

1 (d) An agreement under sub. (3) does not create a right of action against the
2 state, university, or other instrumentalities of the state on the part of the physician
3 or lending institution for failure to make the payments specified in the agreement.

4 **(6)** LOCAL PARTICIPATION. The board shall encourage contributions to the
5 program under this section by counties, cities, villages, and towns.

6 **(6m)** PENALTIES. (a) The board shall establish requirements for penalties to
7 be assessed by the board against physicians who breach agreements entered into
8 under sub. (3). The requirements shall do all of the following:

- 9 1. Specify what actions constitute a breach of the agreement.
- 10 2. Provide specific penalty amounts for specific breaches.
- 11 3. Provide exceptions for certain actions, including breaches resulting from
12 death or disability.

13 (b) The board shall use any penalties assessed and collected under this
14 subsection for the program under this section.

15 **(8)** ADMINISTRATION. The board shall do all of the following:

16 (b) Identify eligible practice areas and rural areas with an extremely high need
17 for medical care.

18 (d) Publicize the program under this section to physicians and eligible
19 communities.

20 (e) Assist physicians who are interested in applying for the program under this
21 section.

22 (f) Assist communities in obtaining physicians' services through the program
23 under this section.

24 (g) Make recommendations to the governor on all of the following:

1 1. Ways to improve the delivery of health care to persons living in rural areas
2 of the state that constitute shortage areas.

3 2. Ways to help communities evaluate and utilize the linkage between rural
4 health facilities and economic development.

5 3. Coordination of state and federal programs available to assist rural health
6 care service delivery.

7 4. Strengthening coordination and maintenance of rural services and the
8 delivery system.

9 5. Development of mechanisms to reduce shortages of health care providers in
10 rural areas.

11 (h) Notwithstanding subs. (3) (b) and (5) (a) and (b), ensure that moneys
12 appropriated under s. 20.280 (1) (qj) are used under this section only to repay loans
13 on behalf of physicians who agree to practice in a rural area.

14 **(9) EXPANDED LOAN ASSISTANCE PROGRAM.** The board may agree to repay loans
15 as provided under this section on behalf of a physician under an expanded physician
16 loan assistance program that is funded through federal funds in addition to state
17 matching funds. To be eligible for loan repayment under the expanded physician
18 loan assistance program, a physician must fulfill all of the requirements for loan
19 repayment under this section, as well as all of the following:

****NOTE: How does one determine what constitutes state matching funds?

20 (a) The physician must be a U.S. citizen.

21 (b) The physician may not have a judgment lien against his or her property for
22 a debt to the United States.

23 (c) The physician must agree to do all of the following:

1 1. Accept medicare assignment as payment in full for services or articles
2 provided.

3 2. Use a sliding fee scale or a comparable method of determining payment
4 arrangements for patients who are not eligible for medicare or medical assistance
5 and who are unable to pay the customary fee for the physician's services.

6 3. Practice at a public or private nonprofit entity in a health professional
7 shortage area.

8 **37.61 Health care provider loan assistance program. (1) DEFINITIONS.**

9 In this section:

10 (ac) "Clinic hours" has the meaning given in s. 37.60 (1) (ac).

11 (ad) "Council" means the rural health development council.

12 (e) "Rural area" has the meaning given in s. 37.63 (1) (c).

13 **(2) ELIGIBILITY.** The board may repay, on behalf of a health care provider, up
14 to \$25,000 in educational loans obtained by the health care provider from a public
15 or private lending institution for education related to the health care provider's field
16 of practice, as determined by the board with the advice of the council.

17 **(3) AGREEMENT.** (a) The board shall enter into a written agreement with the
18 health care provider. In the agreement, the health care provider shall agree to
19 practice at least 32 clinic hours per week for 3 years in one or more eligible practice
20 areas in this state or in a rural area, except that a health care provider in the
21 expanded loan assistance program under sub. (8) may only agree to practice at a
22 public or private nonprofit entity in a health professional shortage area.

23 (b) The agreement shall specify that the responsibility of the board to make the
24 payments under the agreement is subject to the availability of funds in the

1 appropriations under s. 20.280 (1) (ks) and (qj) or collected as contributions under
2 sub. (6) or as penalties under sub. (6m) (b).

3 **(4) LOAN REPAYMENT.** Principal and interest due on loans, exclusive of any
4 penalties, may be repaid by the board at the following rate:

5 (a) Up to 40 percent of the principal of the loan or \$10,000, whichever is less,
6 during the first year of participation in the program under this section.

7 (b) Up to an additional 40 percent of the principal of the loan or \$10,000,
8 whichever is less, during the 2nd year of participation in the program under this
9 section.

10 (c) Up to an additional 20 percent of the principal of the loan or \$5,000,
11 whichever is less, during the 3rd year of participation in the program under this
12 section.

13 **(5) AVAILABILITY OF FUNDS; RIGHT OF ACTION AGAINST STATE.** (a) The obligation of
14 the board to make payments under an agreement entered into under sub. (3) is
15 subject to the availability of funds in the appropriations under s. 20.280 (1) (ks) and
16 (qj) or collected as contributions under sub. (6) or as penalties under sub. (6m) (b).

17 (b) If the cost of repaying the loans of all eligible applicants, when added to the
18 cost of loan repayments scheduled under existing agreements, exceeds the total
19 amount in the appropriations under s. 20.280 (1) (ks) and (qj) or collected as
20 contributions under sub. (6) or as penalties under sub. (6m) (b), the board shall
21 establish priorities among the eligible applicants based upon the following
22 considerations:

23 1. The degree to which there is an extremely high need for medical care in the
24 eligible practice area, health professional shortage area, or rural area in which an
25 eligible applicant desires to practice.

1 2. The likelihood that an eligible applicant will remain in the eligible practice
2 area, health professional shortage area, or rural area in which he or she desires to
3 practice after the loan repayment period.

4 3. The per capita income of the eligible practice area, health professional
5 shortage area, or rural area in which an eligible applicant desires to practice.

6 4. The financial or other support for health care provider recruitment and
7 retention provided by individuals, organizations, or local governments in the eligible
8 practice area, health professional shortage area, or rural area in which an eligible
9 applicant desires to practice.

10 5. The geographic distribution of the health care providers who have entered
11 into loan repayment agreements under this section and the geographic location of
12 the eligible practice area, health professional shortage area, or rural area in which
13 an eligible applicant desires to practice.

14 6. Other considerations that the board may specify.

15 (c) An agreement under sub. (3) does not create a right of action against the
16 state, the university, or other instrumentalities of the state on the part of the health
17 care provider or the lending institution for failure to make the payments specified
18 in the agreement.

19 **(6)** LOCAL PARTICIPATION. The board shall encourage contributions to the
20 program under this section by counties, cities, villages, and towns.

21 **(6m)** PENALTIES. (a) The board shall establish requirements for penalties to
22 be assessed by the board against health care providers who breach an agreement
23 entered into under sub. (3) (a). The requirements shall do all of the following:

24 1. Specify what actions constitute a breach of the agreement.

25 2. Provide specific penalty amounts for specific breaches.

1 3. Provide exceptions for certain actions, including breaches resulting from
2 death or disability.

3 (b) The board shall use any penalties assessed and collected under this
4 subsection for the program under this section.

5 **(7) ADMINISTRATION.** The board shall do all of the following:

6 (a) Identify communities with an extremely high need for health care.

7 (b) Publicize the program under this section to health care providers and
8 eligible communities.

9 (c) Assist health care providers who are interested in applying for the program
10 under this section.

11 (d) Assist communities in obtaining the services of health care providers
12 through the program under this section.

13 (e) Notwithstanding subs. (3) (b) and (5) (a) and (b), ensure that moneys
14 appropriated under s. 20.280 (1) (qj) are used under this section only to repay loans
15 on behalf of health care providers who agree to practice in a rural area.

16 **(8) EXPANDED LOAN ASSISTANCE PROGRAM.** The board may agree to repay loans
17 as provided under this section on behalf of a health care provider under an expanded
18 health care provider loan assistance program that is funded through federal funds
19 in addition to state matching funds. To be eligible for loan repayment under the
20 expanded health care provider loan assistance program, a health care provider must
21 fulfill all of the requirements for loan repayment under this section, as well as all of
22 the following:

23 (a) The health care provider must be a U.S. citizen.

24 (b) The health care provider may not have a judgment lien against his or her
25 property for a debt to the United States.

1 (c) The health care provider must agree to do all of the following:

2 1. Accept medicare assignment as payment in full for services or articles
3 provided.

4 2. Use a sliding fee scale or a comparable method of determining payment
5 arrangements for patients who are not eligible for medicare or medical assistance
6 and who are unable to pay the customary fee for the health care provider's services.

7 3. Practice at a public or private nonprofit entity in a health professional
8 shortage area.

9 **37.62 Rural health development council.** The rural health development
10 council created under s. 15.917 (1) shall do all of the following:

11 (1) Advise the board on matters related to the physician loan assistance
12 program under s. 37.60 and the health care provider loan assistance program under
13 s. 37.61.

14 (2) Advise the board on the amount, up to \$25,000, to be repaid on behalf of each
15 health care provider who participates in the health care provider loan assistance
16 program under s. 37.61.

17 **SECTION 344.** 38.23 (4) of the statutes is amended to read:

18 38.23 (4) Nothing in this section or s. 36.12 or 37.12 prevents institutions from
19 segregating students in dormitories based on sex.

20 **SECTION 345.** 38.24 (7) (b) (intro.) of the statutes is amended to read:

21 38.24 (7) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the
22 district board shall grant full remission of fees under sub. (1m) (a) to (c) for 128
23 credits or 8 semesters, whichever is longer, less the number of credits or semesters
24 for which the person received remission of fees from any other district board under
25 this subsection ~~and~~, from the Board of Regents under s. 36.27 (3n) (b), and from the

1 Board of Trustees under s. 37.27 (3n) (b), and less the amount of any fees paid under
2 38 USC 3319, to any resident student who is also any of the following:

3 **SECTION 346.** 38.24 (8) (b) of the statutes is amended to read:

4 38.24 (8) (b) Except as provided in par. (bg), the district board shall grant full
5 remission of the fees charged under sub. (1m) (a) to (c) for 128 credits or 8 semesters,
6 whichever is longer, less the number of credits or semesters for which the person
7 received remission of fees from any other district board under this subsection ~~and~~,
8 from the Board of Regents under s. 36.27 (3p), and from the Board of Trustees under
9 s. 37.27 (3p), and less the amount of any fees paid under 10 USC 2107 (c), 38 USC
10 3104 (a) (7) (A), or 38 USC 3313, to any student who is a veteran.

11 **SECTION 347.** 39.16 (1) of the statutes is amended to read:

12 39.16 (1) There is created a medical education review committee consisting of
13 9 members as follows. Seven members shall be appointed by the governor for
14 staggered 5-year terms, and shall be selected from citizens with broad knowledge of
15 medical education who are currently not associated with either of the medical schools
16 of this state. The remaining members of the committee shall be the ~~president~~
17 chancellor of the University of ~~Wisconsin System~~ Wisconsin-Madison or a designee,
18 and the president of the Medical College of Wisconsin, Inc. or a designee.

19 **SECTION 348.** 39.16 (2) (a) of the statutes is amended to read:

20 39.16 (2) (a) Stimulate the development of cooperative programs by the
21 Medical College of Wisconsin, Inc. and the University of ~~Wisconsin-Madison~~ Medical
22 Wisconsin School of Medicine and Public Health, and advise the governor and
23 legislature on the viability of such cooperative arrangements.

24 **SECTION 349.** 39.30 (1) (e) of the statutes is amended to read:

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1 39.30 (1) (e) “Resident student” shall be determined under s. 36.27 or 37.27, so
2 far as applicable.

3 **SECTION 350.** 39.30 (3) (a) of the statutes is amended to read:

4 39.30 (3) (a) From the total tuition charged the student by the institution,
5 subtract the amount of the resident academic fee charged at ~~the Madison campus of~~
6 the University of Wisconsin System Wisconsin-Madison.

7 **SECTION 351.** 39.32 (1) (b) of the statutes is amended to read:

8 39.32 (1) (b) “Resident student” shall be determined under s. 36.27 or 37.27,
9 so far as applicable.

10 **SECTION 352.** 39.325 (1) of the statutes is amended to read:

11 39.325 (1) There is established, to be administered by the board, a Wisconsin
12 health education loan program under P.L. 94-484, on July 29, 1979, in order to
13 provide financial aid to medical and dentistry students enrolled in the University of
14 Wisconsin ~~Medical School of Medicine and Public Health~~, the Medical College of
15 Wisconsin, or the Marquette University School of Dentistry.

16 **SECTION 353.** 39.40 (2) (a) of the statutes is amended to read:

17 39.40 (2) (a) Are registered as juniors or seniors, or hold a bachelor’s degree and
18 are registered as special students, in the University of Wisconsin-Madison, in the
19 University of Wisconsin System, or in an accredited, private institution of higher
20 education located in this state.

21 **SECTION 354.** 39.41 (2) (a) of the statutes is amended to read:

22 39.41 (2) (a) If a designated scholar under sub. (1m) is admitted to and enrolls,
23 on a full-time basis, by September 30 of the academic year immediately following the
24 school year in which the senior was designated a scholar, in the University of
25 Wisconsin-Madison, in an institution within the University of Wisconsin System, or

1 in a technical college district school that is participating in the program under this
2 section, the scholar shall receive a higher education scholarship that exempts the
3 scholar from all tuition and fees, including segregated fees, at ~~the~~ that university,
4 institution, or district school for one year, except that the maximum scholarship for
5 a scholar who receives an original scholarship for the 1996–97 academic year or for
6 any academic year thereafter may not exceed \$2,250 per academic year.

7 **SECTION 355.** 39.41 (2) (b) of the statutes is amended to read:

8 39.41 (2) (b) For each year that a scholar who receives a scholarship under par.
9 (a) is enrolled full time, maintains at least a 3.000 grade point average, or the
10 equivalent as determined by the university, institution, or district school, and makes
11 satisfactory progress toward an associate degree, a bachelor's degree, or a vocational
12 diploma, the student shall be exempt from all tuition and fees, including segregated
13 fees, in the subsequent year or, if the scholar does not enroll in a participating
14 institution of higher education in the subsequent year, in the 2nd year following the
15 year in which the scholar received the scholarship, except that the maximum
16 scholarship for a scholar who receives an original scholarship for the 1996–97
17 academic year or for any academic year thereafter may not exceed \$2,250 per
18 academic year. No scholar is eligible for an exemption for more than 4 years in the
19 University of Wisconsin–Madison or the University of Wisconsin System or more
20 than 3 years at a district school.

21 **SECTION 356.** 39.41 (2) (c) of the statutes is amended to read:

22 39.41 (2) (c) Subject to sub. (4), for each year the student is exempt from tuition
23 and fees under par. (a) or (b), the board shall pay the university, institution, or district
24 school, on behalf of the student, an amount equal to 50% of the student's tuition and
25 fees, except that the maximum payment for a student who receives an original

1 scholarship for the 1996–97 academic year or for any academic year thereafter may
2 not exceed \$1,125 per academic year.

3 **SECTION 357.** 39.41 (4) (a) of the statutes is amended to read:

4 39.41 (4) (a) The board shall make the payments under subs. (2) (c) and (3) only
5 if the university institution, district school, or private institution matches the
6 amount of the payment from institutional funds, gifts, or grants. Beginning in the
7 1992–93 school year, the matching requirement under this paragraph for the
8 institutions within the University of Wisconsin System shall be satisfied by
9 payments of an amount equal to the total payments from the institutions made under
10 this paragraph in the 1991–92 school year and, if such payments are insufficient to
11 satisfy the matching requirement, by the waiver of academic fees established under
12 s. 36.27. Beginning in the 2011–12 school year, the matching requirement under this
13 paragraph for the University of Wisconsin–Madison shall be satisfied by payments
14 of an amount equal to the total payments from the University of Wisconsin–Madison
15 made under this paragraph in the 1991–92 school year and, if such payments are
16 insufficient to satisfy the matching requirement, by the waiver of academic fees
17 established under s. 37.27.

18 **SECTION 358.** 39.41 (5) (a) 1. of the statutes is amended to read:

19 39.41 (5) (a) 1. Each institution within the University of Wisconsin System,
20 technical college district school and private institution of higher education that
21 wishes to participate in the scholarship program under this section in academic year
22 1999–2000 and thereafter shall notify the board by October 1, 1998, that the
23 institution wishes to participate. Notification as required under this subdivision
24 provided by the University of Wisconsin–Madison prior to the effective date of this
25 subdivision ... [LRB inserts date], shall be considered notification that the

1 University of Wisconsin-Madison wishes to participate in the scholarship program
2 under this section.

3 **SECTION 359.** 39.435 (7) (b) 1. of the statutes is amended to read:

4 39.435 (7) (b) 1. The board shall determine the percentage by which the
5 undergraduate academic fees that will be charged for the next academic year at the
6 University of Wisconsin-Madison and at each institution within the University of
7 Wisconsin System, as estimated by the board, will increase or decrease from the
8 undergraduate academic fees charged for the current academic year.

9 **SECTION 360.** 39.435 (7) (b) 1m. of the statutes is amended to read:

10 39.435 (7) (b) 1m. The board shall determine the percentage by which the
11 undergraduate academic fees that will be charged for the academic year after the
12 next academic year at the University of Wisconsin-Madison and at each institution
13 within the University of Wisconsin System, as estimated by the board, will increase
14 or decrease from the estimated undergraduate academic fees that will be charged for
15 the next academic year.

16 **SECTION 361.** 39.435 (8) of the statutes is amended to read:

17 39.435 (8) The board shall award grants under this section to University of
18 Wisconsin-Madison and University of Wisconsin System students from the
19 appropriation under s. 20.235 (1) (fe).

20 **SECTION 362.** 39.437 (4) (a) of the statutes is amended to read:

21 39.437 (4) (a) By February 1 of each year, the Board of Trustees of the
22 University of Wisconsin-Madison shall provide to the office of the Wisconsin
23 Covenant Scholars Program in the department of administration information
24 relating to the resident undergraduate academic fees charged to attend that
25 university for the current academic year. the Board of Regents of the University of

1 Wisconsin System shall provide to ~~the~~ that office of the ~~Wisconsin Covenant Scholars~~
2 ~~Program in the department of administration~~ information relating to the resident
3 undergraduate academic fees charged to attend each of the institutions within that
4 system for the current academic year, the technical college system board shall
5 provide to that office information relating to the fees under s. 38.24 (1m) (a) to (c)
6 charged to attend each of the technical colleges within that system for the current
7 academic year, each tribally controlled college in this state shall provide to that office
8 information relating to the tuition and fees charged to attend the tribal college for
9 the current academic year, and the Wisconsin Association of Independent Colleges
10 and Universities or a successor organization shall provide to that office information
11 relating to tuition and fees charged to attend each of the private, nonprofit,
12 accredited institutions of higher education in this state for the current academic
13 year.

14 **SECTION 363.** 39.437 (4) (b) of the statutes is amended to read:

15 39.437 **(4)** (b) By April 1 of each year, the office of the Wisconsin Covenant
16 Scholars Program in the department of administration shall determine the average
17 of the resident undergraduate academic fees charged for the current academic year
18 at the University of Wisconsin-Madison, the average of the resident undergraduate
19 academic fees charged for the current academic year among the institutions within
20 the University of Wisconsin System, the average of the fees under s. 38.24 (1m) (a)
21 to (c) charged for the current academic year among the technical colleges in this state,
22 the average of the tuition and fees charged for the current academic year among the
23 tribally controlled colleges in this state, and the average of the tuition and fees
24 charged for the current academic year among the private, nonprofit, accredited
25 institutions of higher education in this state.

1 **SECTION 364.** 39.50 (1m) of the statutes is created to read:

2 **39.50 (1m) UNIVERSITY OF WISCONSIN-MADISON** At the end of each semester, the Board
 3 of Trustees of the University of Wisconsin-Madison shall certify to the board the
 4 number of students enrolled in the University of Wisconsin-Madison to whom any
 5 fees or nonresident tuition has been remitted under s. 37.27 (3n) or (3p), the number
 6 of credits for which those fees or that nonresident tuition has been remitted, and the
 7 amount of fees and nonresident tuition remitted. Subject to sub. (3m), if the board
 8 approves the information certified under this subsection, the board, from the
 9 appropriation account under s. 20.235 (1) (fz), shall reimburse the board of trustees
 10 for the full amount of fees and nonresident tuition remitted.

11 **SECTION 365.** 39.50 (3m) of the statutes is amended to read:

12 **39.50 (3m) REMISSION OF FEES; PRORATED REIMBURSEMENT.** In June of each fiscal
 13 year, the board shall determine the total amount of fees and nonresident tuition
 14 remitted by the ~~board of regents~~ Board of Regents and the Board of Trustees that are
 15 eligible for reimbursement under ~~sub. subs. (1) and (1m)~~ and fees remitted by the
 16 district boards that are eligible for reimbursement under sub. (2). If the moneys
 17 appropriated under s. 20.235 (1) (fz) are not sufficient to reimburse the ~~board of~~
 18 ~~regents~~ Board of Regents and the Board of Trustees for the full amount of those fees
 19 and that nonresident tuition and each district board for the full amount of those fees,
 20 the board shall prorate the reimbursement paid under subs. (1), ~~and (1m)~~, and (2)
 21 in the proportion that the moneys available bears to the total amount eligible for
 22 reimbursement under subs. (1), (1m), and (2).

23 **SECTION 366.** 39.50 (4) of the statutes is amended to read:

24 **39.50 (4) REIMBURSEMENT OF VETERANS AND DEPENDENTS; PRORATED**
 25 **REIMBURSEMENT.** In each fiscal year, the higher educational aids board shall

1 determine the total amount of reimbursement due to students under ss. 36.27 (3n)
2 (bm) 1. and (3p) (bm) 1., 37.27 (3n) (bm) 1. and (3p) (bm) 1., and 38.24 (7) (bm) 1. and
3 (8) (bm) 1. If the moneys appropriated under s. 20.235 (1) (fz) are not sufficient to
4 provide full reimbursement to those students, the higher educational aids board
5 shall prorate the reimbursement paid to those students under ss. 36.27 (3n) (bm) 1.
6 and (3p) (bm) 1., 37.27 (3n) (bm) 1. and (3p) (bm) 1., and 38.24 (7) (bm) 1. and (8) (bm)
7 1. in the proportion that the moneys available bears to the total amount eligible for
8 reimbursement under ss. 36.27 (3n) (bm) 1. and (3p) (bm) 1., 37.27 (3n) (bm) 1. and
9 (3p) (bm) 1., and 38.24 (7) (bm) 1. and (8) (bm) 1. If the higher educational aids board
10 prorates reimbursement under this subsection, the Board of Regents shall reimburse
11 a student who is eligible for reimbursement under s. 36.27 (3n) (bm) 1. or (3p) (bm)
12 1., the Board of Trustees shall reimburse a student who is eligible for reimbursement
13 under s. 37.27 (3n) (bm) 1. or (3p) (bm) 1., and the appropriate technical college
14 district board shall reimburse a student who is eligible for reimbursement under s.
15 38.24 (7) (bm) 1. or (8) (bm) 1., in an amount that is equal to the difference between
16 the amount of reimbursement for which the student is eligible and the amount of
17 reimbursement paid by the higher educational aids board.

18 **SECTION 367.** 40.02 (22) (em) of the statutes is amended to read:

19 40.02 (22) (em) For Wisconsin retirement system purposes only, for a member
20 of ~~the~~ a faculty, as defined in s. 36.05 (8) or 37.01 (6), of a university who is on
21 sabbatical leave under s. 36.11 (17) or 37.11 (17), means the compensation that would
22 have been payable to the participant, at the participant's rate of pay immediately
23 prior to beginning the sabbatical leave, for service that would have been rendered at
24 the university during the period of the sabbatical leave if the participant had
25 continued to render services for the participant's employer during that period.

1 Contributions and premiums on earnings considered to be received under this
2 paragraph shall be paid as required under s. 40.05.

3 **SECTION 368.** 40.02 (25) (b) 2. of the statutes is amended to read:

4 40.02 (25) (b) 2. Any person employed as a graduate assistant and other
5 employees-in-training as are designated by the ~~board of regents~~ Board of Regents
6 or Board of Trustees of the university, who are employed on at least a one-third
7 full-time basis.

8 **SECTION 369.** 40.02 (48) (c) of the statutes is amended to read:

9 40.02 (48) (c) In s. 40.65, “protective occupation participant” means a
10 participating employee who is a police officer, fire fighter, an individual determined
11 by a participating employer under par. (a) or (bm) to be a protective occupation
12 participant, county undersheriff, deputy sheriff, state probation and parole officer,
13 county traffic police officer, conservation warden, state forest ranger, field
14 conservation employee of the department of natural resources who is subject to call
15 for forest fire control or warden duty, member of the state traffic patrol, state motor
16 vehicle inspector, University of ~~Wisconsin~~ Wisconsin-Madison or University of
17 Wisconsin System full-time police officer, guard or any other employee whose
18 principal duties are supervision and discipline of inmates at a state penal institution,
19 excise tax investigator employed by the department of revenue, person employed
20 under s. 61.66 (1), or special criminal investigation agent employed by the
21 department of justice.

22 **SECTION 370.** 40.02 (54) (hm) of the statutes is created to read:

23 40.02 (54) (hm) The University of Wisconsin-Madison.

24 **SECTION 371.** 40.02 (57) of the statutes is amended to read:

1 40.02 (57) "University" means the University of Wisconsin System under ch.
2 36 or the University of Wisconsin-Madison under ch. 37.

3 **SECTION 372.** 40.05 (4) (b) of the statutes is amended to read:

4 40.05 (4) (b) Except as provided under pars. (bc) and (bp), accumulated unused
5 sick leave under ss. 13.121 (4), 36.30, 37.30, 230.35 (2), 233.10, and 757.02 (5) and
6 subch. I, V, or VI of ch. 111 of any eligible employee shall, at the time of death, upon
7 qualifying for an immediate annuity or for a lump sum payment under s. 40.25 (1)
8 or upon termination of creditable service and qualifying as an eligible employee
9 under s. 40.02 (25) (b) 6. or 10., be converted, at the employee's highest basic pay rate
10 he or she received while employed by the state, to credits for payment of health
11 insurance premiums on behalf of the employee or the employee's surviving insured
12 dependents. Any supplemental compensation that is paid to a state employee who
13 is classified under the state classified civil service as a teacher, teacher supervisor,
14 or education director for the employee's completion of educational courses that have
15 been approved by the employee's employer is considered as part of the employee's
16 basic pay for purposes of this paragraph. The full premium for any eligible employee
17 who is insured at the time of retirement, or for the surviving insured dependents of
18 an eligible employee who is deceased, shall be deducted from the credits until the
19 credits are exhausted and paid from the account under s. 40.04 (10), and then
20 deducted from annuity payments, if the annuity is sufficient. The department shall
21 provide for the direct payment of premiums by the insured to the insurer if the
22 premium to be withheld exceeds the annuity payment. Upon conversion of an
23 employee's unused sick leave to credits under this paragraph or par. (bf), the
24 employee or, if the employee is deceased, the employee's surviving insured
25 dependents may initiate deductions from those credits or may elect to delay

1 initiation of deductions from those credits, but only if the employee or surviving
2 insured dependents are covered by a comparable health insurance plan or policy
3 during the period beginning on the date of the conversion and ending on the date on
4 which the employee or surviving insured dependents later elect to initiate
5 deductions from those credits. If an employee or an employee's surviving insured
6 dependents elect to delay initiation of deductions from those credits, an employee or
7 the employee's surviving insured dependents may only later elect to initiate
8 deductions from those credits during the annual enrollment period under par. (be).
9 A health insurance plan or policy is considered comparable if it provides hospital and
10 medical benefits that are substantially equivalent to the standard health insurance
11 plan established under s. 40.52 (1).

12 **SECTION 373.** 40.05 (4) (bm) of the statutes is amended to read:

13 40.05 (4) (bm) Except as provided under par. (bp), accumulated unused sick
14 leave under ss. 36.30, 37.30, and 230.35 (2) or 233.10 of any eligible employee shall,
15 upon request of the employee at the time the employee is subject to layoff under s.
16 40.02 (40), be converted at the employee's highest basic pay rate he or she received
17 while employed by the state to credits for payment of health insurance premiums on
18 behalf of the employee. Any supplemental compensation that is paid to a state
19 employee who is classified under the state classified civil service as a teacher, teacher
20 supervisor or education director for the employee's completion of educational courses
21 that have been approved by the employee's employer is considered as part of the
22 employee's basic pay for purposes of this paragraph. The full amount of the required
23 employee contribution for any eligible employee who is insured at the time of the
24 layoff shall be deducted from the credits until the credits are exhausted, the

1 employee is reemployed, or 5 years have elapsed from the date of layoff, whichever
2 occurs first.

3 **SECTION 374.** 40.05 (4) (bp) 1. of the statutes is amended to read:

4 40.05 (4) (bp) 1. Except as provided in subds. 2. and 3., for sick leave which
5 accumulates beginning on August 1, 1987, conversion under par. (b) or (bm) of
6 accumulated unused sick leave under s. 36.30 or 37.30 to credits for payment of
7 health insurance premiums shall be limited to the annual amounts of sick leave
8 specified in this subdivision. For faculty and academic staff personnel who are
9 appointed to work 52 weeks per year, conversion is limited to 8.5 days of sick leave
10 per year. For faculty and academic staff personnel who are appointed to work 39
11 weeks per year, conversion is limited to 6.4 days of sick leave per year. For faculty
12 and academic staff personnel not otherwise specified, conversion is limited to a
13 number of days of sick leave per year to be determined by the secretary by rule, in
14 proportion to the number of weeks per year appointed to work.

15 **SECTION 375.** 40.05 (4) (bp) 2. of the statutes is amended to read:

16 40.05 (4) (bp) 2. The limits on conversion of accumulated unused sick leave
17 which are specified under subd. 1. may be waived for nonteaching faculty who are
18 appointed to work 52 weeks per year and nonteaching academic staff personnel if the
19 secretary of administration determines that a sick leave accounting system
20 comparable to the system used by the state for employees in the classified service is
21 in effect at the University of Wisconsin–Madison or the institution, as defined in s.
22 36.05 (9), and if the University of Wisconsin–Madison or the institution regularly
23 reports on the operation of its sick leave accounting system to the ~~board of regents~~
24 Board of Regents of the University of Wisconsin System or the Board of Trustees of
25 the University of Wisconsin–Madison.

1 **SECTION 376.** 40.05 (4) (bp) 3. of the statutes is amended to read:

2 40.05 (4) (bp) 3. The limits on conversion of accumulated unused sick leave
3 which are specified under subd. 1. may be waived for teaching faculty or teaching
4 academic staff at the University of Wisconsin–Madison or any institution, as defined
5 in s. 36.05 (9), if the secretary of administration determines all of the following:

6 a. That administrative procedures for the crediting and use of earned sick leave
7 for teaching faculty and teaching academic staff on a standard comparable to a
8 scheduled 40–hour work week are in operation at the University of
9 Wisconsin–Madison or institution.

10 b. That a sick leave accounting system for teaching faculty and teaching
11 academic staff comparable to the system used by state employees in the classified
12 service is in effect at the University of Wisconsin–Madison or institution.

13 c. That the University of Wisconsin–Madison or institution regularly reports
14 on the operation of its sick leave accounting system to the ~~board of regents~~ Board of
15 Regents of the University of Wisconsin System or the Board of Trustees of the
16 University of Wisconsin–Madison.

17 **SECTION 377.** 40.05 (5) (a) of the statutes is amended to read:

18 40.05 (5) (a) For teachers in the unclassified service of the state employed by
19 ~~the board of regents of the university~~ Board of Regents of the University of Wisconsin
20 System or for teachers employed by the Board of Trustees of the University of
21 Wisconsin–Madison, no contribution if the teacher has less than one year of state
22 creditable service and an amount equal to the gross premium for coverage subject to
23 a 130–day waiting period if the teacher has one year or more of state creditable
24 service.

25 **SECTION 378.** 40.05 (5) (b) 4. of the statutes is amended to read:

1 40.05 (5) (b) 4. The accrual and crediting of sick leave shall be determined in
2 accordance with ss. 13.121 (4), 36.30, 37.30, 230.35 (2), 233.10 and 757.02 (5) and
3 subch. I, V, or VI of ch. 111.

4 **SECTION 379.** 40.22 (2) (g) of the statutes is amended to read:

5 40.22 (2) (g) The employee is appointed by the ~~university~~ Board of Regents of
6 the University of Wisconsin System under s. 36.19, by the Board of Trustees of the
7 University of Wisconsin–Madison under s. 37.19 (1), or by the University of
8 Wisconsin Hospitals and Clinics Authority, as a student assistant or employee in
9 training or is appointed by a school or other education system in which the person
10 is regularly enrolled as a student and is attending classes to perform services
11 incidental to the person's course of study at that school or education system.

****NOTE: We changed the cross-reference from s. 37.19 to s. 37.19 (1). Is that okay?

12 **SECTION 380.** 40.22 (2) (h) of the statutes is amended to read:

13 40.22 (2) (h) The employee is teaching while on leave from an educational
14 institution not a part of the University of Wisconsin–Madison or University of
15 Wisconsin System, if the person is a visiting professor, visiting associate professor,
16 visiting assistant professor or visiting lecturer at the university and if the
17 employment at the university is all within 12 consecutive calendar months. If the
18 employment at the university is continued beyond the 12-month period the person
19 shall, at the start of the 13th consecutive calendar month of employment, come under
20 the system for future service.

21 **SECTION 381.** 40.52 (3) of the statutes is amended to read:

22 40.52 (3) The group insurance board, after consulting with the ~~board of regents~~
23 Board of Trustees of the University of Wisconsin–Madison and the Board of Regents
24 of the University of Wisconsin System, shall establish the terms of a health insurance

Board of Trustees or

1 plan for graduate assistants, and for employees-in-training designated by the ~~board~~
2 ~~of regents~~ Board of Regents, who are employed on at least a one-third full-time basis
3 and for teachers who are employed on at least a one-third full-time basis by the
4 University of Wisconsin-Madison or University of Wisconsin System with an
5 expected duration of employment of at least 6 months but less than one year.

6 **SECTION 382.** 40.62 (2) of the statutes is amended to read:

7 40.62 (2) Sick leave accumulation shall be determined in accordance with rules
8 of the department, any collective bargaining agreement under subch. I, V, or VI of
9 ch. 111, and ss. 13.121 (4), 36.30, 37.30, 49.825 (4) (d), 49.826 (4) (d), 230.35 (2),
10 233.10, 757.02 (5) and 978.12 (3).

11 **SECTION 383.** 40.95 (1) (a) 1. of the statutes is amended to read:

12 40.95 (1) (a) 1. The employee accrues accumulated unused sick leave under s.
13 13.121 (4), 36.30, 37.30, 230.35 (2), 233.10 or 757.02 (5).

****NOTE: Other changes to ch. 40 may be necessary to maintain the benefits of UW
employees. Also, changes may be necessary to ensure that current employees maintain
their employment.

14 **SECTION 384.** 44.02 (5g) (a) of the statutes is amended to read:

15 44.02 (5g) (a) Not charge a fee for use of the main library by any member of the
16 historical society, any member of the faculty or academic staff of the University of
17 Wisconsin-Madison or University of Wisconsin System, any student enrolled in the
18 University of Wisconsin-Madison or University of Wisconsin System or any other
19 person exempted by rule of the historical society. The historical society may not
20 charge a fee for use of the main library by any other person unless the historical
21 society submits a fee schedule to the joint committee on finance that includes the
22 specific fee to be charged to different categories of persons and an identification of
23 any persons exempted by rule of the historical society. The fee schedule of the

1 historical society shall be implemented if the committee approves the report, or does
2 not schedule a meeting for the purpose of reviewing the report within 14 working
3 days after receipt of the report.

4 **SECTION 385.** 44.14 (1) of the statutes is amended to read:

5 44.14 (1) It is the purpose of this section to establish a more economical system
6 of handling federal documents in this state in such a way as to effect savings of staff
7 and space to the participating libraries, both state and local; to make such documents
8 more available to more of the people, colleges and libraries of the state, in accordance
9 with the purposes of the federal depository act of 1895 and the needs of the citizens
10 of the state; and to make possible substantial economies in the publication costs of
11 such documents at the federal level as well. To this end the state documents
12 depository established by s. 44.06 may acquire and establish a central state
13 depository and loan collection of federal documents for the benefit of the University
14 of Wisconsin-Madison and ^{the} University of Wisconsin System, the state law library, the
15 depository libraries and such other college and public libraries in this state as may
16 desire to share in the benefits of this loan collection.

17 **SECTION 386.** 44.14 (2) of the statutes is amended to read:

18 44.14 (2) The University of Wisconsin-Madison, the University of Wisconsin
19 System, and the public and other participating libraries, federal regulations
20 permitting, may transfer outright or may loan indefinitely to this central depository
21 any or all federal documents now in their possession which in their opinion are so
22 little used for ready reference purposes as to make their retention unnecessary if
23 copies are available on loan from the central depository loan collection.

24 **SECTION 387.** 45.03 (13) (L) of the statutes is amended to read:

1 45.03 (13) (L) Provide verification to the educational institution of the
2 information required under s. 36.27 (3p) (a), 37.27 (3p) (a), or 38.24 (8) (a).

3 **SECTION 388.** 45.03 (13) (m) of the statutes is amended to read:

4 45.03 (13) (m) Provide verification to the educational institution of the
5 information required under s. 36.27 (3n) (a), 37.27 (3n) (a), or 38.24 (7) (a).

6 **SECTION 389.** 45.20 (1) (d) of the statutes is amended to read:

7 45.20 (1) (d) "Tuition," when referring to the University of Wisconsin-Madison
8 or University of Wisconsin System, means academic fees and segregated fees; when
9 referring to the technical colleges, means "program fees" and "additional fees" as
10 described in s. 38.24 (1m) and (1s); and when referring to a high school, a school that
11 is approved under s. 45.03 (11), or a proprietary school that is approved under s.
12 38.50, means the charge for the courses for which a person is enrolled.

13 **SECTION 390.** 45.60 (3) (b) of the statutes is amended to read:

14 45.60 (3) (b) A funeral director may issue a tuition voucher in the amount of
15 \$25 to an individual who sounds "Taps" on a bugle, trumpet, or cornet during each
16 funeral for which military honors are held in this state for a person described in sub.
17 (1) and who is a student in grades 6 to 12 or at an institution of higher education, as
18 defined under s. 895.515 (1) (b). The tuition voucher may be used at any time for the
19 payment of tuition and required program activity fees at a University of Wisconsin
20 System institution as provided under s. 36.27 (3r), the University of
21 Wisconsin-Madison under s. 37.27 (3r), or a technical college as provided under s.
22 38.24 (6). The department shall encourage private institutions of higher education
23 to accept the vouchers. The vouchers are not transferable.

24 **SECTION 391.** 46.042 of the statutes is amended to read:

1 **46.042 Treatment program for emotionally disturbed children.** The
2 department shall establish a program for the intensive treatment of emotionally
3 disturbed children. The program shall be operated by the Mendota Mental Health
4 Institute and be subject to all federal and state laws, rules, and regulations that
5 apply to the institute. Operational planning shall provide close interrelationship
6 between the department and the University of Wisconsin ~~Medical School of Medicine~~
7 and Public Health for conduct of educational and research programs.

8 **SECTION 392.** 46.21 (2) (b) of the statutes is amended to read:

9 46.21 (2) (b) May make such arrangements with the University of
10 ~~Wisconsin-Madison Medical~~ Wisconsin School of Medicine and Public Health or the
11 Medical College of Wisconsin, or any other duly accredited medical colleges and
12 medical societies for teaching and research in such institutions as in its judgment
13 will best promote the purpose of hospitals and sanatoriums under sub. (4m).

14 **SECTION 393.** 48.84 (1) of the statutes is amended to read:

15 48.84 (1) Before a child may be placed under s. 48.833 for adoption by a
16 proposed adoptive parent who has not previously adopted a child, before a proposed
17 adoptive parent who has not previously adopted a child may petition for placement
18 of a child for adoption under s. 48.837, and before a proposed adoptive parent who
19 has not previously adopted a child may bring a child into this state for adoption under
20 s. 48.839, the proposed adoptive parent shall complete the preadoption preparation
21 required under this section. The preparation shall be provided by a licensed child
22 welfare agency, a licensed private adoption agency, the state adoption information
23 exchange under s. 48.55, the state adoption center under s. 48.55, a state-funded
24 foster care and adoption resource center, a state-funded postadoption resource
25 center, a technical college district school, the University of Wisconsin-Madison, or

1 an institution or college campus within the University of Wisconsin System. If the
2 proposed adoptive parent does not reside in this state, he or she may meet this
3 requirement by obtaining equivalent preparation in his or her state of residence.

4 **SECTION 394.** 49.45 (8r) of the statutes is amended to read:

5 49.45 **(8r)** PAYMENT FOR CERTAIN OBSTETRIC AND GYNECOLOGICAL CARE. The rate
6 of payment for obstetric and gynecological care provided in primary care shortage
7 areas, as defined in s. ~~36.60~~ 37.60 (1) (cm), or provided to recipients of medical
8 assistance who reside in primary care shortage areas, that is equal to 125% of the
9 rates paid under this section to primary care physicians in primary care shortage
10 areas, shall be paid to all certified primary care providers who provide obstetric or
11 gynecological care to those recipients.

12 **SECTION 395.** 50.38 (10) of the statutes is amended to read:

13 50.38 **(10)** In each state fiscal year, the secretary of administration shall
14 transfer from the critical access hospital assessment fund to the Medical Assistance
15 trust fund an amount equal to the amount collected under sub. (2) (b) minus the state
16 share of the amount required to be expended under s. 49.45 (3) (e) 12., minus the
17 amounts appropriated under ~~s. ss. 20.280 (1) (qe) and (qj) and 20.285 (1) (qe) and (qj)~~,
18 and minus any refunds paid to critical access hospitals from the critical access
19 hospital assessment fund under sub. (6m) (a) in that fiscal year.

20 **SECTION 396.** 59.56 (3) (a) of the statutes is amended to read:

21 59.56 **(3)** (a) *Creation.* A board may establish and maintain an educational
22 program in cooperation with the University of Wisconsin System, referred to in this
23 subsection as “University Extension Program”.

24 **SECTION 397.** 59.56 (3) (c) 2. of the statutes is amended to read:

1 59.56 (3) (c) 2. The committee on agriculture and extension education may
2 enter into joint employment agreements with the university extension or with other
3 counties and the university extension if the county funds that are committed in the
4 agreements have been appropriated by the board. Persons so employed under
5 cooperative agreements and approved by the board of regents shall be considered
6 employees of both the county and the University of Wisconsin System.

7 **SECTION 398.** 59.56 (3) (f) 1. (intro.) of the statutes is amended to read:

8 59.56 (3) (f) 1. (intro.) A university extension program is authorized, under the
9 direction and supervision of the county committee on agriculture and extension
10 education, cooperating with the university extension of the University of Wisconsin
11 System, and within the limits of funds provided by the board and cooperating state
12 and federal agencies, to make available the necessary facilities and conduct
13 programs in the following areas:

14 **SECTION 399.** 59.56 (3) (g) of the statutes is amended to read:

15 59.56 (3) (g) *Department of government.* For the purposes of s. 59.22 (2) (d) the
16 university extension program shall be a department of county government and the
17 committee on agriculture and extension education shall be the committee which is
18 delegated the authority to direct and supervise the department. In cooperation with
19 the university extension of the University of Wisconsin System, the committee on
20 agriculture and extension education shall have the responsibility to formulate and
21 execute the university extension program. The university extension shall annually
22 report to the board its activities and accomplishments.

23 **SECTION 400.** 59.56 (4) of the statutes is amended to read:

24 59.56 (4) **UNIVERSITY COLLEGE CAMPUSES.** The board may appropriate money for
25 the construction, remodeling, expansion, acquisition or equipping of land, buildings

1 and facilities for a University of Wisconsin System college campus, as defined in s.
2 36.05 (6m), if the operation of it has been approved by the board of regents.

3 **SECTION 401.** 66.0301 (1) (a) of the statutes is amended to read:

4 66.0301 (1) (a) Except as provided in pars. (b) and (c), in this section
5 “municipality” means the state or any department or agency thereof, the University
6 of Wisconsin-Madison, or any city, village, town, county, school district, public
7 library system, public inland lake protection and rehabilitation district, sanitary
8 district, farm drainage district, metropolitan sewerage district, sewer utility district,
9 solid waste management system created under s. 59.70 (2), local exposition district
10 created under subch. II of ch. 229, local professional baseball park district created
11 under subch. III of ch. 229, local professional football stadium district created under
12 subch. IV of ch. 229, local cultural arts district created under subch. V of ch. 229,
13 transit authority created under s. 66.1039, long-term care district under s. 46.2895,
14 water utility district, mosquito control district, municipal electric company, county
15 or city transit commission, commission created by contract under this section,
16 taxation district, regional planning commission, housing authority created under s.
17 66.1201, redevelopment authority created under s. 66.1333, community
18 development authority created under s. 66.1335, or city-county health department.

19 **SECTION 402.** 66.0703 (6) of the statutes is amended to read:

20 66.0703 (6) A copy of the report when completed shall be filed with the
21 municipal clerk for public inspection. If property of the state or the University of
22 Wisconsin-Madison may be subject to assessment under s. 66.0705, the municipal
23 clerk shall file a copy of the report with the state agency which manages the property
24 or if the property is university property, with the University of Wisconsin-Madison.
25 If the assessment to the property of the state or the University of Wisconsin-Madison

1 for a project, as defined under s. 66.0705 (2), is \$50,000 or more, the state agency or
2 the University of Wisconsin-Madison shall submit a request for approval of the
3 assessment, with its recommendation, to the building commission. The building
4 commission shall review the assessment and shall determine within 90 days of the
5 date on which the commission receives the report if the assessment is just and legal
6 and if the proposed improvement is compatible with state or university plans for the
7 facility which is the subject of the proposed improvement. If the building commission
8 so determines, it shall approve the assessment. No project in which the property of
9 the state or the University of Wisconsin-Madison is assessed at \$50,000 or more may
10 be commenced and no contract on the project may be let without approval of the
11 assessment by the building commission under this subsection. The building
12 commission shall submit a copy of its determination under this subsection to the
13 state agency that manages the property which is the subject of the determination or
14 if the property is university property, to the University of Wisconsin-Madison.

****NOTE: This treatment maintains the existing requirement for the Building Commission to approve special assessments by local governments against state and university property. The power could be given to the UW for assessments levied on UW property, but that would empower the UW to approve its own assessments and would preclude consistent standards from being applied statewide.

15 **SECTION 403.** 66.0705 of the statutes is amended to read:

16 **66.0705 Property of public and private entities subject to special**
17 **assessments. (1) (a)** The property of this state and the University of
18 Wisconsin-Madison, except that held for highway right-of-way purposes or
19 acquired and held for purposes under s. 85.09, and the property of every county, city,
20 village, town, school district, sewerage district or commission, sanitary or water
21 district or commission, or any public board or commission within this state, and of
22 every corporation, company or individual operating any railroad, telegraph,

1 telecommunications, electric light or power system, or doing any of the business
2 mentioned in ch. 76, and of every other corporation or company is in all respects
3 subject to all special assessments for local improvements.

4 (b) Certificates and improvement bonds for special assessments may be issued
5 and the lien of the special assessments enforced against property described in par.
6 (a), except property of the state and the University of Wisconsin–Madison, in the
7 same manner and to the same extent as the property of individuals. Special
8 assessments on property described in par. (a) may not extend to the right, easement
9 or franchise to operate or maintain railroads, telegraph, telecommunications or
10 electric light or power systems in streets, alleys, parks or highways. The amount
11 represented by any certificate or improvement bond issued under this paragraph is
12 a debt due personally from the corporation, company or individual, payable in the
13 case of a certificate when the taxes for the year of its issue are payable, and in the
14 case of a bond according to the terms of the bond.

15 (2) In this subsection, “assessment” means a special assessment on property
16 of this state and the University of Wisconsin–Madison and “project” means any
17 continuous improvement within overall project limits regardless of whether small
18 exterior segments are left unimproved. If the assessment of a project is less than
19 \$50,000, or if the assessment of a project is \$50,000 or more and the building
20 commission approves the assessment under s. 66.0703 (6), the state agency which
21 manages the property or the University of Wisconsin–Madison, if the university
22 manages the property, shall pay the assessment from the revenue source which
23 supports the general operating costs of the agency or program against which the
24 assessment is made or, in the case of the University of Wisconsin–Madison, from any
25 available revenue source.

1 **SECTION 404.** 70.11 (3) (d) of the statutes is created to read:

2 70.11 (3) (d) Notwithstanding the provisions of s. 70.11 (intro.) that relate to
3 leased property or that impose other limitations, all property owned or leased by the
4 University of Wisconsin–Madison, provided that use of the property is primarily
5 related to the purposes of the University of Wisconsin–Madison.

 ****NOTE: We don't think we can create a provision comparable to s. 70.11 (3) (c),
as s. 70.11 (3) (c) refers to "[a]ll buildings, equipment and leasehold interests in lands
described in s. 36.06, 1971 stats., and s. 37.02 (3), 1971 stats.," and, unless we are wrong,
no current law provisions are comparable to the cited provisions under the 1971 stats.
Does the above accomplish your intent? Note that the above is similar to the property tax
exemption for the Wisconsin Aerospace Authority under s. 70.11 (38m).

6 **SECTION 405.** 70.119 (3) (e) of the statutes is amended to read:

7 70.119 (3) (e) "State facilities" means all property owned and operated by the
8 state for the purpose of carrying out usual state functions, including the campus of
9 the University of Wisconsin–Madison and the branch campuses of the university
10 University of Wisconsin system but not including land held for highway
11 right-of-way purposes.

12 **SECTION 406.** 70.119 (4) of the statutes is amended to read:

13 70.119 (4) The department shall be responsible for negotiating with
14 municipalities on payments for municipal services and may delegate certain
15 responsibilities of negotiation to other state agencies or to the University of
16 Wisconsin–Madison or the University of Wisconsin Hospitals and Clinics Authority.
17 Prior to negotiating with municipalities the department shall submit guidelines for
18 negotiation to the committee for approval.

19 **SECTION 407.** 70.58 (1) of the statutes is amended to read:

20 70.58 (1) Except as provided in sub. (2), there is levied an annual tax of
21 two-tenths of one mill for each dollar of the assessed valuation of the property of the
22 state as determined by the department of revenue under s. 70.57, for the purpose of

1 acquiring, preserving and developing the forests of the state and for the purpose of
2 forest crop law and county forest law administration and aid payments, for grants
3 to forestry cooperatives under s. ~~36.56~~ 37.56, and for the acquisition, purchase and
4 development of forests described under s. 25.29 (7) (a) and (b), the proceeds of the tax
5 to be paid into the conservation fund. The tax shall not be levied in any year in which
6 general funds are appropriated for the purposes specified in this section, equal to or
7 in excess of the amount which the tax would produce.

8 **SECTION 408.** 71.07 (5r) (a) 6. a. of the statutes is amended to read:

9 71.07 (5r) (a) 6. a. A University of Wisconsin System institution, the University
10 of Wisconsin-Madison, a technical college system institution, or a regionally
11 accredited 4-year nonprofit college or university having its regional headquarters
12 and principal place of business in this state.

13 **SECTION 409.** 71.10 (5f) (i) of the statutes is amended to read:

14 71.10 (5f) (i) *Appropriations and payment.* From the moneys received from
15 designations for the breast cancer research program, an amount equal to the sum of
16 administrative expenses, including data processing costs, certified under par. (h) 1.
17 shall be deposited in the general fund and credited to the appropriation account
18 under s. 20.566 (1) (hp), and, of the net amount remaining that is certified under par.
19 (h) 3., an amount equal to 50 percent shall be credited to the appropriation account
20 under s. 20.250 (2) (g) and an amount equal to 50 percent shall be ~~credited to the~~
21 ~~appropriation account under s. 20.285 (1) (gm) paid to the University of~~
22 Wisconsin-Madison for breast cancer research conducted by the University of
23 Wisconsin Carbone Cancer Center.

24 **SECTION 410.** 71.10 (5h) (i) of the statutes is amended to read:

1 71.10 (5h) (i) *Appropriations, ~~disbursement of funds to the fund and payment.~~*
2 From the moneys received from designations for the prostate cancer research
3 program, an amount equal to the sum of administrative expenses, including data
4 processing costs, certified under par. (h) 1. shall be deposited in the general fund and
5 credited to the appropriation account under s. 20.566 (1) (hp), and of the net amount
6 remaining that is certified under par. (h) 3. ~~an amount equal to 50 percent~~ shall be
7 credited to the appropriation ~~accounts~~ account under ~~ss. s. 20.250 (2) (h) and 20.285~~
8 (1) ~~(gn)~~ and amount equal to 50 percent shall be paid to the University of
9 Wisconsin-Madison, for the use specified under s. 255.054 (1).

10 **SECTION 411.** 71.26 (1) (be) of the statutes, as affected by 2011 Wisconsin Act
11 7, is amended to read:

12 71.26 (1) (be) *Certain authorities.* Income of the University of Wisconsin
13 Hospitals and Clinics Authority, of the University of Wisconsin-Madison, of the
14 Health Insurance Risk-Sharing Plan Authority, of the Wisconsin Quality Home
15 Care Authority, of the Fox River Navigational System Authority, of the Wisconsin
16 Economic Development Corporation, and of the Wisconsin Aerospace Authority.

 ***NOTE: You instructed us to include the corporate tax exemption in s. 71.26 (1)
(b) (political units). However, because the UW is created as an authority, the above
exemption is appropriate.

17 **SECTION 412.** 71.28 (5r) (a) 6. a. of the statutes is amended to read:

18 71.28 (5r) (a) 6. a. A University of Wisconsin System institution, the University
19 of Wisconsin-Madison, a technical college system institution, or a regionally
20 accredited 4-year nonprofit college or university having its regional headquarters
21 and principal place of business in this state.

22 **SECTION 413.** 71.47 (5r) (a) 6. a. of the statutes is amended to read:

1 71.47 (5r) (a) 6. a. A University of Wisconsin System institution, the University
2 of Wisconsin-Madison, a technical college system institution, or a regionally
3 accredited 4-year nonprofit college or university having its regional headquarters
4 and principal place of business in this state.

5 **SECTION 414.** 73.12 (1) (b) of the statutes is amended to read:

6 73.12 (1) (b) "Vendor" means a person providing goods or services to this state
7 or the University of Wisconsin-Madison under subch. IV or V of ch. 16 or under ch.
8 84.

9 **SECTION 415.** 73.12 (2) of the statutes is amended to read:

10 73.12 (2) REQUEST FOR SETOFF. The department of revenue may request the
11 department of administration to proceed under sub. (3) against any vendor who owes
12 a tax. A request under this subsection consists of identification of the vendor and of
13 the vendor's contracts with this state or the University of Wisconsin-Madison and
14 notice to the vendor of the request for a setoff.

15 **SECTION 416.** 73.12 (3) of the statutes is amended to read:

16 73.12 (3) SETOFF. Upon receipt of a request under sub. (2), the department of
17 administration shall begin to set off against amounts owed by this state or the
18 University of Wisconsin-Madison to a vendor taxes owed to this state by that vendor
19 until those taxes are paid in full. If the secretary of administration determines,
20 within 30 days after receipt of a request for setoff, that the vendor against whom
21 setoff is requested is either an essential supplier of critical commodities or the only
22 vendor from whom a necessary good or service can be obtained and notifies the
23 secretary of revenue of that determination, the department of administration shall
24 waive the right of setoff and the department of administration shall pay to the vendor
25 the amounts set off. The department of administration or the University of

1 Wisconsin-Madison shall, within 30 days after the end of each calendar quarter,
2 transfer to the department of revenue the taxes set off during the previous calendar
3 quarter for deposit in the general fund, or in the transportation fund in respect to
4 taxes owed under ch. 78, and shall notify the department of revenue of the amounts
5 set off against each vendor.

6 **SECTION 417.** 73.12 (5) of the statutes is amended to read:

7 73.12 (5) LIABILITY PRECLUDED. Exchange of information required to administer
8 this section does not result in liability under s. 71.78, 72.06, 77.61 (5), 78.80 (3) or
9 139.38 (6). The department of administration or the University of
10 Wisconsin-Madison is not liable to any vendor because of setoffs under this section.

11 **SECTION 418.** 73.12 (7) of the statutes is amended to read:

12 73.12 (7) TAX IDENTIFICATION INFORMATION. The department of administration
13 and the University of Wisconsin-Madison may collect from vendors and provide to
14 the department of revenue any tax identification information that the department
15 of revenue requires to administer the program under this section.

16 **SECTION 419.** 77.54 (9a) (a) of the statutes, as affected by 2011 Wisconsin Act
17 7, is amended to read:

18 77.54 (9a) (a) This state or any agency thereof, the University of Wisconsin
19 Hospitals and Clinics Authority, the University of Wisconsin-Madison, the
20 Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority,
21 the Wisconsin Quality Home Care Authority, the Wisconsin Economic Development
22 Corporation, and the Fox River Navigational System Authority.

****NOTE: The above exempts the UW from paying state and local sales and use
taxes.

23 **SECTION 420.** 84.27 of the statutes is amended to read:

1 **84.27 Institution roads.** The department may administer a program to
2 improve highways forming convenient connections between the University of
3 Wisconsin System, the University of Wisconsin-Madison, and state charitable or
4 penal institutions, and the state trunk highway system, or to construct roadways
5 under or over state trunk highways that pass through the grounds thereof, or to
6 construct and maintain all drives and roadways on such grounds or the grounds of
7 the state capitol. Within the limitations and for the purposes of this section, work
8 may be performed by or under the supervision or authority of the department, upon
9 the request for such work filed by the ~~board of regents~~ Board of Regents of the
10 University of Wisconsin System, the Board of Trustees of the University of
11 Wisconsin-Madison, or the state boards, commissions, departments or officers,
12 respectively, as to such work in connection with the institution controlled by them.
13 The cost of any work under this section shall be the responsibility of the ~~board of~~
14 ~~regents~~ Board of Regents of the University of Wisconsin System, the Board of
15 Trustees of the University of Wisconsin-Madison, or the state boards, commissions,
16 departments or officers involved.

17 **SECTION 421.** 92.025 (4) of the statutes is amended to read:

18 92.025 (4) INTERIM GOAL: STATE-RUN FARMS. The soil erosion rate on individual
19 cropland fields of farms owned by the University of Wisconsin System, the University
20 of Wisconsin-Madison, or any other department or agency of state government does
21 not exceed the tolerable soil erosion level on or after July 1, 1990.

22 **SECTION 422.** 92.04 (2) (g) of the statutes is amended to read:

23 92.04 (2) (g) *Advise the University of Wisconsin System and University of*
24 Wisconsin-Madison. The board shall advise the University of Wisconsin System and

1 University of Wisconsin–Madison annually on needed research and educational
2 programs relating to soil and water conservation.

3 SECTION 423. 92.05 (3) (d) of the statutes is amended to read:

4 92.05 (3) (d) *Advise University of Wisconsin System and University of*
5 *Wisconsin–Madison*. The department shall advise the University of Wisconsin
6 System and University of Wisconsin–Madison annually on developing research and
7 educational programs relating to soil and water conservation.

8 SECTION 424. 92.07 (5) of the statutes is amended to read:

9 92.07 (5) EDUCATIONAL AND OTHER PROGRAMS. Each land conservation
10 committee may encourage research and educational, informational and public
11 service programs, advise the University of Wisconsin–Madison and University of
12 Wisconsin System on educational needs and assist the University of
13 Wisconsin–Madison and University of Wisconsin System and the department in
14 implementing educational programs under ss. ~~36.25~~ 37.25 (7), 59.56 (3) and 92.05.

****NOTE: Given that s. 36.25 (7) is transferred to s. 37.25 (7), is it okay to refer to
both the UW and the UW System in the above?

15 SECTION 425. 101.123 (2) (d) 4. of the statutes is amended to read:

16 101.123 (2) (d) 4. A location that is 25 feet or less from a residence hall or
17 dormitory that is owned or operated by the Board of Regents of the University of
18 Wisconsin System or Board of Trustees of the University of Wisconsin–Madison.

19 SECTION 426. 101.14 (4) (b) 3. a. of the statutes is amended to read:

20 101.14 (4) (b) 3. a. Every residence hall and dormitory over 60 feet in height,
21 the initial construction of which was begun before April 26, 2000, that is owned or
22 operated by the ~~board of regents~~ Board of Regents of the University of Wisconsin
23 System or the Board of Trustees of the University of Wisconsin–Madison to contain

1 an automatic fire sprinkler system on each floor by January 1, 2006, except that
2 those rules shall not apply to Ogg Residence Hall at the University of
3 Wisconsin–Madison until January 1, 2008.

4 **SECTION 427.** 101.14 (4) (b) 3. b. of the statutes is amended to read:

5 101.14 (4) (b) 3. b. Every residence hall and dormitory, the initial construction
6 of which is begun on or after April 26, 2000, that is owned or operated by the ~~board~~
7 ~~of regents~~ Board of Regents of the University of Wisconsin System or the Board of
8 Trustees of the University of Wisconsin–Madison to have an automatic fire sprinkler
9 system installed on each floor at the time the residence hall or dormitory is
10 constructed.

11 **SECTION 428.** 101.14 (4) (b) 3. c. of the statutes is amended to read:

12 101.14 (4) (b) 3. c. Every residence hall and dormitory over 60 feet in height,
13 the initial construction of which was begun before January 7, 2006, that is owned or
14 operated by an institution of higher education, other than a residence hall or
15 dormitory that is owned or operated by the Board of Regents of the University of
16 Wisconsin System or the Board of Trustees of the University of Wisconsin–Madison,
17 to contain an automatic fire sprinkler system on each floor by January 1, 2014.

18 **SECTION 429.** 101.14 (4) (b) 3. d. of the statutes is amended to read:

19 101.14 (4) (b) 3. d. Every residence hall and dormitory, the initial construction
20 of which is begun on or after January 7, 2006, that is owned or operated by an
21 institution of higher education, other than a residence hall or dormitory that is
22 owned or operated by the Board of Regents of the University of Wisconsin System or
23 the Board of Trustees of the University of Wisconsin–Madison, to have an automatic
24 fire sprinkler system installed on each floor at the time the residence hall or
25 dormitory is constructed.

1 **SECTION 430.** 111.81 (7) (h) of the statutes is created to read:

2 111.81 **(7)** (h) Staff appointed by the Board of Trustees of the University of
3 Wisconsin–Madison under s. 37.19 **(1)**, except limited term employees, sessional
4 employees, project employees, supervisors, management employees, and individuals
5 who are privy to confidential matters affecting the employer–employee relationship.

***NOTE: We changed the cross-reference from s. 37.19 (2) to s. 37.19 (1). Is that
okay?

6 **SECTION 431.** 111.81 (8) of the statutes is amended to read:

7 111.81 **(8)** “Employer” means the state of Wisconsin, or, with respect to the
8 employees under sub. (7) (h), the University of Wisconsin–Madison.

9 **SECTION 432.** 111.81 (15m) of the statutes is amended to read:

10 111.81 **(15m)** “Program assistant” or “project assistant” means a graduate
11 student enrolled in the University of Wisconsin System or at the University of
12 Wisconsin–Madison who is assigned to conduct research, training, administrative
13 responsibilities or other academic or academic support projects or programs, except
14 regular preparation of instructional materials for courses or manual or clerical
15 assignments, under the supervision of a member of the faculty or academic staff, as
16 defined in s. 36.05 (1) or (8) or 37.01 (5), primarily for the benefit of the university,
17 faculty or academic staff supervisor or a granting agency. “Project assistant” or
18 “program assistant” does not include a graduate student who does work which is
19 primarily for the benefit of the student’s own learning and research and which is
20 independent or self-directed.

21 **SECTION 433.** 111.81 (17m) of the statutes is amended to read:

22 111.81 **(17m)** “Research assistant” means a graduate student enrolled in the
23 University of Wisconsin System or at the University of Wisconsin–Madison who is

1 receiving a stipend to conduct research that is primarily for the benefit of the
2 student's own learning and research and which is independent or self-directed, but
3 does not include students provided fellowships, scholarships, or traineeships which
4 are distributed through other titles such as advanced opportunity fellow, fellow,
5 scholar, or trainee, and does not include students with either an F-1 or a J-1 visa
6 issued by the federal department of state.

7 **SECTION 434.** 111.81 (19m) of the statutes is amended to read:

8 111.81 **(19m)** "Teaching assistant" means a graduate student enrolled in the
9 University of Wisconsin System or at the University of Wisconsin–Madison who is
10 regularly assigned teaching and related responsibilities, other than manual or
11 clerical responsibilities, under the supervision of a member of the faculty as defined
12 in s. 36.05 (8) or 37.01 (5).

13 **SECTION 435.** 111.815 (1) of the statutes is amended to read:

14 111.815 **(1)** In the furtherance of this subchapter, the state shall be considered
15 as a single employer and employment relations policies and practices throughout the
16 state service shall be as consistent as practicable. The office shall negotiate and
17 administer collective bargaining agreements except that the department of health
18 services, subject to the approval of the federal centers for medicare and medicaid
19 services to use collective bargaining as the method of setting rates for
20 reimbursement of home care providers, shall negotiate and administer collective
21 bargaining agreements entered into with the collective bargaining unit specified in
22 s. 111.825 (2g). To coordinate the employer position in the negotiation of agreements,
23 the office, or the department of health services with regard to collective bargaining
24 agreements entered into with the collective bargaining unit specified in s. 111.825
25 (2g), shall maintain close liaison with the legislature relative to the negotiation of

1 agreements and the fiscal ramifications of those agreements. Except with respect
2 to the collective bargaining units specified in s. 111.825 (1g), (1m), (2) (f), and (2g),
3 the office is responsible for the employer functions of the executive branch under this
4 subchapter, and shall coordinate its collective bargaining activities with operating
5 state agencies on matters of agency concern. The legislative branch shall act upon
6 those portions of tentative agreements negotiated by the office that require
7 legislative action. With respect to the collective bargaining units specified in s.
8 111.825 (1g), the University of Wisconsin–Madison is responsible for the employer
9 functions under this subchapter. With respect to the collective bargaining units
10 specified in s. 111.825 (1m), the University of Wisconsin Hospitals and Clinics Board
11 is responsible for the employer functions under this subchapter. With respect to the
12 collective bargaining unit specified in s. 111.825 (2) (f), the governing board of the
13 charter school established by contract under s. 118.40 (2r) (cm) is responsible for the
14 employer functions under this subchapter. With respect to the collective bargaining
15 unit specified in s. 111.825 (2g), the department of health services is responsible for
16 the employer functions of the executive branch under this subchapter.

17 **SECTION 436.** 111.815 (2) of the statutes is amended to read:

18 111.815 (2) In the furtherance of the policy under s. 111.80 (4), the director of
19 the office shall, together with the appointing authorities or their representatives,
20 represent the state in its responsibility as an employer under this subchapter except
21 with respect to negotiations in the collective bargaining units specified in s. 111.825
22 (1g), (1m), (2) (f), and (2g). The director of the office shall establish and maintain,
23 wherever practicable, consistent employment relations policies and practices
24 throughout the state service.

25 **SECTION 437.** 111.825 (1g) of the statutes is created to read:

1 111.825 (1g) Collective bargaining units at the University of
2 Wisconsin–Madison are structured with one or more collective bargaining units for
3 each of the following groups:

4 (a) Program assistants; project assistants; and teaching assistants of the
5 University of Wisconsin–Madison.

6 (b) Research assistants of the University of Wisconsin–Madison.

7 (c) Employees under s. 111.81 (7) (h) who are not included under par. (a) or (b).

8 **SECTION 438.** 111.825 (2) (a) of the statutes is amended to read:

9 111.825 (2) (a) The program, project and teaching assistants of the University
10 of Wisconsin–Madison and the University of Wisconsin–Extension.

11 **SECTION 439.** 111.825 (2) (g) of the statutes is amended to read:

12 111.825 (2) (g) Research assistants of the University of Wisconsin–Madison
13 and University of Wisconsin–Extension.

14 **SECTION 440.** 111.825 (3) of the statutes is amended to read:

15 111.825 (3) The commission shall assign employees to the appropriate
16 collective bargaining units set forth in subs. (1), (1g), (1m), (2), and (2g).

17 **SECTION 441.** 111.825 (4) of the statutes is amended to read:

18 111.825 (4) Any labor organization may petition for recognition as the exclusive
19 representative of a collective bargaining unit specified in sub. (1), (1g), (1m), (2), or
20 (2g) in accordance with the election procedures set forth in s. 111.83, provided the
21 petition is accompanied by a 30% showing of interest in the form of signed
22 authorization cards. Each additional labor organization seeking to appear on the
23 ballot shall file petitions within 60 days of the date of filing of the original petition
24 and prove, through signed authorization cards, that at least 10% of the employees
25 in the collective bargaining unit want it to be their representative.

1 **SECTION 442.** 111.84 (2) (c) of the statutes is amended to read:

2 111.84 (2) (c) To refuse to bargain collectively on matters set forth in s. 111.91
3 (1) with the duly authorized officer or agent of the employer which is the recognized
4 or certified exclusive collective bargaining representative of employees specified in
5 s. 111.81 (7) (a) in an appropriate collective bargaining unit or with the certified
6 exclusive collective bargaining representative of employees specified in s. 111.81 (7)
7 (b) to ~~(g)~~ (h) in an appropriate collective bargaining unit. Such refusal to bargain
8 shall include, but not be limited to, the refusal to execute a collective bargaining
9 agreement previously orally agreed upon.

10 **SECTION 443.** 111.915 of the statutes is amended to read:

11 **111.915 Labor proposals.** ~~The Except with respect to a collective bargaining~~
12 ~~unit specified in s. 111.825 (1g), the~~ director of the office shall notify and consult with
13 the joint committee on employment relations, in such form and detail as the
14 committee requests, regarding substantial changes in wages, employee benefits,
15 personnel management, and program policy contract provisions to be included in any
16 contract proposal to be offered to any labor organization by the state or to be agreed
17 to by the state before such proposal is actually offered or accepted.

18 **SECTION 444.** 111.92 (1) (am) of the statutes is created to read:

19 111.92 (1) (am) Any tentative agreement reached between the University of
20 Wisconsin–Madison, acting for the state, and any labor organization representing a
21 collective bargaining unit specified in s. 111.825 (1g) shall, after official ratification
22 by the labor organization, be executed by the parties.

23 **SECTION 445.** 111.93 (2) of the statutes is amended to read:

24 111.93 (2) All civil service and other applicable statutes concerning wages,
25 fringe benefits, hours and conditions of employment apply to employees specified in

1 s. 111.81 (7) (a) who are not included in collective bargaining units for which a
2 representative is recognized or certified and to employees specified in s. 111.81 (7)
3 (b) to (f) and (h) who are not included in a collective bargaining unit for which a
4 representative is certified.

5 **SECTION 446.** 111.93 (3) of the statutes is amended to read:

6 111.93 (3) Except as provided in ss. 7.33 (4), 40.05, 40.80 (3), 111.91 (1) (cm),
7 230.35 (2d) and (3) (e) 6., and 230.88 (2) (b), if a collective bargaining agreement
8 exists between the employer and a labor organization representing employees in a
9 collective bargaining unit, the provisions of that agreement shall supersede the
10 provisions of civil service and other applicable statutes, as well as rules and policies
11 of the ~~board of regents~~ Board of Regents of the University of Wisconsin System and
12 rules and policies of the Board of Trustees of the University of Wisconsin–Madison,
13 related to wages, fringe benefits, hours, and conditions of employment whether or
14 not the matters contained in those statutes, rules, and policies are set forth in the
15 collective bargaining agreement.

16 **SECTION 447.** 111.935 (2) of the statutes is amended to read:

17 111.935 (2) Notwithstanding s. 111.83 (2), the commission shall establish a
18 procedure whereby research assistants may determine whether to form themselves
19 into collective bargaining units under s. 111.825 (1g) (b) or (2) (g), (h), or (i) by
20 authorization cards in lieu of secret ballot. The procedure shall provide that once a
21 majority of research assistants have indicated their preference on the authorization
22 cards to form themselves into a collective bargaining unit, the collective bargaining
23 unit is established.

****NOTE: This subch. V of chapter 111 is substantially affected by the Special
Session Budget Repair Bill. It will need to be reconciled with the Act; I have not included
those treatments because it may be amended as it travels through the legislative process.

Subchapter VI is being repealed by that bill. If any part is not repealed, we will amend those sections in this bill after the budget repair bill passes both houses.

1 **SECTION 448.** 115.297 (1) (a) of the statutes is amended to read:

2 115.297 (1) (a) “Agencies” means the department, the ~~board of regents~~ Board
3 of Regents of the University of Wisconsin System, the Board of Trustees of the
4 University of Wisconsin–Madison, the technical college system board, and the
5 Wisconsin Association of Independent Colleges and Universities.

6 **SECTION 449.** 115.43 (2) (b) of the statutes is amended to read:

7 115.43 (2) (b) From the appropriation under s. 20.255 (3) (fz), award precollege
8 scholarships, on a competitive basis, to economically disadvantaged pupils who
9 enroll in a technical college or in college or university classes or programs designed
10 to improve academic skills that are essential for success in postsecondary school
11 education. The state superintendent shall give preference to economically
12 disadvantaged pupils who are inadequately represented in the technical college and
13 University of Wisconsin Systems and the University of Wisconsin–Madison.

14 **SECTION 450.** 116.01 of the statutes is amended to read:

15 **116.01 Purpose.** The organization of school districts in Wisconsin is such that
16 the legislature recognizes the need for a service unit between the school district and
17 the state superintendent. The cooperative educational service agencies are designed
18 to serve educational needs in all areas of Wisconsin by serving as a link both between
19 school districts and between school districts and the state. Cooperative educational
20 service agencies may provide leadership, coordination, and education services to
21 school districts, University of Wisconsin System institutions, the University of
22 Wisconsin–Madison, and technical colleges. Cooperative educational service
23 agencies may facilitate communication and cooperation among all public, private,

1 and tribal schools, and all public and private agencies and organizations, that
2 provide services to pupils.

3 **SECTION 451.** 116.032 (1) of the statutes is amended to read:

4 116.032 (1) Subject to subs. (2) to (5), for the purpose of providing services to
5 pupils, a board of control may contract with school districts, University of Wisconsin
6 System institutions, the University of Wisconsin–Madison, technical college district
7 boards, private schools, tribal schools, and agencies or organizations that provide
8 services to pupils. A board of control may also contract with one or more school
9 boards to operate a charter school under s. 118.40 (3) (c).

10 **SECTION 452.** 118.40 (2r) (b) 1. g. of the statutes is created to read:

11 118.40 (2r) (b) 1. g. The chancellor of the University of Wisconsin–Madison.

12 **SECTION 453.** 118.55 (1) of the statutes is amended to read:

13 118.55 (1) DEFINITION. In this section, “institution of higher education” means
14 an institution within the University of Wisconsin System, the University of
15 Wisconsin–Madison, a tribally controlled college or a private, nonprofit institution
16 of higher education located in this state.

17 **SECTION 454.** 118.55 (5) (a) of the statutes is amended to read:

18 118.55 (5) (a) If the pupil is attending an institution within the University of
19 Wisconsin System or the University of Wisconsin–Madison, the actual cost of tuition,
20 fees, books and other necessary materials directly related to the course.

21 **SECTION 455.** 125.02 (3m) of the statutes is amended to read:

22 125.02 (3m) “Campus” has the meaning given under s. 36.05 (3) and s. 37.01
23 (4).

24 **SECTION 456.** 146.59 (2) (b) of the statutes is amended to read:

1 146.59 (2) (b) If a contractual services agreement is terminated under s. 233.04
2 (4m) (b), the University of Wisconsin Hospitals and Clinics Board may negotiate and
3 enter into a contractual services agreement with the University of Wisconsin
4 Hospitals and Clinics Authority or the ~~board of regents~~ Board of Trustees of the
5 University of ~~Wisconsin System~~ Wisconsin-Madison under s. 233.04 (4m) (b).

6 **SECTION 457.** 160.50 (1m) of the statutes is amended to read:

7 160.50 (1m) FUNDING FOR GROUNDWATER RESEARCH. The groundwater
8 coordinating council shall advise the secretary of administration on the allocation of
9 funds appropriated to the ~~board of regents~~ Board of Regents of the University of
10 Wisconsin System under s. 20.285 (1) (a) and the Board of Trustees of the University
11 of Wisconsin-Madison under s. 20.280 (1) (a) for groundwater research.

12 **SECTION 458.** 165.25 (8r) of the statutes is created to read:

13 165.25 (8r) BOARD OF TRUSTEES OF THE UNIVERSITY OF WISCONSIN. In subs. (1),
14 (1m), (6) and (6m), treat the Board of Trustees of the University of
15 Wisconsin-Madison as a department of state government and any official, employee,
16 or agent of the Board of Trustees as a state official, employee or agent.

17 **SECTION 459.** 174.13 (2) of the statutes is amended to read:

18 174.13 (2) Any officer or pound which has custody of an unclaimed dog may
19 release the dog to the University of Wisconsin System, the University of
20 Wisconsin-Madison, the Medical College of Wisconsin, Inc., or to any other
21 educational institution of higher learning chartered under the laws of the state and
22 accredited to the University of Wisconsin System or University of
23 Wisconsin-Madison, upon requisition by the institution. The requisition shall be in
24 writing, shall bear the signature of an authorized agent, and shall state that the dog
25 is requisitioned for scientific or educational purposes. If a requisition is made for a

1 greater number of dogs than is available at a given time, the officer or pound may
2 supply those immediately available and may withhold from other disposition all
3 unclaimed dogs coming into the officer's or pound's custody until the requisition is
4 fully discharged, excluding impounded dogs as to which ownership is established
5 within a reasonable period. A dog left by its owner for disposition is not considered
6 an unclaimed dog under this section. If operated by a county, city, village or town,
7 the officer or pound is entitled to the payment of \$1 for each dog requisitioned. An
8 institution making a requisition shall provide for the transportation of the dog.

9 **SECTION 460.** 227.01 (1) of the statutes is amended to read:

10 227.01 (1) "Agency" means a board, commission, committee, department or
11 officer in the state government, except the governor, a district attorney, or a military
12 or judicial officer, and in subch. II includes the Board of Trustees of the University
13 of Wisconsin–Madison with respect to rules promulgated under s. 37.11 (1m) (a), (c),
14 and (cm) and (8).

15 **SECTION 461.** 230.03 (3) of the statutes, as affected by 2011 Wisconsin Act 7,
16 is amended to read:

17 230.03 (3) "Agency" means any board, commission, committee, council, or
18 department in state government or a unit thereof created by the constitution or
19 statutes if such board, commission, committee, council, department, unit, or the
20 head thereof, is authorized to appoint subordinate staff by the constitution or
21 statute, except a legislative or judicial board, commission, committee, council,
22 department, or unit thereof or an authority created under subch. II of ch. 114 or
23 subch. III of ch. 149 or under ch. 37, 52, 231, 232, 233, 234, 235, 237, 238, or 279.

24 "Agency" does not mean any local unit of government or body within one or more local

1 units of government that is created by law or by action of one or more local units of
2 government.

3 **SECTION 462.** 233.01 (3) of the statutes is repealed.

4 **SECTION 463.** 233.01 (3m) of the statutes is created to read:

5 233.01 (3m) “Board of Trustees” means the Board of Trustees of the University
6 of Wisconsin–Madison.

7 **SECTION 464.** 233.01 (6) of the statutes is amended to read:

8 233.01 (6) “Lease agreement” means the lease agreement that is required to
9 be entered into between the board of directors and the ~~board of regents~~ Board of
10 Trustees under s. 233.04 (7) or a lease agreement that is entered into between the
11 board of directors and the ~~board of regents~~ Board of Trustees under s. 233.04 (7g).

12 **SECTION 465.** 233.01 (7) of the statutes is amended to read:

13 233.01 (7) “On–campus facilities” means facilities that are located on land
14 owned by the state or the University of Wisconsin–Madison, that are under the
15 control of the ~~board of regents~~ the Board of Trustees and that are primarily related
16 to the operation of the University of Wisconsin ⁵Hospitals and Clinics and its related
17 services.

****NOTE: This treatment, together with s. 13.48 (28), stats., maintains existing law
that requires the Building Commission to avoid contracting state debt for facilities
intended for use by UWHCA that would be located on existing campus property.

18 **SECTION 466.** 233.02 (1) (b) of the statutes is amended to read:

19 233.02 (1) (b) Three members of the ~~board of regents~~ Board of Trustees
20 appointed by the ~~president~~ chairperson of the ~~board of regents~~ Board of Trustees.

21 **SECTION 467.** 233.02 (1) (d) of the statutes is amended to read:

22 233.02 (1) (d) The dean of the University of ~~Wisconsin–Madison~~ Medical
23 Wisconsin School of Medicine and Public Health.

1 **SECTION 468.** 233.02 (1) (e) of the statutes is amended to read:

2 233.02 (1) (e) A chairperson of a department at the University of
3 ~~Wisconsin-Madison Medical~~ Wisconsin School of Medicine and Public Health,
4 appointed by the chancellor of the University of Wisconsin-Madison.

5 **SECTION 469.** 233.02 (1) (f) of the statutes is amended to read:

6 233.02 (1) (f) A faculty member of a health professions school of the University
7 of Wisconsin-Madison ~~health professions school~~, other than the University of
8 ~~Wisconsin-Madison Medical~~ Wisconsin School of Medicine and Public Health,
9 appointed by the chancellor of the University of Wisconsin-Madison.

10 **SECTION 470.** 233.03 (2) of the statutes is amended to read:

11 233.03 (2) Sue and be sued; have a seal and alter the seal at pleasure; have
12 perpetual existence; maintain an office; negotiate and enter into leases; accept gifts
13 or grants, but not including research grants in which the grant investigator is an
14 employee of the ~~board of regents~~ Board of Trustees; accept bequests or loans; accept
15 and comply with any lawful conditions attached to federal financial assistance; and
16 make and execute other instruments necessary or convenient to the exercise of the
17 powers of the authority.

18 **SECTION 471.** 233.03 (10) of the statutes is amended to read:

19 233.03 (10) Enter into procurement contracts with the ~~board of regents~~ Board
20 of Trustees or joint contracts with the ~~board of regents~~ Board of Trustees for
21 procurements from 3rd parties and may enter into other contracts, rental
22 agreements and cooperative agreements and other necessary arrangements with the
23 ~~board of regents~~ Board of Trustees which may be necessary and convenient for the
24 missions, purposes, objects and uses of the authority authorized by law.

25 **SECTION 472.** 233.04 (1) of the statutes is amended to read: