

2007 DRAFTING REQUEST

Bill

Received: 03/14/2007

Received By: rnelson2

Wanted: As time permits

Identical to LRB:

For: Veterans Affairs 6-0517

By/Representing: Anthony Hardie

This file may be shown to any legislator: NO

Drafter: rnelson2

May Contact:

Addl. Drafters:

Subject: Veterans - veterans benefits
Higher Education - tech. college
Higher Education - UW System

Extra Copies:

Submit via email: YES

Requester's email: anthony.hardie@dva.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Tuition remission for spouses of certain veterans

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/P1	rnelson2 03/16/2007	jdyer 03/21/2007	nmatzke 03/21/2007	_____	sbasford 03/21/2007		State
/2	rnelson2 01/29/2008	jdyer 01/30/2008	jfrantze 01/30/2008	_____	cduerst 01/30/2008		State
/3	rnelson2	jdyer	pgreensl	_____	sbasford	cduerst	State

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	02/14/2008	02/15/2008	02/15/2008 _____		02/15/2008	02/25/2008	

FE Sent For:

*et
intro*

<END>

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7/15/08

7/15/08

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Tuition remission for spouses of certain veterans

Instructions:

See Attached

12/21 Anthony H. had some issues with this draft. He will send me his comments via email.

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/?		<i>12/30 jld</i>					State
/P1	rnelson2 03/16/2007	jdyer 03/21/2007	nmatzke 03/21/2007		sbasford 03/21/2007		

FE Sent For:

Handwritten signatures and date 1/30
1/30 <END>

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Tuition remission for spouses of certain veterans

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(Working with Sen. Roessler?)

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/?	rnelson2	<i>PI 3/21 jld</i>	<i>nwn 3/21</i>	<i>nwn/jf 3/21</i>			

FE Sent For:

<END>

3/13

S. Roesler - -

Ch 35

DE Asst.
G.C.↑
Dis or
100% Dis Vet.10 years - 100% disabled
(3n) (6) Im.Date vet is ~~ch 35 3844 USC~~
ch 35 (???) eligible,
spouse gets 10 years
of tarrmission

Send Anthony a copy

Do for DVA.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-2232/P1

RPN:.....

JLD

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

DN

Gen

1 AN ACT ...; relating to: tuition fee remission for certain spouses of eligible
2 veterans.

Analysis by the Legislative Reference Bureau

Under current law, a spouse, child, or unremarried surviving spouse of certain veterans is eligible for a full remission of tuition at the University of Wisconsin System and at technical colleges. For the spouse, unremarried surviving spouse or child to be eligible, the veteran must have entered service while a resident of this state and either died as the result of a service-connected disability or while on duty or incurred a service-connected disability that is rated as 30 percent or more. Currently, the unremarried surviving spouse of a deceased veteran is eligible for the fee remission only during the first 10 years after the veteran died. The spouse of a disabled veteran is currently eligible for the fee remission only during the first 10 years after the veteran received the service-connected disability rating.

This bill adds full tuition remission eligibility to the spouse of an eligible veteran if the veteran died of a service-connected disability or had a service-connected disability that is rated as 100 percent, and if the spouse is eligible for the educational assistance benefits under the federal Survivors and Dependents Educational Assistance Program.

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

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

1 SECTION 1. 36.27 (3n) (b) 1. of the statutes is renumbered 36.27 (3n) (b) 1.
2 (intro.) and amended to read:

3 36.27 (3n) (b) 1. (intro.) A spouse of an eligible veteran. The remission under
4 this subdivision applies only during the any of the following periods:

5 a. The first 10 years after the eligible veteran received the service-connected
6 disability rating.

History: 1973 c. 333 ss. 68g, 68k, 201f (2); 1973 c. 335; 1975 c. 39, 199; 1977 c. 29; 1981 c. 20; 1983 a. 407; 1985 a. 51, 192; 1987 a. 399; 1989 a. 31 ss. 709p to 710, 2908; 1989 a. 67, 181, 359; 1991 a. 39, 168, 169; 1993 a. 16; 1995 a. 27, 228; 1997 a. 27, 163, 237; 1999 a. 9, 130, 154, 186; 2001 a. 16, 38; 2003 a. 33 ss. 936, 9160; 2003 a. 42, 185, 320; 2005 a. 22, 25, 320, 387, 404, 468.

7 SECTION 2. 36.27 (3n) (b) 1. b. of the statutes is created to read:

8 36.27 (3n) (b) 1. b. The first ten years after the spouse becomes eligible for
9 educational assistance under 35 USC 3501-3566.

10 SECTION 3. 36.27 (3n) (b) 1. c. of the statutes is created to read:

11 36.27 (3n) (b) 1. c. The first ten years after the effective date of this subdivision
12 ...[revisor inserts date], if the spouse was eligible for educational assistance under
13 35 USC 3501-3566 on that date.

14 SECTION 4. 36.27 (3n) (b) 2. of the statutes is renumbered 36.27 (3n) (b) 2.
15 (intro.) and amended to read:

16 36.27 (3n) (b) 2. (intro.) An unremarried surviving spouse of an eligible
17 veteran. The remission under this subdivision applies only during the any of the
18 following periods:

19 a. The first 10 years after the veteran died.

History: 1973 c. 333 ss. 68g, 68k, 201f (2); 1973 c. 335; 1975 c. 39, 199; 1977 c. 29; 1981 c. 20; 1983 a. 407; 1985 a. 51, 192; 1987 a. 399; 1989 a. 31 ss. 709p to 710, 2908; 1989 a. 67, 181, 359; 1991 a. 39, 168, 169; 1993 a. 16; 1995 a. 27, 228; 1997 a. 27, 163, 237; 1999 a. 9, 130, 154, 186; 2001 a. 16, 38; 2003 a. 33 ss. 936, 9160; 2003 a. 42, 185, 320; 2005 a. 22, 25, 320, 387, 404, 468.

20 SECTION 5. 36.27 (3n) (b) 2. b. of the statutes is created to read:

21 36.27 (3n) (b) 2. b. The first ten years after the spouse becomes eligible for
22 educational assistance under 35 USC 3501-3566.

23 SECTION 6. 36.27 (3n) (b) 2. c. of the statutes is created to read:

2.c.
X

1 36.27 (3n) (b) 2. c. The first ¹⁰ten years after the effective date of this subdivision
2 ...[revisor inserts date], if the spouse was eligible for educational assistance under
3 35 USC 3501-3566 on that date.

4 SECTION 7. 38.24 (7) (b) 1. of the statutes is renumbered 38.24 (7) (b) 1. (intro.)
5 and amended to read:

6 38.24 (7) (b) 1. (intro.) A spouse of an eligible veteran. The remission under this
7 subdivision applies only during the any of the following periods:

8 a. The first 10 years after the eligible veteran received the service-connected
9 disability rating.

History: 1971 c. 154, 211, 228; 1975 c. 39, 224; 1977 c. 29, 418; 1981 c. 20; 1983 a. 27; 1985 a. 29; 1987 a. 27; 1989 a. 31, 107, 336; 1991 a. 39 ss. 1103 to 1108m, 1117; 1993 a. 16, 223, 491; 1995 a. 27 s. 9126 (19); 1995 a. 77, 228; 1997 a. 27, 163, 292; 1999 a. 32 s. 97; 1999 a. 130, 154; 2003 a. 42; 2005 a. 22, 25, 253, 320, 468.

10 SECTION 8. 38.24 (7) (b) 1. b. of the statutes is created to read:

11 38.24 (7) (b) 1. b. The first ¹⁰ten years after the spouse becomes eligible for
12 educational assistance under 35 USC 3501-3566.

13 SECTION 9. 38.24 (7) (b) 1. c. of the statutes is created to read:

14 38.24 (7) (b) 1. c. The first ¹⁰ten years after the effective date of this subdivision
15 ...[revisor inserts date], if the spouse was eligible for educational assistance under
16 35 USC 3501-3566 on that date.

1.c.
X

17 SECTION 10. 38.24 (7) (b) 2. of the statutes is renumbered 38.24 (7) (b) 2. (intro.)
18 and amended to read:

19 38.24 (7) (b) 2. An unremarried surviving spouse of an eligible veteran. The
20 remission under this subdivision applies only during the during any of the following
21 periods:

22 a. The first 10 years after the veteran died.

History: 1971 c. 154, 211, 228; 1975 c. 39, 224; 1977 c. 29, 418; 1981 c. 20; 1983 a. 27; 1985 a. 29; 1987 a. 27; 1989 a. 31, 107, 336; 1991 a. 39 ss. 1103 to 1108m, 1117; 1993 a. 16, 223, 491; 1995 a. 27 s. 9126 (19); 1995 a. 77, 228; 1997 a. 27, 163, 292; 1999 a. 32 s. 97; 1999 a. 130, 154; 2003 a. 42; 2005 a. 22, 25, 253, 320, 468.

23 SECTION 11. 38.24 (7) (b) 2. b. of the statutes is created to read:

1

38.24 (7) (b) 2. b. The first ¹⁰ years after the spouse becomes eligible for educational assistance under 35 USC 3501-3566.

3

SECTION 12. 38.24 (7) (b) 2. c. of the statutes is created to read:

4

38.24 (7) (b) 2. c. The first ¹⁰ years after the effective date of this subsection ^{2.c.}

5

...[revisor inserts date], if the spouse was eligible for educational assistance under 35 USC 3501-3566 on that date.

7

SECTION 13. Initial applicability.

8

(1) This act first applies to fee remissions for persons registered for or enrolled

9

in the academic semester or session [✓] that begins after the effective date of this

10

subsection. [✓]

11

(END)

d-note
↓

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

LRB-2232/P1dn

RPN: A:...

date

Jld

Please review this draft carefully to ensure that it is consistent with your intent. ✓

Robert P. Nelson
Senior Legislative Attorney
Phone: (608) 267-7511
E-mail: robert.nelson@legis.wisconsin.gov

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

LRB-2232/P1dn
RPN:jld:nwn

March 21, 2007

Please review this draft carefully to ensure that it is consistent with your intent.

Robert P. Nelson
Senior Legislative Attorney
Phone: (608) 267-7511
E-mail: robert.nelson@legis.wisconsin.gov

Nelson, Robert P.

From: Hardie, Anthony [Anthony.Hardie@dva.state.wi.us]
Sent: Monday, January 28, 2008 10:22 PM
To: Nelson, Robert P.
Cc: Diaz-Martinez, Micabil - DVA; Stewart, Jimmy A - DVA
Subject: LRB 2232/1 -- Adding eligibility for DEA as a new period of eligibility for the WisGIBill tuition remission

Bob,

As we discussed in our meeting last week, please update LRB 2232/1 as follows:

A. There should be the spouse's choice of one of the following periods for a single 10-year period of eligibility for the Wisconsin G.I. Bill tuition remission (no change to current law for the benefits received therein) to begin at the time following any of the following events:

1. When the service-member dies while on active duty [see the language in current law, s. 36.27(3n)(a)1], or
2. When the veteran dies as the direct result of a service-connected disability, as determined by the U.S. Department of Veterans Affairs [see the language in current law, s. 36.27(3n)(a)1], or
3. In the case of a veteran who dies (1 and 2, above), when the youngest child that the spouse had with the eligible veteran reaches or would have reached 18 years of age [current law, s. 36.27(3n)(b)2m], or
4. When the veteran has received an initial combined service-connected disability rating from the U.S. Department of Veterans Affairs of at least 30 percent [current law, s. 36.27(3n)(b)1], or
5. When the spouse becomes eligible for educational assistance under 35 USC 3501-3566 [new per Sen. Roessler to resolve her constituent's situation]

B. Make the same changes in LRB 2231 for the parallel provisions in Chapter 38.

C. In LRB 2231, recodify the language of s. 36.27(3n) and the parallel provision in Chapter 38 as may be necessary to make them clear, like what we did in the Chapter 45 Recodification committee.

We had discussed the possibility of the spouse choosing. If we write it so that there's only one 10-year window of eligibility, and specifying any of those periods (separated by "or", wouldn't it be implicit that there's an element of "choice"?

Anthony Hardie
WDVA Executive Assistant
Office of the Secretary
Wisconsin Department of Veterans Affairs

Direct Phone: (608) 266-0517 -- Fax: (608) 264-7616
Wisconsin Department of Veterans Affairs
30 West Mifflin Street
P.O. Box 7843
Madison, WI 53707-7843
Toll-Free: (800) WIS-VETS (800-947-8387)
Web Site: www.dva.state.wi.us

not more than one 10-year consecutive period

1/22/08

Sen Roesler
Mittie - her aide

Anthony Hardie

Mittie ? - Now attorney for
DVA.

currently - can use to program
3 times

choices - 10 year window
- 128 credits - 8 semesters
@ any time



5004 729

2

2007 BILL

R-N

4

regen

1 **AN ACT** *to renumber and amend* 36.27 (3n) (b) 1., 36.27 (3n) (b) 2., 38.24 (7) (b)
 2 1. and 38.24 (7) (b) 2.; and **to create** 36.27 (3n) (b) 1. b., 36.27 (3n) (b) 1. c., 36.27
 3 (3n) (b) 2. b., 36.27 (3n) (b) 2. c., 38.24 (7) (b) 1. b., 38.24 (7) (b) 1. c., 38.24 (7)
 4 (b) 2. b. and 38.24 (7) (b) 2. c. of the statutes; **relating to:** tuition fee remission
 5 for certain spouses of eligible veterans.

Analysis by the Legislative Reference Bureau

Under current law, a spouse, child, or unremarried surviving spouse of certain veterans is eligible for a full remission of tuition at the University of Wisconsin System and at technical colleges. For the spouse, child, or unremarried surviving spouse to be eligible, the veteran must have entered service while a resident of this state and either died as the result of a service-connected disability or while on duty or incurred a service-connected disability that is rated as 30 percent or more. Currently, the unremarried surviving spouse of a deceased veteran is eligible for the fee remission only during the first ten years after the veteran died. The spouse of a disabled veteran is currently eligible for the fee remission only during the first ten years after the veteran received the service-connected disability rating.

This bill adds full tuition remission eligibility to the spouse of an eligible veteran if the veteran died of a service-connected disability or had a service-connected disability that is rated as 100 percent, and if the spouse is eligible for the educational assistance benefits under the federal Survivors' and Dependents' Educational Assistance Program.

The bill provides that a person is ^{only} eligible for the full tuition remission for an ~~uninterrupted~~ period of ~~10~~ ten consecutive years.

BILL

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

Insert
2-1 →

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

✓ Eligibility of a

1 SECTION ~~1~~ 36.27 (3n) (b) 1. of the statutes is renumbered 36.27 (3n) (b) 1.
2 (intro.) and amended to read:

3 36.27 (3n) (b) 1. (intro.) A spouse of an eligible veteran. ~~The~~ remission under
4 this subdivision applies only during the any of the following periods:

5 a. The first 10 years after the eligible veteran received the service-connected
6 disability rating.

7 SECTION 2. 36.27 (3n) (b) 1. b. of the statutes is created to read:

8 36.27 (3n) (b) 1. b. The first 10 years after the spouse becomes eligible for
9 educational assistance under 35 USC 3501-3566.

10 SECTION 3. 36.27 (3n) (b) 1. c. of the statutes is created to read:

11 36.27 (3n) (b) 1. c. The first 10 years after the effective date of this subd. 1. c.
12 [revisor inserts date], if the spouse was eligible for educational assistance under
13 35 USC 3501-3566 on that date.

as affected by 2007 Wisconsin Act 20,

PWF
14
15
16
17

14 SECTION 4. 36.27 (3n) (b) 2. of the statutes is renumbered 36.27 (3n) (b) 2.
15 (intro.) and amended to read: plain →

except as provided in subd. 2m., an

16 36.27 (3n) (b) 2. (intro.) ~~An~~ Eligibility for a unmarried surviving spouse of an eligible
17 veteran. ~~The~~ remission under this subdivision applies only during the any of the
18 following periods:

19 a. The first 10 years after the veteran died.

20 SECTION 5. 36.27 (3n) (b) 2. b. of the statutes is created to read:

BILL

1 36.27 (3n) (b) 2. b. The first 10 years after the spouse becomes eligible for
2 educational assistance under 35 USC 3501-3566.

3 **SECTION 6.** 36.27 (3n) (b) 2. c. of the statutes is created to read:

4 36.27 (3n) (b) 2. c. The first 10 years after the effective date of this subd. 2. c.
5 ... [revisor inserts date], if the spouse was eligible for educational assistance under
6 35 USC 3501-3566 on that date.

7 **SECTION 7.** 38.24 (7) (b) 1. of the statutes is renumbered 38.24 (7) (b) 1. (intro.)
8 and amended to read:

9 38.24 (7) (b) 1. (intro.) A spouse of an eligible veteran. The remission under this
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17 38.24 (7) (b) 1. c. The first 10 years after the effective date of this subd. 1. c.
18 [revisor inserts date], if the spouse was eligible for educational assistance under 35
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20 **SECTION 10.** 38.24 (7) (b) 2. of the statutes is renumbered 38.24 (7) (b) 2. (intro.)
21 and amended to read:

22 38.24 (7) (b) 2. An unremarried surviving spouse of an eligible veteran. The
23 remission under this subdivision applies only during the during any of the following
24 periods:

25 a. The first 10 years after the veteran died.

Insert
3-6
→

Eligibility for a

as affected by 2007
Wisconsin Act 20,

plain
except as provided in
subd. 2m., an

Eligibility for a

WJF
20
22

2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2232/2ins
RPN:jld:nwn

1 insert 2-1:

2 **SECTION 1.** 36.27 (3n) (b) (intro.)^x of the statutes is amended to read:

3 **36.27 (3n)** (b) (intro.) Except as provided in subds. 1. to 3. [✓] and par. ^d~~(c)~~, the board
4 shall grant full remission of academic fees and segregated fees for 128 credits or 8
5 semesters, whichever is longer, to any resident student who is also any of the
6 following:

History: 1973 c. 333 ss. 68g, 68k, 201f (2); 1973 c. 335; 1975 c. 39, 199; 1977 c. 29; 1981 c. 20; 1983 a. 407; 1985 a. 51, 192; 1987 a. 399; 1989 a. 31 ss. 709p to 710, 2908; 1989 a. 67, 181, 359; 1991 a. 39, 168, 169; 1993 a. 16; 1995 a. 27, 228; 1997 a. 27, 163, 237; 1999 a. 9, 130, 154, 186; 2001 a. 16, 38; 2003 a. 33 ss. 936, 9160; 2003 a. 42, 185, 320; 2005 a. 22, 25, 320, 387, 404, 468; 2007 a. 20.

7

8 insert 3-6:

9 **SECTION 2.** 36.27 (3n) ^d~~(a)~~ of the statutes is created to read:

10 **36.27 (3n)** ^d~~(a)~~ A person is eligible for a fee remission under this subsection for
11 ^{a period of} not more than 10[✓] consecutive years.

12 **SECTION 3.** 38.24 (7) (b) (intro.)^x of the statutes is amended to read:

13 **38.24 (7)** (b) (intro.) Except as provided in subds. 1. to 3. ^d and par. ^d~~(c)~~, the district
14 board shall grant full remission of fees under sub. (1m) (a) to (c) for 128 credits or 8
15 semesters, whichever is longer, to any resident student who is also any of the
16 following:

History: 1971 c. 154, 211, 228; 1975 c. 39, 224; 1977 c. 29, 418; 1981 c. 20; 1983 a. 27; 1985 a. 29; 1987 a. 27; 1989 a. 31, 107, 336; 1991 a. 39 ss. 1103 to 1108m, 1117; 1993 a. 16, 223, 491; 1995 a. 27 s. 9126 (19); 1995 a. 77, 228; 1997 a. 27, 163, 292; 1999 a. 32 s. 97; 1999 a. 130, 154; 2003 a. 42; 2005 a. 22, 25, 253, 320, 468; 2007 a. 20 ss. 738mr to 741, 9121 (6) (a).

17

18 insert 4-7:

19 **SECTION 4.** 38.24 (7) ^d~~(a)~~ of the statutes is created to read:

20 **38.24 (7)** ^d~~(a)~~ A person is eligible for a fee remission under this subsection for
21 ^{a period of} not more than 10[✓] consecutive years.

(end ins)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2232/2dn
RPN:jld:nwn

date

I did not make substantial changes in current law because the method I used to solve the 10-year problem seems fairly easy and uncomplicated. I think it does what you want to accomplish.

Robert P. Nelson
Senior Legislative Attorney
Phone: (608) 267-7511
E-mail: robert.nelson@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2232/2dn
RPN:jld:jf

January 30, 2008

I did not make substantial changes in current law because the method I used to solve the 10-year problem seems fairly easy and uncomplicated. I think it does what you want to accomplish.

Robert P. Nelson
Senior Legislative Attorney
Phone: (608) 267-7511
E-mail: robert.nelson@legis.wisconsin.gov

Nelson, Robert P.

From: Hardie, Anthony [Anthony.Hardie@dva.state.wi.us]
Sent: Thursday, February 14, 2008 12:03 PM
To: Nelson, Robert P.
Subject: RE: Here it is.

Bob,

The original intent for spouses was for the credit/semester limit, or the 10 year limit, whichever comes first. We're trying to maintain that original intent. Making it open-ended (like it is for the veteran) is a very different bill, with a very different fiscal impact – and is not what we agreed upon as what Sen. Roessler is seeking.

Additionally, we're trying to ensure that someone can use only one of those 10-year periods, not multiple 10-year periods – again, as we all agreed was the intent.

Thanks,

Anthony Hardie
WDVA Executive Assistant
Office of the Secretary
Wisconsin Department of Veterans Affairs

Direct Phone: (608) 266-0517 -- Fax: (608) 264-7616
Wisconsin Department of Veterans Affairs
30 West Mifflin Street
P.O. Box 7843
Madison, WI 53707-7843
Toll-Free: (800) WIS-VETS (800-947-8387)
Web Site: www.dva.state.wi.us

From: Nelson, Robert P.
Sent: Thursday, February 14, 2008 10:10 AM
To: Hardie, Anthony
Subject: RE: Here it is.

Anthony,

I showed this draft to one of the attorneys that does UW drafting and he wonders why you are worried about a person being eligible for more than 10 years. The intro. to the remission program says the person can only attend 8 semesters or obtain 128 credits, so why does it matter how long they have to do so?

What do you want me to do?

Bob N

From: Hardie, Anthony [mailto:Anthony.Hardie@dva.state.wi.us]
Sent: Wednesday, February 13, 2008 5:49 PM
To: Nelson, Robert P.
Cc: Diaz-Martinez, Micabil - DVA
Subject: RE: Here it is.

02/14/2008

Bob,

There are still some issues that need resolving:

1) In the summary, this statement is not accurate: "Currently, the unremarried surviving spouse of a deceased veteran is eligible for the

fee remission only during the first ten years after the veteran died." As we discussed, 2007 Wis. Act. 20 added an additional, optional eligibility period for spouses of deceased veterans, beginning at the time the oldest child of the veteran and the spouse reaches, or would have reached age 18...

2) On p. 2, line 8 and again later in the draft, you use the phrase, "Eligibility of a". Should the word, "of", instead be, "for" ?

On p. 2, line 9 and again later in the draft, you use the phrase, "any of the following periods:" Des the word "any" ensure that only one of the eligibility periods can be used, and prevent multiple uses? In short, the summary states that the bill provides that a person is only eligible for the full tuition remission for one period of ten consecutive years. I'm not clear how this is actually accomplished in the draft?

Thanks,

Anthony Hardie
WDVA Executive Assistant
Office of the Secretary
Wisconsin Department of Veterans Affairs

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From: Nelson, Robert P.
Sent: Wednesday, February 13, 2008 3:33 PM
To: Hardie, Anthony
Subject: Here it is.

<< File: 07-2232/2 >>

Robert P. Nelson

Senior Legislative Attorney

608-267-7511

02/14/2008



Wanted 2/05

State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-2232/2

RPN:jld:jf

3

2007 BILL

Regen

1 AN ACT *to renumber and amend* 36.27 (3n) (b) 1., 36.27 (3n) (b) 2., 38.24 (7) (b)
 2 1. and 38.24 (7) (b) 2.; *to amend* 36.27 (3n) (b) (intro.) and 38.24 (7) (b) (intro.);
 3 and *to create* 36.27 (3n) (b) 1. b., 36.27 (3n) (b) 1. c., 36.27 (3n) (b) 2. b., 36.27
 4 (3n) (b) 2. c., 36.27 (3n) (d), 38.24 (7) (b) 1. b., 38.24 (7) (b) 1. c., 38.24 (7) (b) 2.
 5 b., 38.24 (7) (b) 2. c. and 38.24 (7) (d) of the statutes; **relating to:** tuition fee
 6 remission for certain spouses of eligible veterans.

Analysis by the Legislative Reference Bureau

Under current law, a spouse, child, or unremarried surviving spouse of certain veterans is eligible for a full remission of tuition at the University of Wisconsin System and at technical colleges. For the spouse, child, or unremarried surviving spouse to be eligible, the veteran must have entered service while a resident of this state and either died as the result of a service-connected disability or while on duty or incurred a service-connected disability that is rated as 30 percent or more. Currently, the unremarried surviving spouse of a deceased veteran is eligible for the fee remission only during the first ten years after the veteran died. The spouse of a disabled veteran is currently eligible for the fee remission only during the first ten years after the veteran received the service-connected disability rating.

This bill adds full tuition remission eligibility to the spouse of an eligible veteran if the veteran died of a service-connected disability or had a service-connected disability that is rated as 100 percent, and if the spouse is eligible

and, if the spouse had a child with the veteran, until ¹⁰ten years after the youngest child reaches 18 years of age ^{or no}

BILL

for the 10-year period that the original fee remission was based on

for the educational assistance benefits under the federal Survivors' and Dependents' Educational Assistance Program. The bill provides that a person is only eligible for the full tuition remission ~~for a~~ *for a* period of ten consecutive years.

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

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

1 **SECTION 1.** 36.27 (3n) (b) (intro.) of the statutes is amended to read:

2 36.27 (3n) (b) (intro.) Except as provided in subds. 1. to 3. and par. (d), the board
3 shall grant full remission of academic fees and segregated fees for 128 credits or 8
4 semesters, whichever is longer, to any resident student who is also any of the
5 following:

6 **SECTION 2.** 36.27 (3n) (b) 1. of the statutes is renumbered 36.27 (3n) (b) 1.
7 (intro.) and amended to read:

8 36.27 (3n) (b) 1. (intro.) A spouse of an eligible veteran. The Eligibility of a
9 remission under this subdivision applies ~~only~~ *explain of one* during the ~~any~~ *for* of the following periods:

10 a. The first 10 years after the eligible veteran received the service-connected
11 disability rating.

12 **SECTION 3.** 36.27 (3n) (b) 1. b. of the statutes is created to read:

13 36.27 (3n) (b) 1. b. The first 10 years after the spouse becomes eligible for
14 educational assistance under 35 USC 3501-3566.

15 **SECTION 4.** 36.27 (3n) (b) 1. c. of the statutes is created to read:

16 36.27 (3n) (b) 1. c. The first 10 years after the effective date of this subd. 1. c.
17 [revisor inserts date], if the spouse was eligible for educational assistance under
18 35 USC 3501-3566 on that date.

BILL

1 **SECTION 5.** 36.27 (3n) (b) 2. of the statutes, as affected by 2007 Wisconsin Act
2 20, is renumbered 36.27 (3n) (b) 2. (intro.) and amended to read:

3 36.27 (3n) (b) 2. (intro.) Except as provided in subd. 2m., an unremarried
4 surviving spouse of an eligible veteran. The Eligibility for a remission under this
5 subdivision applies ^{plainly} ~~only~~ during the ^{of one} ~~any of the~~ following periods:

6 a. The first 10 years after the veteran died.

7 **SECTION 6.** 36.27 (3n) (b) 2. b. of the statutes is created to read:

8 36.27 (3n) (b) 2. b. The first 10 years after the spouse becomes eligible for
9 educational assistance under 35 USC 3501-3566.

10 **SECTION 7.** 36.27 (3n) (b) 2. c. of the statutes is created to read:

11 36.27 (3n) (b) 2. c. The first 10 years after the effective date of this subd. 2. c.
12 [revisor inserts date], if the spouse was eligible for educational assistance under
13 35 USC 3501-3566 on that date.

14 **SECTION 8.** 36.27 (3n) (d) of the statutes is created to read:

15 36.27 (3n) (d) ~~A person is eligible for a fee remission under this subsection for~~
16 ~~a period of not more than 10 consecutive years.~~ ^{once a person receives} Insert A ✓

17 **SECTION 9.** 38.24 (7) (b) (intro.) of the statutes is amended to read:

18 38.24 (7) (b) (intro.) Except as provided in subds. 1. to 3. and par. (d), the district
19 board shall grant full remission of fees under sub. (1m) (a) to (c) for 128 credits or 8
20 semesters, whichever is longer, to any resident student who is also any of the
21 following:

22 **SECTION 10.** 38.24 (7) (b) 1. of the statutes is renumbered 38.24 (7) (b) 1. (intro.)
23 and amended to read:

24 38.24 (7) (b) 1. (intro.) A spouse of an eligible veteran. The Eligibility for a
25 remission under this subdivision applies ^{plainly} ~~only~~ during the ^{of one} ~~any of the~~ following periods:

BILL**SECTION 10**

1 a. The first 10 years after the eligible veteran received the service-connected
2 disability rating.

3 **SECTION 11.** 38.24 (7) (b) 1. b. of the statutes is created to read:

4 38.24 (7) (b) 1. b. The first 10 years after the spouse becomes eligible for
5 educational assistance under 35 USC 3501-3566.

6 **SECTION 12.** 38.24 (7) (b) 1. c. of the statutes is created to read:

7 38.24 (7) (b) 1. c. The first 10 years after the effective date of this subd. 1. c.
8 [revisor inserts date], if the spouse was eligible for educational assistance under 35
9 USC 3501-3566 on that date.

10 **SECTION 13.** 38.24 (7) (b) 2. of the statutes, as affected by 2007 Wisconsin Act
11 20, is renumbered 38.24 (7) (b) 2. (intro.) and amended to read:

12 38.24 (7) (b) 2. Except as provided in subd. 2m., an unremarried surviving
13 spouse of an eligible veteran. The Eligibility for a remission under this subdivision
14 applies only during the waiting any of the following periods:

15 a. The first 10 years after the veteran died.

16 **SECTION 14.** 38.24 (7) (b) 2. b. of the statutes is created to read:

17 38.24 (7) (b) 2. b. The first 10 years after the spouse becomes eligible for
18 educational assistance under 35 USC 3501-3566.

19 **SECTION 15.** 38.24 (7) (b) 2. c. of the statutes is created to read:

20 38.24 (7) (b) 2. c. The first 10 years after the effective date of this subd. 2. c.
21 [revisor inserts date], if the spouse was eligible for educational assistance under 35
22 USC 3501-3566 on that date.

23 **SECTION 16.** 38.24 (7) (d) of the statutes is created to read:

24 38.24 (7) (d) A person is eligible for a fee remission under this subsection for
25 a period of not more than 10 consecutive years.

Insert A

Insert A

NO
Once a person receives a fee remission under this subsection, the person is eligible for additional fee remissions under this subsection only for the period of eligibility for which the original fee remission was based.

(end ins A)



Duerst, Christina

From: Wagner, Mike
Sent: Monday, February 25, 2008 3:53 PM
To: LRB.Legal
Subject: Draft Review: LRB 07-2232/3 Topic: Tuition remission for spouses of certain veterans

Please Jacket LRB 07-2232/3 for the SENATE.