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1 ~~of commerce under s. 560.07 (2m)~~ Wisconsin Economic Development Corporation,
2 the technical college system board and the University of Wisconsin-Extension, the
3 board shall create, as needed, educational programs to provide training in the
4 management of employee-owned businesses and shall provide technical assistance
5 to employee-owned businesses in matters affecting their management and business
6 operations, including assistance with governmental relations and assistance in
7 obtaining management, technical and financial assistance.

8 **SECTION 987.** 36.25 (30) of the statutes is amended to read:

9 36.25 (30) POLLUTION PREVENTION. The board shall maintain in the extension
10 a solid and hazardous waste education center to promote pollution prevention, as
11 defined in s. 299.13 (1) (dm). In cooperation with the department of natural resources
12 ~~and the department of commerce,~~ the center shall conduct an education and
13 technical assistance program to promote pollution prevention in this state.

14 **SECTION 988.** 36.25 (30m) of the statutes is renumbered 37.25 (30m) and
15 amended to read:

16 37.25 (30m) AGRICULTURAL TECHNOLOGY AND FAMILY FARM PROGRAMS. The board
17 may establish agricultural technology and family farm programs in the College of
18 Agricultural and Life Sciences at the ~~University of Wisconsin-Madison~~ university.

19 **SECTION 989.** 36.25 (34) of the statutes is renumbered 37.25 (34) and amended
20 to read:

21 37.25 (34) CENTER FOR URBAN LAND ECONOMICS RESEARCH. The board shall
22 establish a center for urban land economics research in the School of Business at the
23 ~~University of Wisconsin-Madison~~ university to conduct research and undertake
24 educational, public outreach and grant activities related to real estate and urban
25 land economics.

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1 **SECTION 990.** 36.25 (35m) of the statutes is renumbered 37.25 (35m) and
2 amended to read:

3 **37.25 (35m) HERBARIUM.** The board shall maintain an herbarium at the
4 ~~University of Wisconsin-Madison~~ university to be known as the "Wisconsin State
5 Herbarium".

6 **SECTION 991.** 36.25 (37) of the statutes is renumbered 37.25 (37) and amended
7 to read:

8 **37.25 (37) AREA HEALTH EDUCATION CENTER.** The board shall maintain at the
9 ~~University of Wisconsin-Madison~~ university an area health education center to
10 support community-based primary care training programs.

11 **SECTION 992.** 36.25 (42) of the statutes is renumbered 37.25 (42) and amended
12 to read:

13 **37.25 (42) DISTINGUISHED CHAIR OF MILITARY HISTORY.** The board shall establish
14 a distinguished chair of military history at the ~~University of Wisconsin-Madison~~
15 university.

16 **SECTION 993.** 36.25 (49m) of the statutes is renumbered 37.25 (49m), and 37.25
17 (49m) (a) 1. and (c), as renumbered, are amended to read:

18 **37.25 (49m) (a) 1.** "Center" means the Center on Education and Work at the
19 ~~University of Wisconsin-Madison~~ university.

20 (c) The center shall evaluate the effectiveness of the program during the pilot
21 period in promoting careers in math, science, agricultural education, technology
22 education, and information technology. If, based on the results of the evaluation, the
23 center determines that the program has been effective in promoting such careers, the
24 center may continue the program after the pilot period and may expand the program
25 by allowing participation by additional classrooms. The center shall prepare a report

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1 regarding the evaluation and describing whether the center has continued or
2 expanded the program, and submit the report to the appropriate standing
3 committees of the legislature under s. 13.172 (3), the department of public
4 instruction, and the department of workforce development, ~~and the department of~~
5 ~~commerce.~~

6 **SECTION 994.** 36.25 (53) of the statutes is amended to read:

7 36.25 (53) BUSINESS PLAN COMPETITION. The board shall use the moneys
8 appropriated under s. 20.285 (1) (eb) to support a business plan competition program
9 existing on May 25, 2010, at institutions and college campuses ~~other than the~~
10 ~~University of Wisconsin-Madison~~ that makes entrepreneurial expertise available to
11 students and that has ties to campus-based business plan contests and national
12 organizations that foster student entrepreneurship. The board may use the moneys
13 only if the board receives matching funds for the same purpose from private
14 contributions.

15 **SECTION 995.** 36.27 (2) (cr) of the statutes is repealed.

16 **SECTION 996.** 36.27 (3n) (b) (intro.) of the statutes is amended to read:

17 36.27 (3n) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the
18 board shall grant full remission of academic fees and segregated fees for 128 credits
19 or 8 semesters, whichever is longer, less the number of credits or semesters for which
20 the person received remission of fees under s. 38.24 (7) ~~and, but not~~ less the amount
21 of any academic fees or segregated fees paid under 38 USC 3319, to any resident
22 student who is also any of the following:

23 **SECTION 997.** 36.27 (3n) (b) (intro.) of the statutes, as affected by 2011
24 Wisconsin Act (this act), is amended to read:

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1 36.27 (3n) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the
2 board shall grant full remission of academic fees and segregated fees for 128 credits
3 or 8 semesters, whichever is longer, less the number of credits or semesters for which
4 the person received remission of fees under ~~s. ss. 37.27 (3n) (b) and~~ 38.24 (7), but not
5 less the amount of any academic fees or segregated fees paid under 38 USC 3319, to
6 any resident student who is also any of the following:

7 **SECTION 998.** 36.27 (3p) (b) of the statutes is amended to read:

8 36.27 (3p) (b) Except as provided in par. (bg), the board shall grant full
9 remission of nonresident tuition, academic fees, and segregated fees charged for 128
10 credits or 8 semesters, whichever is longer, less the number of credits or semesters
11 for which the person received remission of fees under s. 38.24 (8) and, but not less
12 the amount of any academic fees or segregated fees paid under 10 USC 2107 (c), 38
13 USC 3104 (a) (7) (A), or 38 USC 3313, to any student who is a veteran.

14 **SECTION 999.** 36.27 (3p) (b) of the statutes, as affected by 2011 Wisconsin Act
15 (this act), is amended to read:

16 36.27 (3p) (b) Except as provided in par. (bg), the board shall grant full
17 remission of nonresident tuition, academic fees, and segregated fees charged for 128
18 credits or 8 semesters, whichever is longer, less the number of credits or semesters
19 for which the person received remission of fees under ~~s. ss. 37.27 (3p) (b) and~~ 38.24
20 (8), but not less the amount of any academic fees or segregated fees paid under 10
21 USC 2107 (c), 38 USC 3104 (a) (7) (A), or 38 USC 3313, to any student who is a
22 veteran.

23 **SECTION 1000.** 36.29 (5) (a) of the statutes is renumbered 36.29 (5) and
24 amended to read:

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1 36.29 (5) ~~Except as provided in par. (b), the~~ The board may not acquire or make
2 a commitment to operate any golf course not owned by the board prior to July 2, 1983,
3 without specific authorization by the legislature.

4 **SECTION 1001.** 36.29 (5) (b) of the statutes is repealed.

5 **SECTION 1002.** 36.33 of the statutes is renumbered 37.33, and 37.33 (1) and (4),
6 as renumbered, are amended to read:

7 37.33 (1) LEGISLATIVE INTENT. The legislature finds and determines that,
8 because of the problems resulting from the development of the city of Madison
9 around certain agricultural lands of the ~~University of Wisconsin-Madison~~
10 university, the desirability of consolidating lands used for agricultural instruction,
11 research and extension purposes, the desirability of disposing of agricultural lands
12 no longer needed by the university and the need for land of better quality and of
13 greater quantity for the purpose of improving and expanding agricultural research,
14 it is in the public interest for the board to sell or lease, in whole or in part, the
15 agricultural lands and improvements thereon owned by the board and located in
16 sections 19, 20 and 30, township 7 north, range 9 east, Dane County; sections 25 and
17 27, township 7 north, range 8 east, Dane County; sections 34 and 35, township 38
18 north, range 11 east, Oneida County; and section 22, township 22 north, range 8 east,
19 Portage County; and to purchase other agricultural lands outside of the Madison
20 urban area and to construct thereon the necessary buildings and improvements. The
21 foregoing policy determination is made without reference to or intention of limiting
22 the powers which the board may otherwise have.

23 (4) PROCEEDS. The net proceeds from the sale of agricultural lands and
24 improvements authorized by this section shall be devoted to the purchase of land and
25 construction of improvements contemplated in sub. (1) ~~but of any excess of revenue~~

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1 ~~beyond the amount required for this purpose a sum not to exceed \$7,200,000 shall~~
2 ~~constitute a nonlapsible fund for the purpose of erecting facilities for research and~~
3 ~~instruction in animal husbandry, agricultural engineering and agricultural and life~~
4 ~~sciences at the University of Wisconsin-Madison, and such funds shall become~~
5 ~~available upon consent and recommendation of the board and authorization by the~~
6 ~~building commission.~~

7 **SECTION 1003.** 36.335 of the statutes is amended to read:

8 **36.335 Sale of other land; buildings and structures.** ~~Except as provided~~
9 ~~in s. 36.33, if~~ If the Board of Regents of the University of Wisconsin System board
10 sells any real property under its jurisdiction during the period beginning on October
11 27, 2007, and ending on June 30, 2009, and the period beginning on July 1, 2009, the
12 board shall credit the net proceeds of the sale to the appropriation account under s.
13 20.285 (1) (iz) except that if there is any outstanding public debt used to finance the
14 acquisition, construction, or improvement of any property that is sold, the board
15 shall deposit a sufficient amount of the net proceeds from the sale of the property in
16 the bond security and redemption fund under s. 18.09 to repay the principal and pay
17 the interest on the debt, and any premium due upon refunding any of the debt. If
18 the property was acquired, constructed, or improved with federal financial
19 assistance, the board shall pay to the federal government any of the net proceeds
20 required by federal law. If the property was acquired by gift or grant or acquired with
21 gift or grant funds, the board shall adhere to any restriction governing use of the
22 proceeds.

23 **SECTION 1004.** 36.34 (1) (a) 3. of the statutes is amended to read:

24 36.34 (1) (a) 3. Is a Hispanic, as defined in s. ~~560.036~~ 490.04 (1) (d).

25 **SECTION 1005.** 36.34 (1) (c) of the statutes is repealed.

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1 **SECTION 1006.** 36.395 of the statutes is repealed.

2 **SECTION 1007.** 36.44 (1) of the statutes is renumbered 36.44.

3 **SECTION 1008.** 36.44 (2) of the statutes is renumbered 37.44 (2) and amended
4 to read:

5 37.44 (2) Notwithstanding sub. (1), the board shall use the fees collected under
6 s. 341.14 (6r) (b) 4. for the ~~University of Wisconsin-Madison~~ university's scholarship
7 program to provide funds for the ~~University of Wisconsin-Madison~~ university's
8 division of intercollegiate athletics. When the board determines that the division's
9 deficit has been eliminated, the board shall use such fees as provided under sub. (1).

10 **SECTION 1009.** 36.46 (1) (a) of the statutes is renumbered 36.46 (1).

11 **SECTION 1010.** 36.46 (1) (b) of the statutes is renumbered 36.46 (2m) and
12 amended to read:

13 36.46 (2m) Notwithstanding ~~par. (a)~~ sub. (1), if, within 14 working days after
14 the date of the secretary's notification, the cochairpersons of the committee do not
15 notify the secretary that the committee has scheduled a meeting for the purpose of
16 reviewing the secretary's proposed action, the proposed reserve funds may be
17 accumulated. If, within 14 working days after the date of the secretary's notification,
18 the cochairpersons of the committee notify the secretary that the committee has
19 scheduled a meeting for the purpose of reviewing the secretary's proposed action, the
20 proposed reserve funds may not be accumulated unless the committee approves that
21 action.

22 **SECTION 1011.** 36.46 (2) of the statutes is repealed.

23 **SECTION 1012.** 36.48 of the statutes is amended to read:

24 **36.48 Alcohol and other drug abuse prevention and intervention**
25 **programs.** The board shall appoint alcohol and other drug abuse prevention and

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1 intervention program counselors for the ~~University of Wisconsin-Madison and the~~
2 University of Wisconsin-Milwaukee. The counselors shall develop alcohol and other
3 drug abuse prevention and intervention programs and train faculty, academic staff
4 and classified staff in the prevention of and early intervention in alcohol and other
5 drug abuse.

6 **SECTION 1013.** 36.49 (intro.) and (2) of the statutes are consolidated,
7 renumbered 36.49 and amended to read:

8 **36.49 Environmental program grants and scholarships.** From the
9 appropriation under s. 20.285 (1) (rm), the board shall ~~annually do the following: (2)~~
10 ~~Provide provide~~ annual scholarships totaling \$100,000 to students enrolled in the
11 sustainable management degree program through the ~~University of~~
12 ~~Wisconsin-Extension extension.~~

13 **SECTION 1014.** 36.49 (1) of the statutes is renumbered 37.49 and amended to
14 read:

15 **37.49 Environmental program grants.** ~~Make~~ From the appropriation
16 under s. 20.280 (1) (rm), annually the board shall award need-based grants totaling
17 \$100,000 to students who are members of underrepresented groups and who are
18 enrolled in a program leading to a certificate or a bachelor's degree from the Nelson
19 Institute for Environmental Studies at the ~~University of Wisconsin-Madison~~
20 university.

21 **SECTION 1015.** 36.54 (2) (a) 2. of the statutes is amended to read:

22 36.54 (2) (a) 2. "Public agency" means a county, city, village, town, public inland
23 lake protection and rehabilitation district, lake sanitary district ~~or~~, school district,
24 or state agency or an agency of this state ~~or~~ of a county, city, village, town, public

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1 inland lake protection and rehabilitation district, lake sanitary district, or school
2 district.

3 **SECTION 1016.** 36.54 (2) (a) 3. of the statutes is created to read:

4 36.54 (2) (a) 3. "State agency" includes the University of Wisconsin-Madison.

5 **SECTION 1017.** 36.56 (title) of the statutes is renumbered 37.56 (title).

6 **SECTION 1018.** 36.56 (1) of the statutes is renumbered 37.56 and amended to
7 read:

8 **37.56** From the appropriation under s. ~~20.285~~ 20.280 (1) (qm), the center for
9 cooperatives under s. ~~36.11~~ 37.11 (40) may award grants to persons to form forestry
10 cooperatives under ch. 185 or 193 that consist primarily of private, nonindustrial
11 owners of woodland. A grant recipient shall provide matching funds equal to 50%
12 of the grant amount awarded. The match may be in the form of money or in-kind
13 services or both, but may not include money received from the state.

14 **SECTION 1019.** 36.56 (2) of the statutes is repealed.

15 **SECTION 1020.** 36.58 (title) of the statutes is renumbered 37.58 (title).

16 **SECTION 1021.** 36.58 (1) of the statutes is repealed.

17 **SECTION 1022.** 36.58 (2) of the statutes is renumbered 37.58 (2).

18 **SECTION 1023.** 36.58 (3) of the statutes is renumbered 37.58 (3), and 37.58 (3)
19 (c), as renumbered, is amended to read:

20 37.58 (3) (c) The veterinary diagnostic laboratory board may identify services
21 that are necessary to protect human health and safety for which the veterinary
22 diagnostic laboratory may not charge fees.

23 **SECTION 1024.** 36.58 (3m) of the statutes is renumbered 37.58 (3m) and
24 amended to read:

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1 37.58 (3m) APPOINTMENT OF DIRECTOR. ~~After consultation with the veterinary~~
2 ~~diagnostic laboratory board, the~~ The chancellor of the ~~University of~~
3 ~~Wisconsin-Madison~~ shall appoint an individual who has received the degree of
4 doctor of veterinary medicine as the director of the veterinary diagnostic laboratory.

5 **SECTION 1025.** 36.58 (4) and (5) of the statutes are repealed.

6 **SECTION 1026.** 36.58 (6) of the statutes is renumbered 37.58 (6).

7 **SECTION 1027.** 36.59 (8) of the statutes is repealed.

8 **SECTION 1028.** 36.60 (title) of the statutes is amended to read:

9 **36.60** (title) ~~Physician and dentist~~ **Dentist loan assistance program.**

10 **SECTION 1029.** 36.60 (1) (ag) of the statutes is renumbered 37.60 (1) (ag).

11 **SECTION 1030.** 36.60 (1) (aj) of the statutes is renumbered 37.60 (1) (aj).

12 **SECTION 1031.** 36.60 (1) (ap) of the statutes is renumbered 37.60 (1) (ap).

13 **SECTION 1032.** 36.60 (1) (b) of the statutes is renumbered 37.60 (1) (b).

14 **SECTION 1033.** 36.60 (1) (cm) of the statutes is renumbered 37.60 (1) (cm).

15 **SECTION 1034.** 36.60 (1) (d) of the statutes is amended to read:

16 36.60 (1) (d) "Rural area" has the meaning given in s. ~~36.63~~ 37.63 (1) (c).

17 **SECTION 1035.** 36.60 (2) (a) 1. of the statutes is renumbered 36.60 (2) (a) and
18 amended to read:

19 36.60 (2) (a) ~~Except as provided in subd. 2., the~~ The board may repay, on behalf
20 of a ~~physician or dentist~~, up to \$50,000 in educational loans obtained by the ~~physician~~
21 ~~or dentist~~ from a public or private lending institution for education in an accredited
22 school of ~~medicine or dentistry~~ or for postgraduate ~~medical or dental~~ training.

23 **SECTION 1036.** 36.60 (2) (a) 2. of the statutes is renumbered 37.60 (2) (a) 2.

24 **SECTION 1037.** 36.60 (2) (b) of the statutes is amended to read:

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1 36.60 (2) (b) A ~~physician or~~ dentist who is a participant in the national health
2 service corps scholarship program under 42 USC 254n, or a ~~physician or~~ dentist who
3 was a participant in that program and who failed to carry out his or her obligations
4 under that program, is not eligible for loan repayment under this section.

5 **SECTION 1038.** 36.60 (3) (a) of the statutes is renumbered 37.60 (3) (a).

6 **SECTION 1039.** 36.60 (4m) of the statutes is renumbered 37.60 (4m).

7 **SECTION 1040.** 36.60 (5) (b) 1. of the statutes is amended to read:

8 36.60 (5) (b) 1. ~~The degree to which there is an extremely high need for medical~~
9 ~~care in the eligible practice area, health professional shortage area, or rural area in~~
10 ~~which a physician desires to practice and the degree to which there is an extremely~~
11 ~~high need for dental care in the dental health shortage area or rural area in which~~
12 a dentist desires to practice.

13 **SECTION 1041.** 36.60 (5) (b) 2. of the statutes is amended to read:

14 36.60 (5) (b) 2. ~~The likelihood that a physician will remain in the eligible~~
15 ~~practice area, health professional shortage area, or rural area, and that a dentist will~~
16 remain in the dental health shortage area or rural area, in which he or she desires
17 to practice after the loan repayment period.

18 **SECTION 1042.** 36.60 (5) (b) 3. of the statutes is amended to read:

19 36.60 (5) (b) 3. ~~The per capita income of the eligible practice area, health~~
20 ~~professional shortage area, or rural area in which a physician desires to practice and~~
21 of the dental health shortage area or rural area in which a dentist desires to practice.

22 **SECTION 1043.** 36.60 (5) (b) 4. of the statutes is amended to read:

23 36.60 (5) (b) 4. ~~The financial or other support for physician recruitment and~~
24 ~~retention provided by individuals, organizations, or local governments in the eligible~~
25 ~~practice area, health professional shortage area, or rural area in which a physician~~

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1 ~~desires to practice and~~ for dentist recruitment and retention provided by individuals,
2 organizations, or local governments in the dental health shortage area or rural area
3 in which a dentist desires to practice.

4 **SECTION 1044.** 36.60 (5) (b) 5. of the statutes is amended to read:

5 36.60 (5) (b) 5. The geographic distribution of the ~~physicians and~~ dentists who
6 have entered into loan repayment agreements under this section and the geographic
7 distribution of the ~~eligible practice areas, health professional shortage areas, dental~~
8 health shortage areas, and rural areas in which the eligible applicants desire to
9 practice.

10 **SECTION 1045.** 36.60 (5) (d) of the statutes is amended to read:

11 36.60 (5) (d) An agreement under sub. (3) does not create a right of action
12 against the state on the part of the ~~physician, dentist,~~ or lending institution for
13 failure to make the payments specified in the agreement.

14 **SECTION 1046.** 36.60 (6m) (a) (intro.) of the statutes is amended to read:

15 36.60 (6m) (a) (intro.) The board shall, by rule, establish penalties to be
16 assessed by the board against ~~physicians and~~ dentists who breach agreements
17 entered into under sub. (3). The rules shall do all of the following:

18 **SECTION 1047.** 36.60 (8) (b) of the statutes is amended to read:

19 36.60 (8) (b) Identify ~~eligible practice areas and rural areas with an extremely~~
20 ~~high need for medical care and~~ dental health shortage areas and rural areas with an
21 extremely high need for dental care.

22 **SECTION 1048.** 36.60 (8) (d) of the statutes is amended to read:

23 36.60 (8) (d) Publicize the program under this section to ~~physicians,~~ dentists,
24 and eligible communities.

25 **SECTION 1049.** 36.60 (8) (e) of the statutes is amended to read:

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1 36.60 (8) (e) Assist ~~physicians and~~ dentists who are interested in applying for
2 the program under this section.

3 **SECTION 1050.** 36.60 (8) (f) of the statutes is amended to read:

4 36.60 (8) (f) Assist communities in obtaining ~~physicians' and~~ dentists' services
5 through the program under this section.

6 **SECTION 1051.** 36.60 (8) (h) of the statutes is amended to read:

7 36.60 (8) (h) Notwithstanding subs. (3) (b) and (5) (a) and (b), ensure that
8 moneys appropriated under s. 20.285 (1) (qj) are used under this section only to repay
9 loans on behalf of ~~physicians and~~ dentists who agree to practice in a rural area.

10 **SECTION 1052.** 36.60 (9) (intro.) of the statutes is amended to read:

11 36.60 (9) EXPANDED LOAN ASSISTANCE PROGRAM. (intro.) The board may agree to
12 repay loans as provided under this section on behalf of a ~~physician or~~ dentist under
13 an expanded ~~physician and~~ dentist loan assistance program that is funded through
14 federal funds in addition to state matching funds. To be eligible for loan repayment
15 under the expanded ~~physician and~~ dentist loan assistance program, a ~~physician or~~
16 dentist must fulfill all of the requirements for loan repayment under this section, as
17 well as all of the following:

18 **SECTION 1053.** 36.60 (9) (a) of the statutes is amended to read:

19 36.60 (9) (a) The ~~physician or~~ dentist must be a U.S. citizen.

20 **SECTION 1054.** 36.60 (9) (b) of the statutes is amended to read:

21 36.60 (9) (b) The ~~physician or~~ dentist may not have a judgment lien against his
22 or her property for a debt to the United States.

23 **SECTION 1055.** 36.60 (9) (c) (intro.) of the statutes is amended to read:

24 36.60 (9) (c) (intro.) The ~~physician or~~ dentist must agree to do all of the
25 following:

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1 **SECTION 1056.** 36.60 (9) (c) 2. of the statutes is amended to read:

2 36.60 (9) (c) 2. Use a sliding fee scale or a comparable method of determining
3 payment arrangements for patients who are not eligible for medicare or medical
4 assistance and who are unable to pay the customary fee for the ~~physician's or~~
5 dentist's services.

6 **SECTION 1057.** 36.60 (9) (c) 3. of the statutes is amended to read:

7 36.60 (9) (c) 3. Practice at a public or private nonprofit entity ~~in a health~~
8 ~~professional shortage area, if a physician, or in a dental health shortage area, if a~~
9 dentist.

10 **SECTION 1058.** 36.61 (title) of the statutes is amended to read:

11 **36.61 (title) ~~Health care provider~~ Dental hygienist loan assistance**
12 **program.**

13 **SECTION 1059.** 36.61 (1) (am) of the statutes is renumbered 37.61 (1) (am) and
14 amended to read:

15 37.61 (1) (am) "Eligible practice area" means a primary care shortage area, an
16 American Indian reservation, or trust lands of an American Indian tribe, ~~except that~~
17 ~~with respect to a dental hygienist "eligible practice area" means a dental health~~
18 ~~shortage area.~~

19 **SECTION 1060.** 36.61 (1) (b) of the statutes is renumbered 37.61 (1) (b) and
20 amended to read:

21 37.61 (1) (b) "Health care provider" means a ~~dental hygienist,~~ physician
22 assistant, nurse-midwife, or nurse practitioner.

23 **SECTION 1061.** 36.61 (1) (bp) of the statutes is renumbered 37.61 (1) (bp) and
24 amended to read:

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1 37.61 (1) (bp) "Health professional shortage area" has the meaning given in s.
2 ~~36.60~~ 37.60 (1) (aj).

3 **SECTION 1062.** 36.61 (1) (d) of the statutes is renumbered 37.61 (1) (d) and
4 amended to read:

5 37.61 (1) (d) "Primary care shortage area" has the meaning given in s. ~~36.60~~
6 37.60 (1) (cm).

7 **SECTION 1063.** 36.61 (1) (e) of the statutes is amended to read:

8 36.61 (1) (e) "Rural area" has the meaning given in s. ~~36.63~~ 37.63 (1) (c).

9 **SECTION 1064.** 36.61 (2) of the statutes is amended to read:

10 36.61 (2) ELIGIBILITY. The board may repay, on behalf of a ~~health care provider~~
11 ~~dental hygienist~~, up to \$25,000 in educational loans obtained by the ~~health care~~
12 ~~provider dental hygienist~~ from a public or private lending institution for education
13 related to the ~~health care provider's field of practice of dental hygiene~~, as determined
14 by the board with the advice of the council.

15 **SECTION 1065.** 36.61 (3) (a) of the statutes is amended to read:

16 36.61 (3) (a) The board shall enter into a written agreement with the ~~health~~
17 ~~care provider dental hygienist~~. In the agreement, the ~~health care provider dental~~
18 ~~hygienist~~ shall agree to practice at least 32 clinic hours per week for 3 years in one
19 or more ~~eligible practice dental health shortage~~ areas in this state or in a rural area,
20 ~~except that a health care provider in the expanded loan assistance program under~~
21 ~~sub. (8) who is not a dental hygienist may only agree to practice at a public or private~~
22 ~~nonprofit entity in a health professional shortage area.~~

23 **SECTION 1066.** 36.61 (5) (b) 1. of the statutes is amended to read:

24 36.61 (5) (b) 1. The degree to which there is an extremely high need for medical
25 ~~care in the eligible practice area, health professional shortage area, or rural area in~~

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1 ~~which an eligible applicant who is not a dental hygienist desires to practice and the~~
2 degree to which there is an extremely high need for dental care in the dental health
3 shortage area or rural area in which an eligible applicant ~~who is a dental hygienist~~
4 desires to practice.

5 **SECTION 1067.** 36.61 (5) (b) 2. of the statutes is amended to read:

6 36.61 (5) (b) 2. The likelihood that an eligible applicant will remain in the
7 ~~eligible practice~~ dental health shortage area, health professional shortage area, or
8 rural area in which he or she desires to practice after the loan repayment period.

9 **SECTION 1068.** 36.61 (5) (b) 3. of the statutes is amended to read:

10 36.61 (5) (b) 3. The per capita income of the ~~eligible practice~~ dental health
11 shortage area, health professional shortage area, or rural area in which an eligible
12 applicant desires to practice.

13 **SECTION 1069.** 36.61 (5) (b) 4. of the statutes is amended to read:

14 36.61 (5) (b) 4. The financial or other support for ~~health care provider~~ dental
15 hygienist recruitment and retention provided by individuals, organizations or local
16 governments in the ~~eligible practice~~ dental health shortage area, health professional
17 shortage area, or rural area in which an eligible applicant desires to practice.

18 **SECTION 1070.** 36.61 (5) (b) 5. of the statutes is amended to read:

19 36.61 (5) (b) 5. The geographic distribution of the ~~health care providers~~ dental
20 hygienists who have entered into loan repayment agreements under this section and
21 the geographic location of the ~~eligible practice~~ dental health shortage area, health
22 professional shortage area, or rural area in which an eligible applicant desires to
23 practice.

24 **SECTION 1071.** 36.61 (5) (c) of the statutes is amended to read:

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1 36.61 (5) (c) An agreement under sub. (3) does not create a right of action
2 against the state on the part of the ~~health-care provider~~ dental hygienist or the
3 lending institution for failure to make the payments specified in the agreement.

4 **SECTION 1072.** 36.61 (6m) (a) (intro.) of the statutes is amended to read:

5 36.61 (6m) (a) (intro.) The board shall, by rule, establish penalties to be
6 assessed by the board against ~~health-care providers~~ dental hygienists who breach an
7 agreement entered into under sub. (3) (a). The rules shall do all of the following:

8 **SECTION 1073.** 36.61 (7) (a) of the statutes is amended to read:

9 36.61 (7) (a) Identify communities with an extremely high need for ~~health-care,~~
10 ~~including~~ dental health care.

11 **SECTION 1074.** 36.61 (7) (b) of the statutes is amended to read:

12 36.61 (7) (b) Publicize the program under this section to ~~health-care providers~~
13 dental hygienists and eligible communities.

14 **SECTION 1075.** 36.61 (7) (c) of the statutes is amended to read:

15 36.61 (7) (c) Assist ~~health-care providers~~ dental hygienists who are interested
16 in applying for the program under this section.

17 **SECTION 1076.** 36.61 (7) (d) of the statutes is amended to read:

18 36.61 (7) (d) Assist communities in obtaining the services of ~~health-care~~
19 ~~providers~~ dental hygienists through the program under this section.

20 **SECTION 1077.** 36.61 (7) (e) of the statutes is amended to read:

21 36.61 (7) (e) Notwithstanding subs. (3) (b) and (5) (a) and (b), ensure that
22 moneys appropriated under s. 20.285 (1) (qj) are used under this section only to repay
23 loans on behalf of ~~health-care providers~~ dental hygienists who agree to practice in
24 a rural area.

25 **SECTION 1078.** 36.61 (8) (intro.) of the statutes is amended to read:

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1 36.61 (8) EXPANDED LOAN ASSISTANCE PROGRAM. (intro.) The board may agree to
2 repay loans as provided under this section on behalf of a ~~health care provider~~ dental
3 hygienist under an expanded ~~health care provider~~ dental hygienist loan assistance
4 program that is funded through federal funds in addition to state matching funds.
5 To be eligible for loan repayment under the expanded ~~health care provider~~ dental
6 hygienist loan assistance program, a ~~health care provider~~ dental hygienist must
7 fulfill all of the requirements for loan repayment under this section, as well as all of
8 the following:

9 **SECTION 1079.** 36.61 (8) (a) of the statutes is amended to read:

10 36.61 (8) (a) The ~~health care provider~~ dental hygienist must be a U.S. citizen.

11 **SECTION 1080.** 36.61 (8) (b) of the statutes is amended to read:

12 36.61 (8) (b) The ~~health care provider~~ dental hygienist may not have a
13 judgment lien against his or her property for a debt to the United States.

14 **SECTION 1081.** 36.61 (8) (c) (intro.) of the statutes is amended to read:

15 36.61 (8) (c) (intro.) The ~~health care provider~~ dental hygienist must agree to
16 do all of the following:

17 **SECTION 1082.** 36.61 (8) (c) 2. of the statutes is amended to read:

18 36.61 (8) (c) 2. Use a sliding fee scale or a comparable method of determining
19 payment arrangements for patients who are not eligible for medicare or medical
20 assistance and who are unable to pay the customary fee for the ~~health care provider's~~
21 dental hygienist's services.

22 **SECTION 1083.** 36.61 (8) (c) 3. of the statutes is amended to read:

23 36.61 (8) (c) 3. Practice at a public or private nonprofit entity ~~in a health~~
24 ~~professional shortage area, if the health care provider is not a dental hygienist, or~~
25 in a dental health shortage area, ~~if the health care provider is a dental hygienist.~~

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1 **SECTION 1084.** 36.62 (1) of the statutes is amended to read:

2 36.62 (1) Advise the board on matters related to the ~~physician and dentist~~ loan
3 assistance program under s. 36.60 and the ~~health care provider~~ dental hygienist loan
4 assistance program under s. 36.61.

5 **SECTION 1085.** 36.62 (2) of the statutes is amended to read:

6 36.62 (2) Advise the board on the amount, up to \$25,000, to be repaid on behalf
7 of each ~~health care provider~~ dental hygienist who participates in the ~~health care~~
8 ~~provider~~ dental hygienist loan assistance program under s. 36.61.

9 **SECTION 1086.** 36.63 of the statutes is renumbered 37.63, and 37.63 (3) and (4)
10 (b) 1., as renumbered, are amended to read:

11 37.63 (3) Annually by December 1, the department shall submit a plan for
12 increasing the number of physician residency programs that include a majority of
13 training experience in a rural area to the Rural Wisconsin Health Cooperative, the
14 Wisconsin Hospital Association, and the Wisconsin Medical Society. The plan shall
15 include a detailed proposed budget for expending the moneys appropriated to the
16 board under s. ~~20.285~~ 20.280 (1) (qe) and demonstrate that the moneys do not
17 supplant existing funding. The department shall consider comments made by the
18 organizations in formulating its final budget.

19 (4) (b) 1. The number of such physician residency positions funded in whole or
20 in part under this section ~~or s. 36.63, 2009 stats.~~, in the previous fiscal year.

21 **SECTION 1087.** Chapter 37 of the statutes is created to read:

CHAPTER 37**UNIVERSITY OF WISCONSIN-MADISON**

22
23
24 **37.001 Statement of purpose and mission.** (1) The University of
25 Wisconsin-Madison continues to be this state's comprehensive teaching and

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1 research university, with a statewide, national, and international mission, offering
2 programs at the undergraduate, graduate, and professional levels in a wide range
3 of fields while engaging in extensive scholarly research, continuing adult education,
4 and public service.

5 (2) The primary purpose of the university is to provide a learning environment
6 in which faculty, staff, and students may discover, examine critically, preserve, and
7 transmit the knowledge, wisdom, and value that will help ensure the survival of this
8 and future generations and improve the quality of life for all. The university seeks
9 to help students develop an understanding of and appreciation for the complex
10 cultural and physical worlds in which they live and to realize their highest potential
11 of intellectual, physical, and human development. It also seeks to attract and serve
12 students from diverse social, economic, and ethnic backgrounds and to be sensitive
13 and responsive to those groups that have been underserved by higher education.

14 **37.01 Definitions.** In this chapter:

15 (1) "Academic staff" means those university employees who, immediately prior
16 to the effective date of this subsection [LRB inserts date], were designated as
17 academic staff of the University of Wisconsin-Madison under ch. 36, 2009 stats., and
18 those university employees hired as or designated as academic staff by the board.

19 (1m) "Authority" means the authority created in this chapter.

20 (2) "Board" means the Board of Trustees of the authority.

21 (3) "Board of Regents" means the Board of Regents of the system.

22 (4) "Campus" means the publicly owned or leased buildings and grounds that
23 comprise all or part of the university.

24 (5) "Chancellor" means the chief executive of the university.

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1 (6) "Faculty" means persons who hold the rank of professor, associate professor,
2 assistant professor, or instructor in an academic department or its functional
3 equivalent in the university and such other employees as may be designated by the
4 chancellor and faculty.

5 (7) "Student" means any person who is registered for study in the university
6 for the current academic period. For the purpose of administering particular
7 programs or functions involving students, the board shall adopt rules defining
8 continuation or termination of student status during periods between academic
9 periods.

10 (8) "System" means the University of Wisconsin System.

11 (9) "University" means the university operated by the board under this
12 chapter.

13 **37.02 University of Wisconsin-Madison: creation; organization of**
14 **Board of Trustees.** (1) (a) There is created an authority, which is a public body
15 corporate and politic, to be known as the "University of Wisconsin-Madison." The
16 board shall consist of the following:

17 1. The following members, at least 7 of whom shall be university alumni,
18 appointed by the governor for 3-year terms:

19 a. One member of the Board of Regents.

20 b. One member who represents agricultural interests in this state.

21 c. Nine additional members.

22 2. The following members appointed for 3-year terms:

23 a. Two faculty members selected by the faculty.

24 b. One university employee who is not a faculty member, selected by university
25 employees who are not faculty.

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1 c. Two university alumni selected by the Wisconsin Alumni Research
2 Foundation board.

3 d. Two university alumni selected by the Wisconsin Alumni Association board.

4 e. Two university alumni selected by the University of Wisconsin Foundation
5 board.

6 3. One student enrolled in the university, selected by students enrolled in the
7 university, for a 2-year term.

8 4. The chancellor, who shall serve as a nonvoting member.

9 (b) Members appointed under par. (a) 1. c. and 2. c., d., and e. shall have a
10 demonstrated commitment to the welfare of the university and shall have
11 management experience or possess expertise in aspects of the university's mission,
12 such as undergraduate, graduate, and professional education, research, intellectual
13 property, support of existing industries, new business startups, and public service.

14 (c) Members appointed under par. (a) 1. and 2. may serve no more than 2
15 consecutive terms. The member appointed under par. (a) 3. may serve no more than
16 one term.

17 (2) A vacancy on the board shall be filled in the same manner as the original
18 appointment to the board for the remainder of the unexpired term, if any.

19 (3) A member of the board may not be compensated for his or her services but
20 may be reimbursed for actual and necessary expenses, including travel expenses,
21 incurred in the performance of his or her duties.

22 (4) No cause of action of any nature may arise against and no civil liability may
23 be imposed upon a member of the board for any act or omission in the performance
24 of his or her powers and duties under this chapter, unless the person asserting
25 liability proves that the act or omission constitutes willful misconduct.

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1 (5) The members of the board shall annually elect a chairperson and may elect
2 other officers as they consider appropriate. Eleven voting members of the board
3 constitute a quorum for the purpose of conducting the business and exercising the
4 powers of the authority, notwithstanding the existence of any vacancy. The board
5 may take action upon a vote of a majority of the members present, unless the bylaws
6 of the authority require a larger number.

7 (6) The board shall appoint a chancellor to serve as chief executive officer of the
8 university. The chancellor serves at the pleasure of the board. The chancellor shall
9 receive such compensation as the board fixes.

10 (6m) The board shall appoint a secretary of the board, who shall keep a record
11 of all its transactions.

12 (7) The state treasurer shall be the treasurer of the board for those moneys
13 appropriated to the board under s. 20.280.

14 (8) (a) The board shall provide in its operating policies for access to the board
15 by the public, faculty, students, and employees.

16 (b) The board meetings shall be open and all records of such meetings and of
17 all proceedings of the board shall be open to inspection in accordance with subchs.
18 II and V of ch. 19.

19 **37.03 Responsibilities.** (1) BOARD. (a) The primary responsibility for
20 governance of the authority is vested in the board, which shall operate a university
21 at or near the seat of government, and adopt policies for governing the university.

22 (b) The board shall determine the educational programs to be offered by the
23 university and may discontinue educational programs as it deems necessary.

24 (c) The board shall appoint a chancellor; faculty; other employees; the state
25 geologist; the director of the laboratory of hygiene; the director of the psychiatric

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1 institute; and the state cartographer; and fix the salaries, the duties, and the term
2 of office for each. No sectarian or partisan tests or any tests based upon race, color,
3 creed, religion, national origin, sex, disability, ancestry, age, sexual orientation,
4 pregnancy, marital status, or parental status shall ever be allowed or exercised in the
5 appointment of the employees of the university.

6 (d) The board shall delegate to the chancellor the responsibility for the
7 administration and operation of the university within the policies and guidelines
8 established by the board.

9 (e) In order to provide for the evaluation of the quality and effectiveness of the
10 university, the board shall prepare an accountability report measuring its
11 performance in such areas as the access and affordability of the university, student
12 achievement, the research efforts of the university, the economic impact of the
13 university on the state, the services provided by the university to the residents of the
14 state, and the financial accountability of the university's operations. By July 1, 2013,
15 and biennially thereafter, the board shall submit the accountability report to the
16 governor and shall post the report prominently on its Web site.

17 (2) CHANCELLOR. The chancellor shall be the executive head of the faculty and
18 the university, shall be vested with the responsibility of administering board policies,
19 and shall be accountable and report to the board on the operation and administration
20 of the university. Subject to board policy, the chancellor, in consultation with the
21 faculty, is responsible for designing curricula and setting degree requirements;
22 determining academic standards and establishing grading systems; defining and
23 administering institutional standards for faculty peer evaluation and screening
24 candidates for appointment, promotion, and tenure; recommending individual merit
25 increases; administering associated auxiliary services; and administering all funds,

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1 from whatever source, allocated, generated, or intended for use of the university. The
2 chancellor may designate a person as provost, to act as chief executive officer of the
3 university in the chancellor's absence.

4 (3) FACULTY. The faculty, subject to the responsibilities and powers of the board
5 and the chancellor, shall be vested with responsibility for the immediate governance
6 of the university and shall actively participate in university policy development. As
7 such, the faculty has the primary responsibility for academic and educational
8 activities and faculty personnel matters. The faculty have the right to determine
9 their own faculty organizational structure and to select representatives to
10 participate in university governance.

11 (4) ACADEMIC STAFF. The academic staff, subject to the responsibilities and
12 powers of the board, the chancellor, and the faculty, shall be active participants in
13 the immediate governance of and policy development for the university. The
14 academic staff have the primary responsibility for the formulation and review, and
15 shall be represented in the development, of all policies and procedures concerning
16 the academic staff, including academic staff personnel matters. The academic staff
17 have the right to organize themselves in a manner they determine and to select their
18 representatives to participate in university governance.

19 (5) STUDENTS. The students, subject to the responsibilities and powers of the
20 board, the chancellor, and the faculty, shall be active participants in the immediate
21 governance of and policy development for the university. As such, students have
22 primary responsibility for the formulation and review of policies concerning student
23 life, services, and interests. In consultation with the chancellor and subject to the
24 final confirmation of the board, students have the responsibility for the disposition
25 of those student fees that constitute substantial support for campus student

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1 activities. The students have the right to organize themselves in a manner they
2 determine and to select their representatives to participate in university
3 governance.

4 **37.11 Powers and duties of the board. (1) GENERALLY.** The board shall have
5 all the powers necessary or convenient to carry out the purposes and provisions of
6 this chapter. In addition to all other powers granted the board under this chapter,
7 the board may specifically:

8 (a) Adopt, amend, and repeal any bylaws, policies, and procedures for the
9 regulation of its affairs and the conduct of its business.

10 (b) Have a seal and alter the seal at pleasure.

11 (c) Maintain an office.

12 (d) Accept gifts, grants, loans, or other contributions from private or public
13 sources.

14 (e) Establish the university's annual budget and monitor the fiscal
15 management of the university.

16 (f) Execute contracts and other instruments required for the operation of the
17 university.

18 **(1g) PERSONNEL SYSTEM.** The board shall develop and implement a personnel
19 system, effective July 1, 2012, that is separate and distinct from the system created
20 under ch. 230. The board shall develop and implement the system with the active
21 participation of the faculty and academic staff as provided in s. 37.03 (3) and (4). In
22 developing the personnel system, the board shall provide for the transfer of classified
23 civil service employees to the university personnel system as necessary upon the
24 effective date of its implementation.

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1 **(1m)** PROTECTION OF PEOPLE; CUSTODY AND MANAGEMENT OF PROPERTY. (a) The
2 board may promulgate rules to protect the lives, health, and safety of persons on
3 property under its jurisdiction and to protect such property and to prevent
4 obstruction of the functions of the university. Any person who violates any rule
5 promulgated under this paragraph may be fined not more than \$500 or imprisoned
6 for not more than 90 days or both.

7 (b) Except as provided in this paragraph, the board may purchase, have custody
8 of, hold, control, possess, lease, grant easements, and enjoy any lands, buildings,
9 books, records, and all other property of any nature that may be necessary and
10 required for the purposes, objects, and uses of the university authorized by law. Any
11 lease is subject to the powers of the University of Wisconsin Hospitals and Clinics
12 Authority under s. 233.03 (13) and the rights of the authority under any lease
13 agreement, as defined in s. 233.01 (6). The board may sell or dispose of such property
14 as provided by law, or any part thereof when in its judgment it is for the best interests
15 of the university and the state.

16 (c) The board may promulgate rules for the management of all property under
17 its jurisdiction, for the care and preservation thereof, and for the promotion and
18 preservation of the orderly operation of the university in any or all of its authorized
19 activities with forfeitures for their violation, which may be sued for and collected in
20 the name of the board before any court having jurisdiction of such action. Forfeitures
21 shall not exceed \$500.

22 (cm) The board shall promulgate rules prescribing the times, places, and
23 manner in which political literature may be distributed and political campaigning
24 may be conducted in state-owned residence halls. No such rule may authorize any
25 activity prohibited under s. 11.36 (3) or (4).

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1 (d) All fines imposed and collected under this subsection shall be transmitted
2 to the county treasurer for disposition in accordance with s. 59.25 (3) (f) and (j). All
3 forfeitures, including forfeitures of posted bail if any, imposed and collected under
4 this subsection shall be transmitted to the county treasurer for disposition in
5 accordance with ss. 778.13 and 778.17.

6 (2) POLICE AUTHORITY. (a) The board shall have concurrent police power, with
7 other authorized peace officers, over all property subject to its jurisdiction. Such
8 concurrent police authority shall not be construed to reduce or lessen the authority
9 of the police power of the community or communities in which the university is
10 located. All university police officers shall cooperate with and be responsive to the
11 local police authorities as they meet and exercise their statutory responsibilities.
12 The designated agents of the board may arrest, with or without warrant, any person
13 on such property who they have reasonable grounds to believe has violated a state
14 law or any rule promulgated under sub. (1m) (a), (c), or (cm) or (8) and deliver such
15 person to any court having jurisdiction over the violation and execute a complaint
16 charging such person with the violation. This subsection does not impair the duty
17 of any other peace officers within their jurisdictions to arrest and take before the
18 proper court persons found violating any state law on such property.

19 (b) The board may employ police for the university and a chief to head such
20 police, or contract for police, all of whom shall be deemed peace officers under s.
21 939.22 (22) under the supervision and control of the chancellor or the chancellor's
22 designee. Such police officers shall meet the minimum standards established for
23 other police officers by the law enforcement standards board or a comparable agency.
24 Such police shall preserve the peace on all property described under par. (a), enforce
25 all rules promulgated under subs. (1) (a), (c), and (cm) and (8) and all other laws, and

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1 for that purpose the chancellor or the chancellor's designee may call for aid from such
2 other persons as is deemed necessary.

3 (3) ADMISSION OF APPLICANTS. (a) The board shall establish the policies for
4 admission to the university and within these policies shall establish specific
5 requirements for admission to its courses of instruction. No sectarian or partisan
6 tests or any tests based upon race, religion, color, creed, national origin of U.S.
7 citizens, sex, disability, ancestry, age, sexual orientation, pregnancy, marital status,
8 or parental status shall ever be allowed in the admission of students.

9 (b) The board may establish policies for the appropriate transfer of credits with
10 other educational institutions.

11 (4) INJUNCTIVE RELIEF. The board may obtain injunctive relief to enforce any
12 rules promulgated under sub. (1m) (a), (c) or (cm) or sub. (8).

13 (5) INSURANCE. (a) The board may procure liability insurance covering the
14 members of the board, any officer, employee, or such students whose activities may
15 constitute an obligation or responsibility of the university.

16 (b) The board may procure insurance to cover injuries sustained by students
17 as a result of their participation in intercollegiate athletics. The board may not use
18 general purpose revenue to pay for such insurance. With respect to any of the risks
19 to be covered by the insurance, the board may contract for the services of a claims
20 administrator and may obtain coverage by any combination of self-insurance, excess
21 or stop-loss insurance, or blanket insurance.

22 (6) FINANCIAL AIDS. (a) The board may:

23 1. Make grants to students from funds budgeted to or controlled by the
24 university and formulate policies and adopt rules for the grants.

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1 2. Make grants equivalent in value to the payment of incidental fees to disabled
2 residents of the state who are recommended and supervised by the department of
3 workforce development under s. 47.02.

4 (b) The board may not make a grant under par. (a) to a person whose name
5 appears on the statewide support lien docket under s. 49.854 (2) (b), unless the
6 person provides to the board a payment agreement that has been approved by the
7 county child support agency under s. 59.53 (5) and that is consistent with rules
8 promulgated under s. 49.858 (2) (a).

9 (7) CONFER DEGREES. The board may confer such degrees and grant such
10 diplomas as are usual in universities or as it deems appropriate.

11 (8) PARKING RULES. (a) The board may make general policies and shall
12 authorize the chancellor to promulgate rules regulating the parking of motor
13 vehicles on property under its jurisdiction.

14 (b) The board shall establish fines for the violation of any rule promulgated
15 under par. (a). The university may collect such fines together with moneys collected
16 from the sale of parking permits and other fees established under par. (a), to be used
17 only for the purpose of developing and operating parking or other transportation
18 facilities at the university and for enforcing parking rules under par. (a).

19 (8e) PARKING FEES. The board shall charge a parking fee for the parking of
20 motor vehicles by students, employees, and visitors at campus. The board may
21 require the fee to be sufficient to recover the costs of the construction and
22 maintenance necessary for the parking facilities. Nothing in this subsection
23 requires the recovery of the costs of land for parking facilities. Nothing in this
24 subsection requires that all users of the parking facilities be charged a parking fee.

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1 **(8m)** TRANSPORTATION PLANNING. The board shall work with the regional
2 planning commissions and the local authorities of the community in which the
3 university is located to evaluate the transportation needs of the university
4 population. The board shall develop a transportation plan for the university to effect
5 energy resource conservation and efficient use of transportation resources. The plan
6 shall include pedestrian walkways, bikeways, bike routes, bicycle storage racks, car
7 and van pools, and, to the extent feasible, improved mass transit services. The
8 transportation plans shall detail parking management strategies that provide
9 incentives for the use of mass transit and high occupancy vehicles.

10 **(9)** CONDEMNATION. The board may acquire by condemnation proceedings
11 under ch. 32 such parcels of land as it deems necessary for the use of the university
12 whenever the board is unable to agree with the owner upon the compensation
13 therefor, or whenever the absence or legal incapacity of such owner, or other cause,
14 prevents or unreasonably delays such agreement.

15 **(11)** SURPLUS MONEY. The board may invest any surplus money in such
16 securities as are legal for trust fund investments; or invest such funds or any part
17 thereof, in the senior or junior bonds or obligations that may be issued by such
18 nonprofit-sharing corporation as may be contracted with by the board for the
19 construction or equipment of dormitories, commons, or field houses, which bonds or
20 obligations shall be secured by a mortgage or pledge of the buildings or
21 improvements erected or to be erected by such corporations and by a mortgage or
22 pledge of its leasehold interest. Any interest on any of such bonds or securities shall
23 when received be added to the revolving funds and may be used for the purposes set
24 forth in this subsection.

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1 **(12) LIBRARY DEPOSITORY.** (a) The board may participate in the formation and
2 maintenance of a nonprofit-sharing corporation sponsored by participating colleges,
3 universities, and libraries for the purpose of providing and operating a central
4 library depository at a location in a midwestern state for the storage of little used
5 books and other library and research materials of participating institutions, and
6 which corporation may also perform other functions for the benefit of participating
7 institutions such as, without limitation because of enumeration, the correlating of
8 library catalogs of the participating institutions, the coordinating and planning of
9 the purchasing by each institution of costly or infrequently used books and research
10 materials in order to avoid unnecessary duplication, and facilitating the loaning of
11 library books and other library and research materials between participating
12 institutions. The board shall possess all powers necessary or convenient to
13 accomplish the foregoing, including the authority to designate representatives or
14 members of such corporation in accordance with its articles and bylaws.

15 (b) The board may make use of and pay for the use of the facilities and services
16 of such nonprofit-sharing corporation, but the board shall retain title to all books
17 and materials deposited with such corporation for storage or loaned to other
18 participating institutions. The appropriations to the board are to be available for the
19 purposes of this subsection to the extent that such appropriations may be applicable.

20 **(13) AUXILIARY RESERVES.** Auxiliary enterprise reserve funds established prior
21 to merger of this state's public institutions of higher education for the benefit or
22 support of an institution or group of institutions shall not be utilized for any other
23 purpose.

24 **(15) TAX DEFERRED ANNUITIES.** The board may continue all salary reduction
25 agreements with its employees pursuant to section 403 (b) of the Internal Revenue

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1 Code. The board may enter into new salary reduction agreements with its employees
2 pursuant to section 403 (b) of the Internal Revenue Code or other applicable federal
3 law and may purchase annuities for its employees pursuant to these agreements
4 from such annuity providers, both public and private, as the board deems
5 appropriate.

6 (15m) FOOTBALL COACHES PENSION PLAN. The board may deduct contributions
7 from the salaries of football coaches employed in the university who are eligible and
8 wish to participate in the qualified pension plan for football coaches established as
9 the American football coaches retirement trust, and remit the deductions to the
10 administrator of that plan, if the American football coaches retirement trust or the
11 administrator or agent of the plan indemnifies the board and its employees against,
12 and holds the board and its employees harmless from, all claims and demands
13 associated with the plan.

14 (17) SABBATICAL LEAVE FOR INSTRUCTIONAL FACULTY. The board may grant
15 sabbatical leave of up to one year to university faculty, in order to recognize and
16 enhance teaching efforts and excellence, under rules and procedures adopted by the
17 board, subject to the following conditions:

18 (a) Sabbatical leave may be granted only to those faculty members who have
19 completed 6 or more years, or the equivalent, of full-time instructional service in the
20 university.

21 (b) Only one sabbatical leave may be granted for each 6 years of full-time
22 instructional service in the university with preference given to those who have been
23 making significant contributions to teaching and have not had a leave of absence
24 except under s. 103.10, regardless of source of funding, in the previous 4 years.

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1 (c) Sabbatical leave shall be granted for the purposes of enhancing teaching,
2 course and curriculum development, or conducting research or any other scholarly
3 activities related to instructional programs within the field of expertise of the faculty
4 member taking such leave.

5 (d) Sabbatical leave shall be approved by appropriate faculty and
6 administrative committees.

7 (e) A faculty member shall receive compensation while on sabbatical leave, but
8 such compensation, when combined with outside compensation earned while on
9 leave, shall not exceed the full compensation normally received from the university.

10 (f) The faculty member taking a sabbatical leave shall agree to return to the
11 university for at least one year after the termination of the sabbatical or return any
12 compensation received from the university during the sabbatical.

13 **(21) CONTROLLED SUBSTANCES AND CONTROLLED SUBSTANCE ANALOGS; DISCIPLINE.**
14 Any student who engages in an activity, on campus or at an event sponsored by the
15 university, that constitutes a violation of ch. 961 is subject to nonacademic
16 misconduct disciplinary sanctions, as provided by the board by rule. In determining
17 the appropriate sanction, the board or its designee shall consider those penalties,
18 including suspension and expulsion, that will contribute most effectively to
19 maintaining a university environment that is free from controlled substances, as
20 defined in s. 961.01 (4), and controlled substance analogs, as defined in s. 961.01
21 (4m).

22 **(22) ORIENTATION PROGRAM; INFORMATION ON SEXUAL ASSAULT AND SEXUAL**
23 **HARASSMENT.** (a) The board shall do all of the following:

24 1. Incorporate in the orientation program for newly entering students oral and
25 written or electronic information on sexual assault and sexual harassment, as

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1 defined in s. 111.32 (13), including information on sexual assault by acquaintances
2 of the victims and on all of the following:

3 a. The legal definitions of, and penalties for, sexual assault under ss. 940.225,
4 948.02, and 948.025, sexual exploitation by a therapist under s. 940.22, and
5 harassment under s. 947.013.

6 b. Generally available national and state statistics, and university statistics
7 as compiled under par. (c) and as reported under par. (d), on sexual assaults and on
8 sexual assaults by acquaintances of the victims.

9 c. The rights of victims under ch. 950 and the services available at the
10 university and in the community to assist a student who is the victim of sexual
11 assault or sexual harassment.

12 d. Protective behaviors, including methods of recognizing and avoiding sexual
13 assault and sexual harassment and locations in the community where courses on
14 protective behaviors are provided.

15 2. Annually supply to all students enrolled in the university printed or
16 electronic material that includes all of the information under subd. 1.

17 (b) Annually, the board shall submit a report to the chief clerk of each house
18 of the legislature for distribution to the appropriate standing committees under s.
19 13.172 (3). The report shall indicate the methods the university has used to comply
20 with par. (a).

21 (c) Any person employed at the university who witnesses a sexual assault on
22 campus or receives a report from a student enrolled in the university that the student
23 has been sexually assaulted shall report to the dean of students. The dean of
24 students shall compile reports for the purpose of disseminating statistical
25 information under par. (a) 1. b.

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1 (d) Annually, the university shall report to the office of justice assistance in the
2 department of administration statistics on sexual assaults and on sexual assaults by
3 acquaintances of the victims that occurred on campus in the previous year. The office
4 of justice assistance shall include the statistics in appropriate crime reports
5 published by the office.

6 (26) BUILDING PROGRAM PLANNING AND APPROVAL. The board shall establish a
7 process for submission of building projects to the building commission for approval.
8 No building project for the university may be submitted by the board to the building
9 commission unless the project is developed and approved by the board in conformity
10 with this subsection. This subsection does not apply to building projects of the
11 University of Wisconsin Hospitals and Clinics Authority.

12 (27) CONDITION ON FINANCIAL ASSISTANCE. The board may not provide any state
13 financial assistance under this chapter to any person during the period that the
14 person is required to register with the selective service system under 50 USC,
15 Appendix, sections 451 to 473 if the person has not so registered.

16 (47) ARMED FORCES. If a student who is a member of a national guard or a
17 member of a reserve unit of the U.S. armed forces withdraws from school after
18 September 11, 2001, because he or she is called into state active duty or into active
19 service with the U.S. armed forces for at least 30 days, the board shall reenroll the
20 student beginning in the semester in which he or she is discharged, demobilized, or
21 deactivated from active duty or the next succeeding semester, whichever the student
22 prefers, shall give the student the same priority in registering for courses that the
23 student would have had if he or she had registered for courses at the beginning of the
24 registration period, and, at the student's request, do one of the following for all
25 courses from which the student had to withdraw:

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1 (a) Reimburse the student all tuition and fees paid for all the courses and a
2 prorated portion of room and board payments.

3 (b) Grant the student an incomplete in all the courses and permit the student
4 to complete the courses, within 6 months after leaving state service or active service,
5 without paying additional tuition or fees.

6 **(50) RESERVE OFFICER TRAINING CORPS.** The board may not prohibit the reserve
7 officer training corps from operating on its campus.

8 **(51) AUTOMOBILE ALLOWANCE.** The board may not use general purpose revenue,
9 tuition, or academic fees for the chancellors' automobile allowance.

10 **37.12 Student discrimination prohibited.** (1) No student may be denied
11 admission to, participation in, or the benefits of, or be discriminated against in any
12 service, program, course, or facility of, the university because of the student's race,
13 color, creed, religion, sex, national origin, disability, ancestry, age, sexual
14 orientation, pregnancy, marital status, or parental status.

15 **(2) (a)** The board shall establish policies and procedures to protect students
16 from discrimination under sub. (1). The policies and procedures shall do all of the
17 following:

- 18 1. Provide criteria for determining whether sub. (1) has been violated.
- 19 2. Provide remedies and sanctions for violations of sub. (1).
- 20 3. Require a complainant to file a complaint with the university within 300
21 days of the alleged violation of sub. (1).
- 22 4. Provide periods within which the complainant and the university must act
23 for each procedural step leading to the issuance of a final decision and for appeal of
24 the final decision to the chancellor.

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1 (b) The board shall establish policies and procedures for the appeal of the
2 chancellor's decision to the board.

3 **37.13 Faculty tenure and probationary appointments. (1) DEFINITIONS.**

4 In this section:

5 (a) "Probationary appointment" means an appointment by the board held by
6 a faculty member during the period that may precede a decision on a tenure
7 appointment.

8 (b) "Tenure appointment" means an appointment for an unlimited period
9 granted to a faculty member by the board.

10 (2) APPOINTMENTS. (a) Except as provided under par. (b), the board may grant
11 a tenure appointment only upon the affirmative recommendation of the chancellor
12 and the appropriate academic department or its functional equivalent. Neither the
13 chancellor nor the academic department or its functional equivalent may base a
14 tenure recommendation upon impermissible factors, as defined by the board by rule.

15 (b) The board may grant a tenure appointment without the affirmative
16 recommendation of the appropriate academic department or its functional
17 equivalent if all of the following apply:

18 1. The board has the affirmative recommendation of the chancellor.

19 2. A faculty committee authorized by the board by rule to review the negative
20 recommendation of the academic department or its functional equivalent finds that
21 the decision of the academic department or its functional equivalent was based upon
22 impermissible factors, as defined by the board by rule.

23 3. The board has the affirmative recommendation of a committee appointed
24 according to the policies and procedures of the university to review the individual's
25 record with reference to criteria for tenure published by the university under

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1 procedures established by the board by rule. No person may be appointed to the
2 committee under this subdivision unless the person is knowledgeable or experienced
3 in the individual's academic field or in a substantially similar academic field. No
4 member of the committee appointed under this subdivision may be a member of the
5 academic department, or its functional equivalent, that made the negative
6 recommendation. The committee appointed under this subdivision may not base its
7 tenure recommendation upon impermissible factors, as defined by the board by rule.

8 (c) A tenure appointment may be granted to any faculty member who holds or
9 will hold a half-time appointment or more. The proportion of time provided for in the
10 appointment may not be diminished nor increased without the mutual consent of the
11 faculty member and the university subject only to sub. (5) and s. 37.21.

12 (d) A probationary appointment shall not exceed 7 consecutive academic years
13 in a full-time position. A leave of absence, sabbatical or a teacher improvement
14 assignment does not constitute a break in continuous service and shall not be
15 included in the 7-year period. The board may adopt rules specifying additional
16 circumstances that do not constitute a break in continuous service and that shall not
17 be included in the 7-year period.

18 (3) RULES. The board and the faculty shall adopt rules for tenure and
19 probationary appointments, for the review of faculty performance and for the
20 nonretention and dismissal of faculty members.

21 (4) CONTINUATION OF APPOINTMENT. (a) Any person who holds a tenure
22 appointment under ch. 36, 1971 stats., and ch. 37, 1971 stats., and related rules on
23 July 9, 1974, shall continue to hold tenure as defined under those chapters and
24 related rules. Any person who holds a tenure appointment under sub. (2) (a) or (b)

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1 and related rules on the effective date of this paragraph [LRB inserts date], shall
2 continue to hold tenure under that subsection and related rules.

3 (b) Any person who holds a probationary appointment under sub. (2) (d) and
4 related rules on the effective date of this paragraph [LRB inserts date], shall
5 continue to enjoy the contractual rights and guarantees as defined under that
6 paragraph and related rules.

7 (5) PROCEDURAL GUARANTEES. Any person having tenure may be dismissed only
8 for just cause and only after due notice and hearing. Any person having a
9 probationary appointment may be dismissed prior to the end of the person's contract
10 term only for just cause and only after due notice and hearing. The action and
11 decision of the board in such matters shall be final. The board and the faculty shall
12 develop procedures for the notice and hearing that shall be adopted by rule.

13 **37.14 Wisconsin distinguished professorships.** (1) The board may
14 establish distinguished professorships under this section.

15 (2) The board may pay under this section the salary and fringe benefit costs
16 of the professor holding the distinguished professorship and of any graduate
17 assistant assigned to the professor, and the equipment, supplies, and travel costs of
18 the professor and the graduate assistants assigned to the professor.

19 **37.15 Academic staff appointments.** A person having an academic staff
20 appointment for a term may be dismissed prior to the end of the appointment term
21 only for just cause and only after due notice and hearing. A person having an
22 academic staff appointment for an indefinite term who has attained permanent
23 status may be dismissed only for just cause and only after due notice and hearing.

24 **37.17 Executive appointments.** An appointment to an executive position,
25 as determined by the board, shall be at the pleasure of the board. A person holding

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1 a tenured or academic staff appointment under s. 37.13 or 37.15 does not lose that
2 appointment by accepting an executive appointment.

3 **37.19 Other appointments.** (1) The board may make or authorize
4 appointments for former classified service employees, student assistants, and
5 employees in training, such as residents, interns, post-doctoral fellows, or trainees
6 or associates.

7 (2) (a) Beginning July 1, 2012, all board employees in the classified service who
8 have been achieved permanent status in class, and who became board employees
9 before July 1, 2012, may be dismissed only for just cause and only after due notice
10 and hearing.

11 (b) Except for appointments under par. (a), ss. 37.13, 37.15, and 37.17, and
12 except for limited-term employees, project employees, student assistants,
13 employees in training such as residents, interns, post-doctoral fellows, or trainees
14 or associates, all appointments made on or after July 1, 2012, have the procedural
15 guarantees included in the personnel system implemented by the board under s.
16 37.11 (1g).

17 **37.21 Lapse of appointments.** Notwithstanding ss. 37.13 (4) and (5), 37.15,
18 and 37.19 (2), the board may, with appropriate notice, terminate any appointment
19 when a financial emergency exists. No person may be employed at the university
20 within 2 years to perform reasonably comparable duties to those of the person whose
21 appointment was terminated without first offering such person a reappointment.
22 The board, after consultation with the faculty and chancellor, shall adopt procedures
23 to be followed in the event of termination under this section.

24 **37.23 Conflict of interest.** No member of the board, or other person
25 appointed or employed in any position in the university, may at any time act as an

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1 agent for any person or organization if the act would create a conflict of interest with
2 the terms of the person's service in the university. The board shall define conflicts
3 of interest and adopt policies related thereto.

4 **37.25 Special programs. (2) WISCONSIN RESIDENTS PREFERENCE IN HOUSING.**
5 Preference as to rooming, boarding, and apartment facilities in the use of living units
6 operated by the university shall, for the following school year, be given to students
7 who are residents of this state and who apply before March 15, unless a later date
8 is set by the board. Such preference shall be granted in accordance with categories
9 of priority established by the board. Leases or other agreements for occupancy of
10 such living units shall not exceed a term of one calendar year. The board may
11 establish requirements for the execution of this subsection.

12 **(3m) SOLID WASTE EXPERIMENT CENTERS.** (a) In this subsection, "solid waste
13 disposal" has the meaning given in s. 289.01 (34).

14 (b) The board may establish one or more solid waste experiment centers for the
15 purpose of developing, demonstrating, promoting, and assessing the costs and
16 environmental effects of alternatives to solid waste disposal. The board shall
17 determine the location of the solid waste experiment centers. In making the
18 determination, the board shall consider the solid waste disposal needs of the various
19 regions of the state. The board may establish, through cooperative agreements, solid
20 waste experiment centers at existing publicly owned or privately owned storage,
21 treatment, or disposal facilities.

22 (c) The board shall conduct research into alternatives to solid waste disposal,
23 including the reuse and recycling of materials, composting, source separation, and
24 the disposal of household hazardous wastes. The board shall also conduct research
25 into the safe disposal of solid waste that cannot be composted or recycled. Research

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1 conducted under this paragraph shall include technologies suitable for application
2 to waste streams of less than 50 tons of solid waste per day and shall consider the
3 environmental effects of the technologies being researched and measures that could
4 be taken to mitigate such effects. Research conducted under this paragraph shall be
5 designed for the benefit of all public and private entities responsible for the
6 collection, storage, transportation, treatment, or disposal of solid waste and all
7 persons who generate solid waste.

8 (5) STATE EDUCATIONAL RADIO AND TELEVISION NETWORKS. (a) Except as provided
9 in par. (b), the board may grant the educational communications board the part-time
10 use of equipment and space necessary for the operations of the state educational
11 radio and television networks pursuant to the affiliation agreement between the
12 educational communications board and the Board of Regents required under s. 36.25
13 (5).

14 (9) CLEARING CUTOVER LANDS. The board through the College of Agricultural
15 and Life Sciences may cause an investigation to be made of methods of clearing
16 cutover lands, perform experiments and demonstrations in conjunction therewith,
17 and provide related services to individual citizens at cost.

18 (14) GRADUATE STUDENT FINANCIAL AID. The board shall establish a grant
19 program for minority and disadvantaged graduate students enrolled in the
20 university. The grants shall be awarded from the appropriation under s. 20.280 (1)
21 (a). The board shall give preference in awarding grants under this subsection to
22 residents of this state. The board may not make a grant under this subsection to a
23 person whose name appears on the statewide support lien docket under s. 49.854 (2)
24 (b), unless the person provides to the board a payment agreement that has been

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1 approved by the county child support agency under s. 59.53 (5) and that is consistent
2 with rules promulgated under s. 49.858 (2) (a).

3 **(14m) MINORITY AND DISADVANTAGED PROGRAMS.** (a) The board shall allocate
4 funds under s. 20.280 (4) (a) to fund programs for recruiting minority and
5 disadvantaged students and to fund programs for minority and disadvantaged
6 students enrolled in the university.

7 (b) Annually by April 15, the board shall adopt a precollege, recruitment and
8 retention plan for minority and disadvantaged students enrolled in the university.

9 (c) Annually by April 15, the board shall submit a report to the governor and
10 to the chief clerk of each house of the legislature for distribution to the appropriate
11 standing committees under s. 13.172 (3). The report shall include all of the following:

12 1. The plan adopted under par. (b).

13 2. All financial aid distributed to students, categorized by ethnic group, class
14 level, and dependency status. The report shall include information on financial need,
15 percentage of need satisfied by loan, percentage of need satisfied by grant, and the
16 percentage remaining unsatisfied.

17 **(15) MILITARY INSTRUCTION.** The board may provide courses in military science
18 and tactics.

19 **(27) INTEGRATED AGRICULTURE PROGRAM.** The board shall establish an integrated
20 agriculture program.

21 **(28) SCHOOLS OF BUSINESS.** The board shall use the funds appropriated under
22 s. 20.280 (1) (a) to support improvements in master's level business programs. The
23 board may spend funds in that appropriation for this purpose only if it receives
24 matching funds for the same purpose from private contributions.

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1 **(46) MENINGOCOCCAL DISEASE AND HEPATITIS B.** (a) The board shall do all of the
2 following:

3 1. Annually, provide detailed information on the risks associated with
4 meningococcal disease and hepatitis B and the availability and effectiveness of
5 vaccines against the diseases to each enrolled student, if he or she is at least 18 years
6 old, or to the student's parent or guardian, if the student is a minor.

7 2. Require a student who resides in a dormitory or residence hall, or the
8 student's parent or guardian if the student is a minor, to affirm that the student
9 received the information under subd. 1.

10 3. Require a student who resides in a dormitory or residence hall to affirm
11 whether he or she has received the vaccination against meningococcal disease and
12 to provide the date of the vaccination, if any.

13 4. Require a student who resides in a dormitory or residence hall to affirm
14 whether he or she has received the vaccination against hepatitis B and to provide the
15 date of the vaccination, if any.

16 5. Maintain a confidential record of the affirmations and the dates of the
17 vaccinations of each student under subsd. 3. and 4.

18 (b) Nothing in this subsection requires the board to provide or pay for
19 vaccinations against meningococcal disease or hepatitis B.

20 **37.27 Tuition and fees. (1) BOARD TO ESTABLISH.** (a) Subject to par. (b), the
21 board may establish for different classes of students differing tuition and fees
22 incidental to enrollment in educational programs or use of facilities in the university.
23 Except as otherwise provided in this section, the board may charge any student who
24 is not exempted by this section a nonresident tuition. The board may establish

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1 special rates of tuition and fees for summer sessions and such other studies or
2 courses of instruction as the board deems advisable.

3 (b) The board shall permit a person who is 60 years of age or older to audit a
4 course without paying an auditor's fee if the person is a resident of this state, as
5 determined under sub. (2) (e), space is available in the course, and the instructor
6 approves.

7 (2) NONRESIDENT TUITION EXCEPTIONS. (a) Students qualifying under any of the
8 following categories, while they continue to be residents of this state, are entitled to
9 exemption from nonresident tuition but not from incidental or other fees:

10 1. Any adult student who has been a bona fide resident of the state for 12
11 months next preceding the beginning of any semester or session for which such
12 student registers at the university.

13 2. Any minor student, if one or both of the student's parents have been bona fide
14 residents of this state for at least 12 months next preceding the beginning of any
15 semester or session for which the student registers at the university.

16 3. Any adult student who is a dependent of his or her parents under 26 USC
17 152 (a), if one or both of the student's parents have been bona fide residents of this
18 state for at least 12 months next preceding the beginning of any semester or session
19 for which the student registers at the university.

20 4. Any minor student who has resided substantially in this state during the
21 years of minority and at least 12 months next preceding the beginning of any
22 semester or session for which such student registers at the university.

23 5. Any minor student under guardianship in this state whose legal guardian
24 has been a bona fide resident of this state for at least 12 months next preceding the

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1 beginning of any semester or session for which such student registers at the
2 university.

3 6. Any adult student who has been employed as a migrant worker for at least
4 2 months each year for 3 of the 5 years next preceding the beginning of any semester
5 or session for which the student registers at the university, or for at least 3 months
6 each year for 2 of the 5 years next preceding the beginning of any semester or session
7 for which the student registers at the university, any adult student whose parent or
8 legal guardian has been so employed while the student was a minor and any minor
9 student whose parent or legal guardian has been so employed. In this subdivision,
10 "migrant worker" has the meaning specified in s. 103.90 (5).

11 (am) Any person who is a refugee, as defined under 8 USC 1101 (a) (42), who
12 moved to this state immediately upon arrival in the United States and who has
13 resided in this state continuously since then is entitled to the exemption under par.
14 (a) if he or she demonstrates an intent to establish and maintain a permanent home
15 in Wisconsin according to the criteria under par. (e).

16 (b) 1. Nonresident members of the armed forces and persons engaged in
17 alternative service who are stationed in this state on active duty and their spouses
18 and children are entitled to the exemption under par. (a) during the period that such
19 persons are stationed in this state.

20 2. Members of the armed forces who reside in this state and are stationed at
21 a federal military installation located within 90 miles of the borders of this state, and
22 their spouses and children, are entitled to the exemption under par. (a).

23 3. Nonresident persons who served in active duty in the U.S. armed forces for
24 at least 10 years, who were honorably discharged from such service within 4 years
25 before applying at the university, and who filed state income tax returns for at least

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1 8 of the last 10 years of active duty in the U.S. armed forces, and their spouses and
2 children are entitled to the exemption under par. (a).

3 4. A person who was a resident of this state at the time of entry into active duty,
4 who is a resident of and living in this state at the time of registering at the university,
5 and who is a veteran, as defined in s. 45.01 (12), is entitled to the exemption under
6 par. (a).

7 (c) Any student who is a graduate of a Wisconsin high school and whose parents
8 are bona fide residents of this state for 12 months next preceding the beginning of
9 any semester or session for which the student registers at the university or whose
10 last surviving parent was a bona fide resident of this state for the 12 months
11 preceding death is entitled to the exemption under par. (a).

12 (cm) Any person continuously employed full time in this state, who was
13 relocated to this state by his or her current employer or who moved to this state for
14 employment purposes and accepted his or her current employment before applying
15 for admission to the university and before moving, and the spouse and dependents
16 of any such person, are entitled to the exemption under par. (a) if the student
17 demonstrates an intent to establish and maintain a permanent home in Wisconsin
18 according to the criteria under par. (e). In this paragraph, "dependents" has the
19 meaning given in 26 USC 152 (a).

20 (d) Any person who has not been a bona fide resident of the state for 12 months
21 next preceding the beginning of any semester or session for which such person
22 registers at the university, except as provided in this subsection, is not exempt from
23 the payment of the nonresident tuition.

24 (e) In determining bona fide residence at the time of the beginning of any
25 semester or session and for the preceding 12 months the intent of the person to

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1 establish and maintain a permanent home in Wisconsin is determinative. In
2 addition to representations by the student, intent may be demonstrated or disproved
3 by factors including, but not limited to, timely filing of a Wisconsin income tax return
4 of a type that only full-year Wisconsin residents may file, voter registration in
5 Wisconsin, motor vehicle registration in Wisconsin, possession of a Wisconsin
6 operator's license, place of employment, self-support, involvement in community
7 activities in Wisconsin, physical presence in Wisconsin for at least 12 months
8 preceding the beginning of the semester or session for which the student registers,
9 and, if the student is not a U.S. citizen, possession of a visa that permits indefinite
10 residence in the United States. Notwithstanding par. (a), a student who enters and
11 remains in this state principally to obtain an education is presumed to continue to
12 reside outside this state and such presumption continues in effect until rebutted by
13 clear and convincing evidence of bona fide residence.

14 **(2m) APPEALS.** Any body designated by the board to determine nonresident
15 tuition exemptions under sub. (2) may require a student who has been granted such
16 an exemption to submit information from which the body may determine the
17 student's eligibility for the exemption, the student's eligibility for a different
18 exemption, or the student's residency status.

19 **(3) TUITION REMISSIONS.** (a) The board may remit nonresident tuition either in
20 whole or in part at the university, but not other fees:

21 1. To a number of needy and worthy nonresident students upon the basis of
22 merit, to be shown by suitable tests, examinations, or scholastic records and
23 continued high standards of scholastic attainment.

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1 2. To additional individual students who, in the judgment of the board, are
2 deserving of relief from the assessment of nonresident tuition because of
3 extraordinary circumstances.

4 (b) The board may remit nonresident tuition, in whole or in part, but no other
5 fees, except in special circumstances as approved by the chancellor, to worthy and
6 needy foreign students and to students who are United States citizens but whose
7 residence is not in the United States.

8 (c) In addition to the remissions of nonresident tuition under this subsection,
9 the board may, as athletic scholarships, grant full remission of fees and nonresident
10 tuition, up to the maximum number allowed by the appropriate athletic conference
11 as recommended by the chancellor.

12 (d) The board shall remit nonresident tuition and fees, in whole or part, to
13 resident and nonresident graduate students who are fellows or who are employed
14 within the university as faculty, instructional staff, or assistants with an
15 appointment equal to at least 33 percent of a full-time equivalent position.

16 **(3m) FEE REMISSIONS FOR SURVIVORS.** (a) In this subsection:

17 1. "Correctional officer" has the meaning given in s. 102.475 (8) (a).

18 1g. "Emergency medical services technician" means an individual under s.
19 256.01 (5) or (9).

20 1m. "Fire fighter" means any person employed by this state or any political
21 subdivision of this state as a member or officer of a fire department whose duties
22 include fire fighting or fire fighting training or a member of a volunteer fire
23 department whose duties include fire fighting or fire fighting training.

24 2. "Law enforcement officer" has the meaning given in s. 165.85 (2) (c) and
25 includes a person appointed as a conservation warden under s. 23.10.