

2011

LRB-1187



Making of "/>

Feb. 13th-16th,

2011

Pt. 01

Kunkel, Mark

From: Grant, Peter
Sent: Saturday, February 12, 2011 9:15 AM
To: Boggs, Breann C - DOA
Cc: Kunkel, Mark
Subject: RE: Revision to 1379/1

I deleted 37.27 (2) (cr) from the big UW draft. I think that does it.

From: Boggs, Breann C - DOA [mailto:Breann.Boggs@wisconsin.gov]
Sent: Friday, February 11, 2011 4:46 PM
To: Kunkel, Mark
Cc: Grant, Peter
Subject: Revision to 1379/1

Hello Mark,

The nonresident tuition rate for undocumented persons – should also apply to University of Wisconsin. It's not clear to me if you make the change in this draft – or if you roll it into the big University of Wisconsin draft.

Please call if you need clarification.

Best,

Breann C. Boggs
Executive Policy and Budget Analyst
Wisconsin Department of Administration
Division of Executive Budget and Finance
608.266.2843
breann.boggs@wisconsin.gov

Kunkel, Mark

From: Grant, Peter
Sent: Saturday, February 12, 2011 10:17 AM
To: 'Lynch, Nancy'
Cc: Kunkel, Mark
Subject: RE: Additional changes

Hi Nancy,

Some comments and questions about your changes:

1. On page 107, lines 10 to 15: We think this is unusual and perhaps unworkable. Note that the statutory provisions for all other authorities (at least all seven we looked at) contain similar language. Look at 231.02, 232.03 (4), 233.02 (8), 234.02 (2), 235.02 (5) (a), 237.02 (5), and 279.02 (3). We're wondering why you would delete this provision but not seemingly less important provisions, such as the requirement that the members elect a chairperson and a secretary.
2. Page 109, line 2: do you want to specify where the board should post the report? Seems to us that if you take out the reference to the website, you might as well delete the requirement to post the report.
3. Page 121, line 25: why include this provision at all if it's discretionary?

Peter

From: Lynch, Nancy [mailto:NLYNCH@vc.wisc.edu]
Sent: Friday, February 11, 2011 6:46 PM
To: Grant, Peter
Cc: Rutherford, Lisa
Subject: Additional changes

Peter,

Attached are just a few additional changes that we found this evening.

Look forward to Sunday's draft if you are able to send it. As usual, please let us know if you have questions.

Thanks again.

Nancy

Nancy K. Lynch
Associate Director
Senior University Legal Counsel
Administrative Legal Services
University of Wisconsin-Madison
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2/14/2011

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<http://legal.wisc.edu>

Grant, Peter

From: Boggs, Breann C - DOA [Breann.Boggs@wisconsin.gov]
Sent: Saturday, February 12, 2011 10:18 AM
To: Grant, Peter
Subject: RE: 36.25 (14)

Hi Peter,

Duplicated.

UW System still needs this language and the relevant appropriations (20.285 (4) (b)).

Homestretch!

BB

Breann C. Boggs

Executive Policy and Budget Analyst
Wisconsin Department of Administration
Division of Executive Budget and Finance
608.266.2843
breann.boggs@wisconsin.gov

From: Grant, Peter [mailto:Peter.Grant@legis.wisconsin.gov]
Sent: Saturday, February 12, 2011 9:40 AM
To: Boggs, Breann C - DOA
Subject: 36.25 (14)

Breann, the draft repeals this subsection. The UW says it shouldn't be repealed, it should just be duplicated for them. Which is it?

Peter

Kunkel, Mark

From: Kunkel, Mark
Sent: Saturday, February 12, 2011 10:49 AM
To: Grant, Peter
Subject: Quorum requirements

Only one authority doesn't specify a quorum, and that is a city's redevelopment authority, which is probably a different animal altogether.

Of 16 other authorities and bodies corporate and politic that are created in the statutes, 15 specify that the quorum is a majority of voting members and one (the UW Hosp. and Clinics Authority) has a quorum equal to half the board of directors.

See details below.

Authorities

Only one authority doesn't have a quorum specified:

66.1333(3)(a)1. [T]here is created in every city with a blighted area a redevelopment authority, to be known as the "redevelopment authority of the city of".

However, approval by 2/3 of local legislative body establishing such an authority is required to approve certain actions by the authority.

Other authorities:

Wisconsin Quality Home Care Authority

52.05(6) Quorum. A majority of the members of the board constitutes a quorum for the purpose of conducting its business and exercising its powers and for all other purposes, notwithstanding the existence of any vacancies. Action may be taken by the board upon a vote of a majority of the members present. Meetings of the members of the board may be held anywhere within the state.

The southeastern regional transit authority

59.58(7)(c)2. A majority of the board of directors' full authorized membership constitutes a quorum....

Wisconsin Aerospace Authority (9 members)

114.61(6) Five members of the board constitute a quorum for the purpose of conducting the business and exercising the powers of the authority, notwithstanding the existence of any vacancy.

Health Insurance Risk-Sharing Plan Authority (13 members)

149.41(4) Seven voting members of the board constitute a quorum for the purpose of conducting the business and exercising the powers of the authority, notwithstanding the existence of any vacancy. The board may take action upon a vote of a majority of the members present, unless the bylaws of the authority require a larger number.

Wisconsin Health and Educational Facilities Authority (7 members)

231.02(3) Four members of the authority shall constitute a quorum.

University of Wisconsin Hospitals and Clinics Authority (16 voting members and 2 nonvoting members)

233.02(8) Eight voting members of the board of directors constitute a quorum for the purpose of conducting the business and exercising the powers of the authority, notwithstanding the existence of any vacancy.

Wisconsin Housing and Economic Development Authority

234.02(2) (2) The powers of the authority shall be vested in the members thereof in office. A majority of the members of the authority constitutes a quorum for the purpose of conducting its business and exercising its powers and for all other purposes, notwithstanding the existence of any vacancies.

world dairy center authority

235.02(5)(a) A majority of the membership of the authority constitutes a quorum to do business.

Fox River Navigational System Authority (9 members)

237.02(5) Five voting members of the board of directors constitute a quorum for the purpose of conducting the business and exercising the powers of the authority, notwithstanding the existence of any vacancy. The board of directors may take action upon a vote of a majority of the members present, unless the bylaws of the authority require a larger number.

Lower Fox River Remediation Authority (7 members)

279.02(3) Four members of the board constitute a quorum.

Other entities

199.04(1)

(1) There is created a nonprofit public body corporate and politic to be known as the "Citizens Utility Board".

199.06(3) Meetings. A majority of the directors shall constitute a quorum.

229.66(1)

(1) There is created, for each jurisdiction under s. 229.67, a special district that is a local governmental unit, that is a body corporate and politic, that is separate and distinct from, and independent of, the state, that has the powers under s. 229.68 and the name of which includes "Professional Baseball Park District".

229.66(4) A majority of the current membership of the district board constitutes a quorum to do business.

229.822(1)

(1) There is created, for each jurisdiction under s. 229.823, a special district that is a local governmental unit, that is a body corporate and politic, that is separate and distinct from, and independent of, the state and the political subdivisions within its jurisdiction, that has the powers under s. 229.824 and the name of which includes "Professional Football Stadium District".

229.822(4)(b) (b) A majority of the current membership of the district board constitutes a quorum to do business. The district may take action based on the affirmative vote of a majority of those members of the district board who are present at a meeting of the district board.

232.03(1)

(1) There is created a public body corporate and politic, to be known as the "Bradley Center Sports and Entertainment Corporation". This body shall be a nonprofit corporation organized under ch. 181 so that contributions to it are deductible from adjusted gross income under section 170 of the internal revenue code and so that it is exempt from taxation under the U.S. constitution or the internal revenue code and s. 71.26 (1) (a).

9 directors

232.03(4) Five members of the board of directors constitute a quorum for the purpose of conducting the business and exercising the powers of the corporation, notwithstanding the existence of any vacancy.

247.03(1)

(1) There is created a public body corporate and politic, to be known as the "Wisconsin Artistic Endowment Foundation." The foundation shall be a nonprofit corporation organized under ch. 181 so that contributions to it are deductible from adjusted gross income under section 170 of the Internal Revenue Code.

13 voting members and 1 nonvoting member

247.03(3) Seven voting members of the board of directors constitute a quorum for the purpose of conducting the business and exercising the powers of the foundation, notwithstanding the existence of any vacancy.

Kunkel, Mark

From: Kunkel, Mark
Sent: Saturday, February 12, 2011 11:21 AM
To: Grant, Peter
Subject: 349.13 (1j)

In ch. 349, "local authorities" means "every county board, city council, town or village board or other local agency having authority under the constitution and laws of this state to adopt traffic regulations." Section 340.01 (26).

349.13(1j) provides: The department, with respect to state trunk highways outside of corporate limits, and local authorities, with respect to highways under their jurisdiction including state trunk highways or connecting highways within corporate limits, may authorize persons to park their vehicles during specified hours on the near side of a highway adjacent to a schoolhouse located on property of the **University of Wisconsin System** when the persons are conducting business at the schoolhouse.

To maintain current law, I think we need to amend the above to include a reference to the new UW-Madison.

I'm not sure whether under current law the UW System is a local authority as specified in 340.01 (26), or whether the new UW Madison will be one. (What is your opinion? Do we need to resolve this issue?) In any event, the above affects the powers of the department (DOT) and other local authorities, so I think we need to make the change to maintain their authority under current law.

Grant, Peter

From: Lynch, Nancy [NLYNCH@vc.wisc.edu]
Sent: Saturday, February 12, 2011 11:23 AM
To: Grant, Peter
Subject: Re: Additional changes

Peter,

We can keep former language on p.107 lines 10-15. We were just trying to give some discretion to the board, but understand your points.

The removal of website was solely to address possible changes in technology that would make the website limiting. We can put it back in.

P.121, line 25: this is a bit of a mystery as we do not know where or if this exists. But we have a sense that this could be an issue for some if it is deleted. Hence the change to may.

Let me know if you have more questions.

Nancy

Sent from my HTC on the Now Network from Sprint!

----- Reply message -----

From: "Grant, Peter" <Peter.Grant@legis.wisconsin.gov>
Date: Sat, Feb 12, 2011 10:17 am
Subject: Additional changes
To: "Lynch, Nancy" <NLYNCH@vc.wisc.edu>
Cc: "Kunkel, Mark" <Mark.Kunkel@legis.wisconsin.gov>

Hi Nancy,

Some comments and questions about your changes:

1.
On page 107, lines 10 to 15: We think this is unusual and perhaps unworkable. Note that the statutory provisions for all other authorities (at least all seven we looked at) contain similar language. Look at 231.02, 232.03 (4), 233.02 (8), 234.02 (2), 235.02 (5) (a), 237.02 (5), and 279.02 (3). We're wondering why you would delete this provision but not seemingly less important provisions, such as the requirement that the members elect a chairperson and a secretary.
2.
Page 109, line 2: do you want to specify where the board should post the report? Seems to us that if you take out the reference to the website, you might as well delete the requirement to post the report.
3.
Page 121, line 25: why include this provision at all if it's discretionary?

Peter

From: Lynch, Nancy [mailto:NLYNCH@vc.wisc.edu]
Sent: Friday, February 11, 2011 6:46 PM
To: Grant, Peter
Cc: Rutherford, Lisa
Subject: Additional changes

Peter,

Attached are just a few additional changes that we found this evening.

Look forward to Sunday's draft if you are able to send it. As usual, please let us know if you have questions.

Thanks again.

Nancy

Nancy K. Lynch
Associate Director

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Kunkel, Mark

From: Kunkel, Mark
Sent: Saturday, February 12, 2011 1:24 PM
To: Jackson, Wendy
Cc: Grant, Peter
Subject: 11-1187/P1 name change

Wendy,

Today Peter and I took the /P1 from your office and marked it up so that the new entity is called the University of Wisconsin-Madison. Prior to late Friday, DOA told us to call the new entity the University of Wisconsin. Late Friday, DOA changed its mind and instructed us to call the new entity the University of Wisconsin-Madison. So we marked up the draft and returned it to your office. The draft was opened to page 85.

Note that "university" is defined in new ch. 37 to refer to the university operated by the new board of trustees. Therefore, in ch. 37, we refer to the university, instead of the University of Wisconsin-Madison. Outside of ch. 37, we refer to the University of Wisconsin-Madison. We marked up the draft to make those changes.

One more note: the official name of the medical school is the University of Wisconsin School of Medicine and Public Health. We are **not** changing that name. Also the University of Wisconsin Foundation name stays the same.

-- Mark

Grant, Peter

From: Wilson, Lisa A [lwilson@vc.wisc.edu]
Sent: Saturday, February 12, 2011 2:12 PM
To: Grant, Peter
Cc: Lynch, Nancy; Rutherford, Lisa
Subject: RE: Review of 02-11-11 draft
Peter,

See below:

1. Regarding the mission statement, I had not had a chance to speak with Lisa R before I sent that to you, so please do whatever you and Lisa R. agreed to.
2. Yes, that is correct. We thought it would be too complicated to try to break them up.

Thanks,
Lisa W.

From: Grant, Peter [mailto:Peter.Grant@legis.wisconsin.gov]
Sent: Sat 2/12/2011 10:08 AM
To: Wilson, Lisa A
Subject: RE: Review of 02-11-11 draft

Hi Lisa,

I have a comment and a question about your changes.

1. Page 104, regarding the mission statement: as I mentioned to Lisa R., I'm not including anything about the UW's history in the statutes.
2. On page 226, you have changed the staggering of terms, and I want to be sure the result is what you intended. The way you've got it, the two initial members selected by WARF would be appointed for terms expiring on 5/1/14; the two initial members selected by the Wis Alumni Assoc would be appointed for terms expiring on 5/1/13; and the two members selected by the UW Foundation would be appointed for terms expiring on 5/1/12. Is that right?

Peter

From: Wilson, Lisa A [mailto:lwilson@vc.wisc.edu]
Sent: Friday, February 11, 2011 4:39 PM
To: Grant, Peter
Subject: Review of 02-11-11 draft

Hi Peter,

We have reviewed the draft you sent today and have attached only those pages with edits.

Please note that we are still reviewing a few sections and may have additional edits soon.

Thanks,

Lisa A. Wilson

2/13/2011

University Legal Counsel
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Madison, WI 53706
Office: 608-262-2668
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Fax: 608-263-4725
lwilson@vc.wisc.edu

Kunkel, Mark

From: Lynch, Nancy [NLYNCH@vc.wisc.edu]
Sent: Sunday, February 13, 2011 9:27 AM
To: Kunkel, Mark; lrutherford@vc.wisc.edu
Subject: Re: Sections 36.25 (5) and 37.25 (5)

Mark,

You have everything correct. Thanks.

Nancy.

Sent from my HTC on the Now Network from Sprint!

----- Reply message -----

From: "Kunkel, Mark" <Mark.Kunkel@legis.wisconsin.gov>
Date: Sat, Feb 12, 2011 1:34 pm
Subject: Sections 36.25 (5) and 37.25 (5)
To: "nlynch@vc.wisc.edu" <nlynch@vc.wisc.edu>
Cc: "Grant, Peter" <Peter.Grant@legis.wisconsin.gov>

Nancy,

In reviewing the UW draft, we want to make sure that we are treating the above statutes properly.

As drafted, the UW Board of Regents must operate WHA and WHA-TV, and must enter into an affiliation agreement with the ECB. See ss. 36.25 (5) (as affected by the draft) and 39.14 (5). The new board of trustees of the new UW-Madison does the following, under s. 37.25 (5):

(a) Except as provided in par. (b), the board [of trustees] may grant the ECB the part-time use of equipment and space necessary for the operations of the state educational radio and television networks pursuant to the affiliation agreement between the ECB and the board of regents required under s. 36.25 (5).

(b) The board [of trustees] may rent space on the Madison public broadcast transmission tower to the ECB and to other public and commercial broadcasters.

So, as drafted, the affiliation agreement is still just between the UW Board of Regents and the ECB. The new board of trustees is not a party to that agreement, but may grant the ECB use of equipment and space (as specified in the above) for operating the specified networks pursuant to that affiliation agreement. Is that okay? Or should the board of trustees be required to (i.e., shall instead of may) do those things pursuant to the agreement? Or do you want something else entirely?

The draft may be okay as drafted, but we just want to make sure we got it right on this point.

Thanks,

-- Mark

Kunkel, Mark

From: Grant, Peter
Sent: Sunday, February 13, 2011 10:43 AM
To: Kunkel, Mark
Subject: FW: questions

From: Boggs, Breann C - DOA [mailto:Breann.Boggs@wisconsin.gov]
Sent: Sunday, February 13, 2011 10:42 AM
To: Grant, Peter
Cc: Hanle, Bob - DOA
Subject: RE: questions

See my question (to both of you) and an answer— in blue.

Boggs

From: Grant, Peter [mailto:Peter.Grant@legis.wisconsin.gov]
Sent: Sunday, February 13, 2011 10:08 AM
To: Lynch, Nancy; lrutherford@vc.wisc.edu
Cc: Boggs, Breann C - DOA
Subject: questions

We've been checking references to the UW System and UW-Madison to see if there any potential problems in statutes the draft hasn't yet addressed.

Here's one in s. 20.866 (2) (t).

20.866 (2) (intro.) Capital improvement authorizations. Estimated disbursements under this subsection shall not be included in the schedule under s. 20.005. There is appropriated to the building commission for the following agencies and purposes:

(t) University of Wisconsin; self-amortizing facilities. From the capital improvement fund, a sum sufficient for the board of regents of the University of Wisconsin System to acquire, construct, develop, enlarge or improve university self-amortizing educational facilities and facilities to support such facilities. The state may contract public debt in an amount not to exceed \$2,185,196,800 for this purpose. Of this amount, \$4,500,000 is allocated only for the University of Wisconsin-Madison indoor practice facility for athletic programs and only at the time that ownership of the facility is transferred to the state.

Given that the name of the new entity is now University of Wisconsin-Madison, is the above OK?

Not to answer your question with a question – but:
 In order for UW-Madison to participate in the Capital improvement fund referenced in (t), would there need to be a reference in (t) to University of Wisconsin-Madison and Board of Trustees in (t)? In other words, if UW-Madison isn't referenced in (t) does that mean they are not able to use dollars from the capital improvement fund to improve self-amortizing facilities?

Bob – have recent conversations regarding the building commission – impacted Madison's interest or ability to participate in the Capital improvement fund?

In ch. 349, "local authorities" means "every county board, city council, town or village board or other local agency having authority under the constitution and laws of this state to adopt traffic regulations." Section 340.01 (26).

349.13(1j) provides: The department, with respect to state trunk highways outside of corporate limits, and local authorities, with respect to highways under their jurisdiction including state trunk highways or

connecting highways within corporate limits, may authorize persons to park their vehicles during specified hours on the near side of a highway adjacent to a schoolhouse located on property of the **University of Wisconsin System** when the persons are conducting business at the schoolhouse.

To maintain current law, I think we need to amend the above to include a reference to the new UW-Madison. What are your thoughts?

Alanna:

Yes - reference them in 349.

Peter and Mark

Grant, Peter

From: Grant, Peter
Sent: Sunday, February 13, 2011 11:52 AM
To: 'lrutherford@vc.wisc.edu'; 'Lynch, Nancy'; Boggs, Breann C - DOA
Cc: Kunkel, Mark
Subject: More questions

20.866 (2)(t)

Look at the following sections and let us know whether you think they need to be amended to include the UW-Madison:

20.545 (1) There is appropriated to the office of state employment relations:

(km) Collective bargaining grievance arbitrations. The amounts in the schedule for the payment of the state's share of costs related to collective bargaining grievance arbitrations under s. 111.86 and related to collective bargaining grievance arbitrations under s. 111.993. All moneys received from state agencies for the purpose of reimbursing the state's share of the costs related to grievance arbitrations under s. 111.86 and to reimburse the state's share of costs for training related to grievance arbitrations, and **all moneys received from institutions, as defined in s. 36.05 (9)**, for the purpose of reimbursing the state's share of the costs related to grievance arbitrations under s. 111.993 and to reimburse the state's share of costs for training related to grievance arbitrations shall be credited to this appropriation account.

66.0913(1)(a) A county or city, or both jointly, may construct, purchase, acquire, develop, improve, operate or maintain a county or city building, or both jointly, for a courthouse, safety building, city hall, hospital, armory, library, auditorium and music hall, municipal parking lots or other parking facilities, or municipal center or any combination of the foregoing, **or a University of Wisconsin college campus, as defined in s. 36.05 (6m), if the operation of the college campus has been approved by the board of regents of the University of Wisconsin System.**

67.05(5)(b) No city or village may issue bonds for any purposes other than for water systems, lighting works, gas works, bridges, street lighting, street improvements, street improvement funding, hospitals, airports, harbor improvements, river improvements, breakwaters and protection piers, sewerage, garbage disposal, rubbish or refuse disposal, any combination of sewage, garbage or refuse or rubbish disposal, parks and public grounds, swimming pools and band shells, veterans housing projects, paying the municipality's portion of the cost of abolishing grade crossings, for the construction of police facilities and combined fire and police safety buildings, for the purchase of sites for engine houses, for fire engines and other equipment of the fire department, for construction of engine houses, and for pumps, water mains, reservoirs and all other reasonable facilities for fire protection apparatus or equipment for fire protection, for parking lots or other parking facilities, for school purposes, for libraries, for buildings for the housing of machinery and equipment, for acquiring and developing sites for industry and commerce as will expand the municipal tax base, for financing the cost of low-interest mortgage loans under s. 62.237, for providing financial assistance to blight elimination, slum clearance, community development, redevelopment and urban renewal programs and projects under ss. 66.1105, 66.1301 to 66.1329 and 66.1331 to 66.1337, to issue appropriation bonds under s. 62.62 to pay unfunded prior service liability with respect to an employee retirement system, **or for University of Wisconsin System college campuses, as defined in s. 36.05 (6m)**, until the proposition for their issue for the special purpose has been submitted to the electors of the city or village and adopted by a majority vote. Except as provided under sub. (15), if the common council of a city or the village board of a village declares its purpose to raise money by issuing bonds for any purpose other than those specified in this subsection, it shall direct by resolution, which shall be recorded at length in the record of its proceedings, the clerk to call a special election for the purpose of submitting the question of bonding to the city or village electors. If a number of electors of a city or village equal to at least 15% of the votes cast for governor at the last general election in their city or village sign and file a petition conforming to the requirements of s. 8.40 with the city or village clerk requesting submission of the resolution, the city or village may not issue bonds for financing the cost of low-interest mortgage loans under s. 62.237 without calling a special election to submit the question of bonding to the city or village electors for their approval.

We've added the UW-Madison to the following sections. Let us know if that's a mistake.

254.61(5) (intro.) "Restaurant" means any building, room or place where meals are prepared or served or sold to transients or the general public, and all places used in connection with it and includes any public or private school lunchroom for which food service is provided by contract. "Meals" does not include soft drinks, ice cream, milk, milk

drinks, ices and confections. "Restaurant" does not include:

(f) Any college campus, as defined in s. 36.05 (6m), institution as defined in s. 36.51 (1) (b) or technical college that serves meals only to the students enrolled in the college campus, institution or school or to authorized elderly persons under s. 36.51 or 38.36.

778.25(1)(a) (intro.) The citation procedures established by this section may be used only in an action to recover a forfeiture:

5. Under administrative rules promulgated by the board of regents under s. 36.11 (1) (c) brought against an adult in circuit court or against a minor in the court assigned to exercise jurisdiction under chs. 48 and 938.

There will be more coming.

Peter and Mark

Kunkel, Mark

From: Griffiths, Ben [BGRIFITHS@vc.wisc.edu]
Sent: Sunday, February 13, 2011 3:28 PM
To: Grant, Peter; Rutherford, Lisa; Lynch, Nancy; Boggs, Breann C - DOA
Cc: Kunkel, Mark
Subject: RE: More questions

Hi Peter: Not sure about the first one, but as far as the rest:

66.0913. This does NOT need to include Madison.

67.05. This does NOT need to include Madison.

254.61(5)(f): yes, please do add Madison

778.25(1)(a)5. - yes, please do add Madison.

NOT in 11-1187/plinst, so okay
see 11-1187/plinst
see 11-1187/plinst

Thanks,

Ben

From: Grant, Peter [mailto:Peter.Grant@legis.wisconsin.gov]
Sent: Sun 2/13/2011 11:52 AM
To: Rutherford, Lisa; Lynch, Nancy; Boggs, Breann C - DOA
Cc: Kunkel, Mark
Subject: More questions

Look at the following sections and let us know whether you think they need to be amended to include the UW-Madison:

20.545 (1) There is appropriated to the office of state employment relations:

(km) Collective bargaining grievance arbitrations. The amounts in the schedule for the payment of the state's share of costs related to collective bargaining grievance arbitrations under s. 111.86 and related to collective bargaining grievance arbitrations under s. 111.993. All moneys received from state agencies for the purpose of reimbursing the state's share of the costs related to grievance arbitrations under s. 111.86 and to reimburse the state's share of costs for training related to grievance arbitrations, and **all moneys received from institutions, as defined in s. 36.05 (9)**, for the purpose of reimbursing the state's share of the costs related to grievance arbitrations under s. 111.993 and to reimburse the state's share of costs for training related to grievance arbitrations shall be credited to this appropriation account.

66.0913(1)(a) A county or city, or both jointly, may construct, purchase, acquire, develop, improve, operate or maintain a county or city building, or both jointly, for a courthouse, safety building, city hall, hospital, armory, library, auditorium and music hall, municipal parking lots or other parking facilities, or municipal center or any combination of the foregoing, **or a University of Wisconsin college campus, as defined in s. 36.05 (6m), if the operation of the college campus has been approved by the board of regents of the University of Wisconsin System.**

67.05(5)(b) No city or village may issue bonds for any purposes other than for water systems, lighting works, gas works, bridges, street lighting, street improvements, street improvement funding, hospitals, airports, harbor improvements, river improvements, breakwaters and protection piers, sewerage, garbage disposal, rubbish or refuse disposal, any combination of sewage, garbage or refuse or rubbish disposal, parks and public grounds, swimming pools and band shells, veterans housing projects, paying the municipality's portion of the cost of abolishing grade crossings, for the construction of police facilities and combined fire and police safety buildings, for the purchase of sites for engine houses, for fire engines and other equipment of the fire department, for construction of engine houses, and for pumps, water mains, reservoirs and all other reasonable facilities for fire protection apparatus or equipment for fire protection, for parking lots or other parking facilities, for school purposes, for libraries, for buildings for the housing of machinery and equipment, for acquiring and developing sites for industry and commerce as will expand the municipal tax base, for financing the cost of low-interest mortgage loans under s. 62.237, for providing financial assistance to blight elimination, slum clearance, community development, redevelopment and urban renewal programs and projects under ss. 66.1105, 66.1301 to 66.1329 and 66.1331 to 66.1337, to issue appropriation bonds under s. 62.62 to pay unfunded prior service liability with respect to an employee retirement system, **or for University of Wisconsin System college campuses, as defined in s. 36.05 (6m)**, until the proposition for their issue for the special purpose has been submitted to the electors of the city or village and adopted by a majority vote. Except as provided under sub. (15), if the common council of a city or the village board of a village declares its purpose to raise money by issuing bonds for any purpose other than those specified in this subsection, it shall direct by resolution, which shall be recorded at length in the record of its proceedings, the clerk to call a special election for the purpose of submitting the question of bonding to the city or village electors. If a number of electors of a city or village equal to at least 15% of the votes cast for governor at the last general election in their city or village sign and file a petition conforming to the requirements of s. 8.40 with the city or village clerk requesting submission of the resolution, the city or village may not issue bonds for financing the cost of low-interest mortgage loans under s. 62.237 without calling a special election to submit the question of bonding to the city or village electors for their approval.

We've added the UW-Madison to the following sections. Let us know if that's a mistake.

254.61(5) (intro.) "Restaurant" means any building, room or place where meals are prepared or served or sold to transients or the general public, and all places used in connection with it and includes any public or private school lunchroom for which food service is provided by contract. "Meals" does not include soft drinks, ice cream, milk, milk drinks, ices and confections. "Restaurant" does not include:

(f) Any college campus, as defined in s. 36.05 (6m), institution as defined in s. 36.51 (1) (b) or technical college that serves meals only to the students enrolled in the college campus, institution or school or to authorized elderly persons under s. 36.51 or 38.36.

778.25(1)(a) (intro.) The citation procedures established by this section may be used only in an action to recover a forfeiture:

5. Under administrative rules promulgated by the board of regents under s. 36.11 (1) (c) brought against an adult in circuit court or against a minor in the court assigned to exercise jurisdiction under chs. 48 and 938.

There will be more coming.

Peter and Mark

Grant, Peter

From: Griffiths, Ben [BGRIFFITHS@vc.wisc.edu]
Sent: Sunday, February 13, 2011 3:40 PM
To: Grant, Peter; Rutherford, Lisa; Lynch, Nancy
Cc: Boggs, Breann C - DOA
Subject: RE: Additions to draft

Hi Peter: you are correct. Madison should be added to 38.24(7)(b)(intro) and 38.24(8)(b), and to both of the places you noted in 45.03(13)(L) and (m).

Ben

From: Grant, Peter [mailto:Peter.Grant@legis.wisconsin.gov]
Sent: Sun 2/13/2011 1:44 PM
To: Rutherford, Lisa; Lynch, Nancy
Cc: Boggs, Breann C - DOA
Subject: Additions to draft

We've added references to the UW-Madison, or to the appropriate sections in ch. 37, to the following four provisions:

38.24(7)(b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the [WTCS] district board shall grant full remission of fees under sub. (1m) (a) to (c) for 128 credits or 8 semesters, whichever is longer, less the number of credits or semesters for which the person received remission of fees from any other district board under this subsection and **from the Board of Regents under s. 36.27 (3n) (b)** and less the amount of any fees paid under 38 USC 3319, to any resident student who is also any of the following: ✓

38.24(8)(b) Except as provided in par. (bg), the district board shall grant full remission of the fees charged under sub. (1m) (a) to (c) for 128 credits or 8 semesters, whichever is longer, less the number of credits or semesters for which the person received remission of fees from any other district board under this subsection **and from the Board of Regents under s. 36.27 (3p)** and less the amount of any fees paid under 10 USC 2107 (c), 38 USC 3104 (a) (7) (A), or 38 USC 3313, to any student who is a veteran. ✓

45.03(13) (intro.) Additional duties. The department [of veterans affairs] shall do all the following:

(L) Provide verification to the educational institution of the information required under s. 36.27 (3p) (a) or 38.24 (8) (a). ✓

(m) Provide verification to the educational institution of the information required under s. 36.27 (3n) (a) or 38.24 (7) (a). ✓

Peter and Mark

Grant, Peter

From: Griffiths, Ben [BGRIFFITHS@vc.wisc.edu]
Sent: Sunday, February 13, 2011 3:49 PM
To: Rutherford, Lisa; Lynch, Nancy; Grant, Peter
Subject: RE: questions

Hi Peter: re: 20.866(t) - I think you also need to add a reference to UW-Madison in the first sentence after UW System (since the first dollar figure includes both Madison and System funds). The existing reference to UW-Madison in the last sentence should stay.

349.13(j) - yes, you can include Madison. I think this provision very likely refers to one specific piece of property that is not Madison's, but there is no harm in including Madison.

Ben

From: Rutherford, Lisa
Sent: Sun 2/13/2011 10:23 AM
To: Griffiths, Ben; Lynch, Nancy
Subject: Fw: questions

Ben:

Will u pls respond to question one below? Do u both agree that the answer is yes to question 2?
Thx.

Sent from my U.S. Cellular BlackBerry® smartphone

From: "Grant, Peter" <Peter.Grant@legis.wisconsin.gov>
Date: Sun, 13 Feb 2011 10:08:16 -0600
To: Lynch, Nancy <NLYNCH@vc.wisc.edu>; <lrutherford@vc.wisc.edu>
Cc: Boggs, Breann C - DOA <Breann.Boggs@wisconsin.gov>
Subject: questions

We've been checking references to the UW System and UW-Madison to see if there any potential problems in statutes the draft hasn't yet addressed.

Here's one in s. 20.866 (2) (t).

20.866 (2) (intro.) Capital improvement authorizations. Estimated disbursements under this subsection shall not be included in the schedule under s. 20.005. There is appropriated to the building commission for the following agencies and purposes:

(t) University of Wisconsin; self-amortizing facilities. From the capital improvement fund, a sum sufficient for the board of regents of the University of Wisconsin System to acquire, construct, develop, enlarge or improve university self-amortizing educational facilities and facilities to support such facilities. The state may contract public debt in an amount not to exceed \$2,185,196,800 for this purpose. Of this amount, \$4,500,000 is allocated only for the University of Wisconsin-Madison indoor practice facility for athletic programs and only at the time that ownership of the facility is transferred to the state. *

Given that the name of the new entity is now University of Wisconsin-Madison, is the above OK?

2/14/2011

In ch. 349, "local authorities" means "every county board, city council, town or village board or other local agency having authority under the constitution and laws of this state to adopt traffic regulations." Section 340.01 (26).

349.13(1j) provides: The department, with respect to state trunk highways outside of corporate limits, and local authorities, with respect to highways under their jurisdiction including state trunk highways or connecting highways within corporate limits, may authorize persons to park their vehicles during specified hours on the near side of a highway adjacent to a schoolhouse located on property of the **University of Wisconsin System** when the persons are conducting business at the schoolhouse.



To maintain current law, I think we need to amend the above to include a reference to the new UW-Madison. What are your thoughts?

Peter and Mark

Kunkel, Mark

From: Lynch, Nancy [NLYNCH@vc.wisc.edu]
Sent: Sunday, February 13, 2011 4:10 PM
To: Grant, Peter; Rutherford, Lisa; Boggs, Breann C - DOA
Cc: Kunkel, Mark
Subject: RE: More questions

Peter,

Just responding to the first provision below (Ben sent an email with answers to the rest). Our answer is based on the HR provisions we sent you on Friday. If those are intact, then we do want to be included in 20.545 (1)(km). You will probably just need to add us separately since I don't think we have a definition of institution in Chapter 37 like the one in 36.

I think we're caught up on your questions, but please let us know if you have more.

Nancy

r [mailto:Peter.Grant@legis.wisconsin.gov]
Sent: Sun 2/13/2011 11:52 AM
To: Rutherford, Lisa; Lynch, Nancy; Boggs, Breann C - DOA
Cc: Kunkel, Mark
Subject: More questions

Look at the following sections and let us know whether you think they need to be amended to include the UW-Madison:

20.545 (1) There is appropriated to the office of state employment relations:

(km) Collective bargaining grievance arbitrations. The amounts in the schedule for the payment of the state's share of costs related to collective bargaining grievance arbitrations under s. 111.86 and related to collective bargaining grievance arbitrations under s. 111.993. All moneys received from state agencies for the purpose of reimbursing the state's share of the costs related to grievance arbitrations under s. 111.86 and to reimburse the state's share of costs for training related to grievance arbitrations, and **all moneys received from institutions, as defined in s. 36.05 (9)**, for the purpose of reimbursing the state's share of the costs related to grievance arbitrations under s. 111.993 and to reimburse the state's share of costs for training related to grievance arbitrations shall be credited to this appropriation account.

66.0913(1)(a) A county or city, or both jointly, may construct, purchase, acquire, develop, improve, operate or maintain a county or city building, or both jointly, for a courthouse, safety building, city hall, hospital, armory, library, auditorium and music hall, municipal parking lots or other parking facilities, or municipal center or any combination of the foregoing, **or a University of Wisconsin college campus, as defined in s. 36.05 (6m), if the operation of the college campus has been approved by the board of regents of the University of Wisconsin System.**

67.05(5)(b) No city or village may issue bonds for any purposes other than for water systems, lighting works, gas works, bridges, street lighting, street improvements, street improvement funding, hospitals, airports, harbor improvements, river improvements, breakwaters and protection piers, sewerage, garbage disposal, rubbish or refuse disposal, any combination of sewage, garbage or refuse or rubbish disposal, parks and public grounds, swimming pools and band shells, veterans housing projects, paying the

municipality's portion of the cost of abolishing grade crossings, for the construction of police facilities and combined fire and police safety buildings, for the purchase of sites for engine houses, for fire engines and other equipment of the fire department, for construction of engine houses, and for pumps, water mains, reservoirs and all other reasonable facilities for fire protection apparatus or equipment for fire protection, for parking lots or other parking facilities, for school purposes, for libraries, for buildings for the housing of machinery and equipment, for acquiring and developing sites for industry and commerce as will expand the municipal tax base, for financing the cost of low-interest mortgage loans under s. 62.237, for providing financial assistance to blight elimination, slum clearance, community development, redevelopment and urban renewal programs and projects under ss. 66.1105, 66.1301 to 66.1329 and 66.1331 to 66.1337, to issue appropriation bonds under s. 62.62 to pay unfunded prior service liability with respect to an employee retirement system, **or for University of Wisconsin System college campuses, as defined in s. 36.05 (6m)**, until the proposition for their issue for the special purpose has been submitted to the electors of the city or village and adopted by a majority vote. Except as provided under sub. (15), if the common council of a city or the village board of a village declares its purpose to raise money by issuing bonds for any purpose other than those specified in this subsection, it shall direct by resolution, which shall be recorded at length in the record of its proceedings, the clerk to call a special election for the purpose of submitting the question of bonding to the city or village electors. If a number of electors of a city or village equal to at least 15% of the votes cast for governor at the last general election in their city or village sign and file a petition conforming to the requirements of s. 8.40 with the city or village clerk requesting submission of the resolution, the city or village may not issue bonds for financing the cost of low-interest mortgage loans under s. 62.237 without calling a special election to submit the question of bonding to the city or village electors for their approval.

We've added the UW-Madison to the following sections. Let us know if that's a mistake.

254.61(5) (intro.) "Restaurant" means any building, room or place where meals are prepared or served or sold to transients or the general public, and all places used in connection with it and includes any public or private school lunchroom for which food service is provided by contract. "Meals" does not include soft drinks, ice cream, milk, milk drinks, ices and confections. "Restaurant" does not include:

(f) Any college campus, as defined in s. 36.05 (6m), institution as defined in s. 36.51 (1) (b) or technical college that serves meals only to the students enrolled in the college campus, institution or school or to authorized elderly persons under s. 36.51 or 38.36.

778.25(1)(a) (intro.) The citation procedures established by this section may be used only in an action to recover a forfeiture:

5. Under administrative rules promulgated by the board of regents under s. 36.11 (1) (c) brought against an adult in circuit court or against a minor in the court assigned to exercise jurisdiction under chs. 48 and 938.

There will be more coming.

Peter and Mark

Kunkel, Mark

From: Kuesel, Jeffery
Sent: Monday, February 14, 2011 8:45 AM
To: Kunkel, Mark
Cc: Grant, Peter
Subject: RE: UW draft: buidling commission question -s. 20.866 (2) (t)

Mark,

DOA is checking on the status of this indoor practice facility. It is now 55 years old and I don't know whether this question is still pertinent.

Jeff

From: Kunkel, Mark
Sent: Saturday, February 12, 2011 1:17 PM
To: Kuesel, Jeffery
Cc: Grant, Peter
Subject: RE: UW draft: buidling commission question

Jeff: Peter and I did go through the draft that Wendy is editing and corrected all the references so the new entity is referred to as the University of Wisconsin-Madison (instead of the University of Wisconsin as previously instructed).

If you are going to create an insert, please make sure to refer to the new entity as the University of Wisconsin-Madison.

Thanks!

From: Kunkel, Mark
Sent: Saturday, February 12, 2011 11:09 AM
To: Kuesel, Jeffery
Cc: Grant, Peter
Subject: UW draft: buidling commission question

We've been checking references to the UW-Madison to see if there any potential problems in statutes the draft hasn't yet addressed.

Here's one in s. 20.866 (2) (t). (See below.)

Is the reference to the UW-Madison indoor practice facility okay, given the other changes you've made to the buidling commission statutes? I don't have any idea one way or another, but thought I'd check with you. (There are no cross references to s. 20.866 (2) (t).)

Also: DOA has told us that the new entity will be called the University of Wisconsin-Madison, rather than, as previously instructed, the University of Wisconsin. We will take care of those name changes, but if you can fix any you find in your sections of the bill, that would be okay.

20.866 (2) (intro.) Capital improvement authorizations. Estimated disbursements under this subsection shall not be included in the schedule under s. 20.005. There is appropriated to the building commission for the following agencies and purposes:

(t) University of Wisconsin; self-amortizing facilities. From the capital improvement fund, a sum sufficient for the board of regents of the University of Wisconsin System to acquire, construct, develop, enlarge or improve university self-amortizing educational facilities and facilities to support such facilities. The state may contract public debt in an amount not to exceed \$2,185,196,800 for this purpose. Of this amount, \$4,500,000 is allocated only for the University of Wisconsin-Madison indoor practice facility for athletic programs and only at the time that ownership of the facility is transferred to the state.

or the B-F-T of the UW Madison

Kunkel, Mark

From: Grant, Peter
Sent: Monday, February 14, 2011 9:09 AM
To: Kunkel, Mark
Subject: FW: questions
 Breann seems to think we need 20.866 (2) (t) for UW-Msn.

From: Boggs, Breann C - DOA [mailto:Breann.Boggs@wisconsin.gov]
Sent: Sunday, February 13, 2011 10:42 AM
To: Grant, Peter
Cc: Hanle, Bob - DOA
Subject: RE: questions

See my question (to both of you) and an answer– in blue.

From: Grant, Peter [mailto:Peter.Grant@legis.wisconsin.gov]
Sent: Sunday, February 13, 2011 10:08 AM
To: Lynch, Nancy; lrutherford@vc.wisc.edu
Cc: Boggs, Breann C - DOA
Subject: questions

We've been checking references to the UW System and UW-Madison to see if there any potential problems in statutes the draft hasn't yet addressed.

Here's one in s. 20.866 (2) (t).

20.866 (2) (intro.) Capital improvement authorizations. Estimated disbursements under this subsection shall not be included in the schedule under s. 20.005. There is appropriated to the building commission for the following agencies and purposes:

(t) University of Wisconsin; self-amortizing facilities. From the capital improvement fund, a sum sufficient for the board of regents of the University of Wisconsin System to acquire, construct, develop, enlarge or improve university self-amortizing educational facilities and facilities to support such facilities. The state may contract public debt in an amount not to exceed \$2,185,196,800 for this purpose. Of this amount, \$4,500,000 is allocated only for the University of Wisconsin-Madison indoor practice facility for athletic programs and only at the time that ownership of the facility is transferred to the state.

Given that the name of the new entity is now University of Wisconsin-Madison, is the above OK?

Not to answer your question with a question – but:
 In order for UW-Madison to participate in the Capital improvement fund referenced in (t), would there need to be a reference in (t) to University of Wisconsin-Madison and Board of Trustees in (t)? In other words, if UW-Madison isn't referenced in (t) does that mean they are not able to use dollars from the capital improvement fund to improve self-amortizing facilities?

Bob – have recent conversations regarding the building commission – impacted Madison's interest or ability to participate in the Capital improvement fund?

In ch. 349, "local authorities" means "every county board, city council, town or village board or other local agency having authority under the constitution and laws of this state to adopt traffic regulations." Section 340.01 (26).

349.13(1j) provides: The department, with respect to state trunk highways outside of corporate limits, and local authorities, with respect to highways under their jurisdiction including state trunk highways or

connecting highways within corporate limits, may authorize persons to park their vehicles during specified hours on the near side of a highway adjacent to a schoolhouse located on property of the **University of Wisconsin System** when the persons are conducting business at the schoolhouse.

To maintain current law, I think we need to amend the above to include a reference to the new UW-Madison. What are your thoughts?

Yes – reference them in 349.

Peter and Mark

Kunkel, Mark

From: Lynch, Nancy [NLYNCH@vc.wisc.edu]
Sent: Monday, February 14, 2011 9:53 AM
To: Grant, Peter; Rutherford, Lisa; Boggs, Breann C - DOA
Cc: Kunkel, Mark
Subject: RE: More questions
Signed By: nlynch@vc.wisc.edu

Peter,

An additional suggestion for resolving the 20.545(1)(km) issue. One our our employment attorneys noted that a citation to 37.01(9) [our definition of university] would probably work in place of 36.05(9). Hope this helps.

Nancy

Nancy K. Lynch
Associate Director
Senior University Legal Counsel
Administrative Legal Services
University of Wisconsin-Madison
361 Bascom Hall
500 Lincoln Drive
Madison, Wisconsin 53706
Email: nlynch@vc.wisc.edu
Tele: 608.263.7400
Fax: 608.263.4725
<http://legal.wisc.edu>

From: Lynch, Nancy
Sent: Sunday, February 13, 2011 4:10 PM
To: Grant, Peter; Rutherford, Lisa; Boggs, Breann C - DOA
Cc: Kunkel, Mark
Subject: RE: More questions

Peter,

Just responding to the first provision below (Ben sent an email with answers to the rest). Our answer is based on the HR provisions we sent you on Friday. If those are intact, then we do want to be included in 20.545 (1)(km). You will probably just need to add us separately since I don't think we have a definition of institution in Chapter 37 like the one in 36.

I think we're caught up on your questions, but please let us know if you have more.

Nancy

r [mailto:Peter.Grant@legis.wisconsin.gov]

2/14/2011

Sent: Sun 2/13/2011 11:52 AM
To: Rutherford, Lisa; Lynch, Nancy; Boggs, Breann C - DOA
Cc: Kunkel, Mark
Subject: More questions

Look at the following sections and let us know whether you think they need to be amended to include the UW-Madison:

20.545 (1) There is appropriated to the office of state employment relations:

(km) Collective bargaining grievance arbitrations. The amounts in the schedule for the payment of the state's share of costs related to collective bargaining grievance arbitrations under s. 111.86 and related to collective bargaining grievance arbitrations under s. 111.993. All moneys received from state agencies for the purpose of reimbursing the state's share of the costs related to grievance arbitrations under s. 111.86 and to reimburse the state's share of costs for training related to grievance arbitrations, and **all moneys received from institutions, as defined in s. 36.05 (9)**, for the purpose of reimbursing the state's share of the costs related to grievance arbitrations under s. 111.993 and to reimburse the state's share of costs for training related to grievance arbitrations shall be credited to this appropriation account.

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67.05(5)(b) No city or village may issue bonds for any purposes other than for water systems, lighting works, gas works, bridges, street lighting, street improvements, street improvement funding, hospitals, airports, harbor improvements, river improvements, breakwaters and protection piers, sewerage, garbage disposal, rubbish or refuse disposal, any combination of sewage, garbage or refuse or rubbish disposal, parks and public grounds, swimming pools and band shells, veterans housing projects, paying the municipality's portion of the cost of abolishing grade crossings, for the construction of police facilities and combined fire and police safety buildings, for the purchase of sites for engine houses, for fire engines and other equipment of the fire department, for construction of engine houses, and for pumps, water mains, reservoirs and all other reasonable facilities for fire protection apparatus or equipment for fire protection, for parking lots or other parking facilities, for school purposes, for libraries, for buildings for the housing of machinery and equipment, for acquiring and developing sites for industry and commerce as will expand the municipal tax base, for financing the cost of low-interest mortgage loans under s. 62.237, for providing financial assistance to blight elimination, slum clearance, community development, redevelopment and urban renewal programs and projects under ss. 66.1105, 66.1301 to 66.1329 and 66.1331 to 66.1337, to issue appropriation bonds under s. 62.62 to pay unfunded prior service liability with respect to an employee retirement system, **or for University of Wisconsin System college campuses, as defined in s. 36.05 (6m)**, until the proposition for their issue for the special purpose has been submitted to the electors of the city or village and adopted by a majority vote. Except as provided under sub. (15), if the common council of a city or the village board of a village declares its purpose to raise money by issuing bonds for any purpose other than those specified in this subsection, it shall direct by resolution, which shall be recorded at length in the record of its proceedings, the clerk to call a special election for the purpose of submitting the question of bonding to the city or village electors. If a number of electors of a city or village equal to at least 15% of the votes cast for governor at the last general election in their city or village sign and file a petition conforming to the requirements of s. 8.40 with the city or village clerk requesting submission of the resolution, the city or village may not issue bonds for financing the cost of low-interest mortgage loans under s. 62.237 without calling a special election to submit the question of bonding to the city or village electors for their approval.

We've added the UW-Madison to the following sections. Let us know if that's a mistake.

254.61(5) (intro.) "Restaurant" means any building, room or place where meals are prepared or served or sold to transients or the general public, and all places used in connection with it and includes any public or private school lunchroom for which food service is provided by contract. "Meals" does not include soft drinks, ice cream, milk, milk drinks, ices and confections. "Restaurant" does not include:

(f) Any college campus, as defined in s. 36.05 (6m), institution as defined in s. 36.51 (1) (b) or technical college that serves meals only to the students enrolled in the college campus, institution or school or to authorized elderly persons under s. 36.51 or 38.36.

778.25(1)(a) (intro.) The citation procedures established by this section may be used only in an action to recover a forfeiture:

5. Under administrative rules promulgated by the board of regents under s. 36.11 (1) (c) brought against an adult in circuit court or against a minor in the court assigned to exercise jurisdiction under chs. 48 and 938.

There will be more coming.

Peter and Mark

Kunkel, Mark

From: Hanle, Bob - DOA [bob.hanle@wisconsin.gov]
Sent: Monday, February 14, 2011 1:18 PM
To: Kuesel, Jeffery
Cc: Grant, Peter; Kunkel, Mark; Boggs, Breann C - DOA
Subject: RE: Zoning - s. 13.48 (13), stats.

Thanks. UW Madison wants to be treated exactly the same as under current law.

Bob Hanle, Team Leader
State Budget Office
101 E. Wilson St. -- 10th Floor
P.O. Box 7864
Madison, WI 53707-7864
(608) 266-1037

From: Kuesel, Jeffery [mailto:Jeffery.Kuesel@legis.wisconsin.gov]
Sent: Monday, February 14, 2011 1:08 PM
To: Hanle, Bob - DOA
Cc: Grant, Peter - LEGIS; Kunkel, Mark - LEGIS
Subject: FW: Zoning - s. 13.48 (13), stats.
Importance: High

Bob,

I will make the change. The instructions said "Add UW to the list of excluded entities." This subsection covers state agencies and some authorities under state laws and building codes, but excludes them from coverage of local ordinances, except zoning ordinances, which apply to them. As changed, UW-Madison will have the same treatment as state agencies, which will mean that the UW is not excluded from coverage under zoning ordinances.

Jeff Kuesel

From: Grant, Peter
Sent: Monday, February 14, 2011 11:10 AM
To: Kuesel, Jeffery
Subject: FW: zoning
Importance: High

Jeff, is this your material?

From: Hanle, Bob - DOA [mailto:bob.hanle@wisconsin.gov]
Sent: Monday, February 14, 2011 11:07 AM
To: Grant, Peter; Kunkel, Mark
Subject: FW: zoning
Importance: High

Please note UW's comment on the language related to zoning. I'm not clear on whether the summary needs to be changed or whether the underlying language needs to be amended. Thanks.

Bob Hanle, Team Leader
State Budget Office
101 E. Wilson St. -- 10th Floor
P.O. Box 7864
Madison, WI 53707-7864

2/15/2011

(608) 266-1037

From: Griffiths, Ben [mailto:BGRIFFITHS@vc.wisc.edu]
Sent: Monday, February 14, 2011 10:44 AM
To: Hanle, Bob - DOA
Cc: Rutherford, Lisa
Subject: FW: zoning
Importance: High

Hi Bob: the LRB summary is inaccurate. We just want to remain covered by 13.48(13), which exempts state construction activities from municipal ordinances, except for zoning ordinances. This is no change from the status quo.

Ben

From: Hanle, Bob - DOA [mailto:bob.hanle@wisconsin.gov]
Sent: Monday, February 14, 2011 9:29 AM
To: Rutherford, Lisa
Subject: zoning
Importance: High

Reading the LRB summary of the draft, it states that the bill exempts "any building, structure, or facility that is constructed by or for the University of Wisconsin from compliance with any municipal zoning requirement governing such construction.

Doesn't this go a bit too far? Under this provision UW-Madison would be able to build an adult entertainment district, or a string of bars on UW property. What's the rationale for this exemption and how important is it?

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2/15/2011