buildings erected upon such land or upon any other land owned by such nonprofit corporation, upon such terms, conditions and rentals, subject to available

appropriations, as in the judgment of the secretary are in the public interest. With respect to any property conveyed to such nonprofit corporation under ~~subd. 1, par. (a)~~, such lease from such nonprofit corporation may be subject or subordinated to one or more mortgages of such property granted by such nonprofit corporation.

(d) The duty to submit the plans and specifications for all such new buildings and all conveyances, leases and subleases made under this ~~section~~ subsection to the department of administration and the governor for written approval before they are finally adopted, executed and delivered.

(e) The power to pledge and assign all or any part of the revenues derived from the operation of such new buildings as security for the payment of rentals due and to become due under any lease or sublease of such new buildings under ~~subd. 3 par. (c)~~.

(f) The power to covenant and agree in any lease or sublease of such new buildings made under ~~subd. 3, par. (c)~~ to impose fees, rentals or other charges for the use and occupancy or other operation of such new buildings in an amount calculated to produce net revenues sufficient to pay the rentals due and to become due under such lease or sublease.

(g) The power to apply all or any part of the revenues derived from the operation of existing buildings to the payment of rentals due and to become due under any lease or sublease made under ~~subd. 3 par. (c)~~.

(h) The power to pledge and assign all or any part of the revenues derived from the operation of existing buildings to the payment of rentals due and to become due under any lease or sublease made under ~~subd. 3 par. (c)~~.

(i) The power to covenant and agree in any lease or sublease made under ~~subd. 3, par. (c)~~ to impose fees, rentals or other charges for the use and occupancy or other

operation of existing buildings in an amount calculated to produce net revenues sufficient to pay the rentals due and to become due under such lease or sublease.

(j) The power and duty, upon receipt of notice of any assignment by any such nonprofit corporation of any lease or sublease made under ~~subd. 3. par. (c)~~, or of any of its rights under any such sublease, to recognize and give effect to such assignment, and to pay to the assignee thereof rentals or other payments then due or which may become due under any such lease or sublease which has been so assigned by such nonprofit corporation.

**\*-1513/4.13\* SECTION 835.** 46.035 (2) (b) of the statutes is renumbered 46.035 (3) and amended to read:

46.035 (3) The state ~~shall be~~ is liable for accrued rentals and for any other default under any lease or sublease made under ~~par. (a) 3. sub. (2) (c)~~, and may be sued therefor on contract as in other contract actions pursuant to ch. 775, except that ~~it shall not be~~ is not necessary for the lessor under any such lease or sublease or any assignee of such lessor or any person or other legal entity proceeding on behalf of such lessor to file any claim with the legislature prior to the commencement of any such action.

**\*-1513/4.14\* SECTION 836.** 46.035 (2) (c) of the statutes is renumbered 46.035 (4).

**\*-1513/4.15\* SECTION 837.** 46.035 (2) (d) of the statutes is repealed.

**\*-1513/4.16\* SECTION 838.** 46.035 (2) (e) of the statutes is renumbered 46.035 (5) and amended to read:

46.035 (5) All laws, except s. 16.848 and ch. 150, ~~conflicting that conflict~~ with any provisions of this section, are, insofar as they conflict with this section and no further, superseded by this section.

**\*-0248/1.1\* SECTION 839.** 46.057 (2) of the statutes is amended to read:

46.057 (2) From the appropriation account under s. 20.410 (3) (ba), the department of corrections shall transfer to the appropriation account under s. 20.435 (2) (kx) \$1,379,300 in fiscal year ~~2003-04~~ 2005-06 and \$1,379,300 in fiscal year ~~2004-05~~ 2006-07 and, from the appropriation account under s. 20.410 (3) (hm), the department of corrections shall transfer to the appropriation account under s. 20.435 (2) (kx) \$2,086,700 \$2,271,200 in fiscal year ~~2003-04~~ 2005-06 and \$2,155,600 \$2,390,600 in fiscal year ~~2004-05~~ 2006-07 for services for juveniles placed at the Mendota juvenile treatment center. The department of health and family services may charge the department of corrections not more than the actual cost of providing those services.

**\*-1513/4.17\* SECTION 840.** 46.06 (intro.) of the statutes is created to read:

**46.06 Lands; condemnation, easements, leases, sales, purchases.**

(intro.) Subject to s. 16.848:

**\*s0148/P1\*SECTION 841m.** 46.07 of the statutes is amended to read:

**46.07 Property of patients or residents.** All money including wages and other property delivered to an officer or employee of any institution for the benefit of a patient or resident shall ~~forthwith~~ be delivered to the steward, who shall enter the ~~same~~ money upon the steward's books to the credit of the patient or resident. The property shall be used only under the direction and with the approval of the superintendent and for the crime victim and witness assistance surcharge under s. 973.045 (4), the delinquency victim and witness assistance surcharge under s. 938.34 (8d) (c), the deoxyribonucleic acid analysis surcharge under s. 973.046, the drug offender diversion surcharge under s. 973.043, or the benefit of the patient or resident. If the money remains uncalled for for one year after the patient's or

resident's death or departure from the institution, the superintendent shall deposit the same money in the general fund. If any patient or resident leaves property, other than money, uncalled for at an institution for one year, the superintendent shall sell the property, and the proceeds shall be deposited in the general fund. If any person satisfies the department, within 5 years after the deposit, of his or her right to the deposit, the department shall direct the department of administration to draw its warrant in favor of the claimant and it shall charge the same to the appropriation made by s. 20.913 (3) (c).

**\*-1513/4.18\* SECTION 842.** 46.09 (intro.) of the statutes is created to read:

**46.09 Purchases, bills, audits, payments.** (intro.) Subject to s. 16.848:

**\*-0084/3.2\* SECTION 843.** 46.10 (14) (a) of the statutes is amended to read:

46.10 (14) (a) Except as provided in pars. (b) and (c), liability of a person specified in sub. (2) or s. 46.03 (18) for inpatient care and maintenance of persons under 18 years of age at community mental health centers, a county mental health complex under s. 51.08, the centers for the developmentally disabled, the Mendota Mental Health Institute, and the Winnebago Mental Health Institute or care and maintenance of persons under 18 years of age in residential, nonmedical facilities such as group homes, foster homes, treatment foster homes, ~~child caring institutions,~~ subsidized guardianship homes, residential care centers for children and youth, and juvenile correctional institutions is determined in accordance with the cost-based fee established under s. 46.03 (18). The department shall bill the liable person up to any amount of liability not paid by an insurer under s. 632.89 (2) or (2m) or by other 3rd-party benefits, subject to rules that include formulas governing ability to pay promulgated by the department under s. 46.03 (18). Any liability of the patient not

payable by any other person terminates when the patient reaches age 18, unless the liable person has prevented payment by any act or omission.

**\*-0084/3.3\* SECTION 844.** 46.10 (14) (b) of the statutes is amended to read:

46.10 (14) (b) Except as provided in par. (c) and subject to par. (cm), liability of a parent specified in sub. (2) or s. 46.03 (18) for the care and maintenance of the parent's minor child who has been placed by a court order under s. 48.355 or 48.357 in a residential, nonmedical facility such as a group home, foster home, treatment foster home, subsidized guardianship home, or residential care center for children and youth shall be determined by the court by using the percentage standard established by the department of workforce development under s. 49.22 (9) and by applying the percentage standard in the manner established by the department under s. 46.247.

**\*-0311/3.1\* SECTION 845.** 46.10 (16) of the statutes is amended to read:

46.10 (16) The department shall delegate to county departments under ss. 51.42 and 51.437 or the local providers of care and services meeting the standards established by the department under s. 46.036, the responsibilities vested in the department under this section for collection of patient fees for services other than those provided at state facilities or those provided to children that are reimbursed under a waiver under s. 46.27 (11), 46.275, ~~or~~, 46.278, or 46.2785 or a waiver requested under 2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c), if the county departments or providers meet the conditions that the department determines are appropriate. The department may delegate to county departments under ss. 51.42 and 51.437 the responsibilities vested in the department under this section for collection of patient fees for services provided at the state facilities if the necessary conditions are met.

**\*-0295/2.3\* SECTION 849.** 46.215 (2) (c) 1. of the statutes is amended to read:

46.215 (2) (c) 1. A county department of social services shall develop, under the requirements of s. 46.036, plans and contracts for care and services to be purchased, except for care and services under subch. III of ch. 49 or s. 301.08 (2). The department of health and family services may review the contracts and approve them if they are consistent with s. 46.036 and if state or federal funds are available for such purposes. The joint committee on finance may require the department of health and family services to submit the contracts to the committee for review and approval. The department of health and family services may not make any payments to a county for programs included in a contract under review by the committee. The department of health and family services shall reimburse each county for the contracts from the appropriations under s. 20.435 ~~(3) (e)~~ and (7) (b) and (o), as appropriate, under s. 46.495.

**\*-0295/2.4\* SECTION 850.** 46.22 (1) (e) 3. a. of the statutes is amended to read:

46.22 (1) (e) 3. a. A county department of social services shall develop, under the requirements of s. 46.036, plans and contracts for care and services, except under subch. III of ch. 49 and s. 301.08 (2), to be purchased. The department of health and family services may review the contracts and approve them if they are consistent with s. 46.036 and to the extent that state or federal funds are available for such purposes. The joint committee on finance may require the department of health and family services to submit the contracts to the committee for review and approval. The department of health and family services may not make any payments to a county for programs included in the contract that is under review by the committee. The department of health and family services shall reimburse each county for the