

2013 DRAFTING REQUEST

Bill

Received: 2/26/2014 Received By: gmalaise
 Wanted: As time permits Same as LRB:
 For: Kathleen Vinehout (608) 266-8546 By/Representing: Linda kleinschmidt
 May Contact: Drafter: gmalaise
 Subject: Higher Education - financial aid Addl. Drafters:
 Extra Copies:

Submit via email: YES
 Requester's email: Sen.Vinehout@legis.wisconsin.gov
 Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Academic excellence scholarships; scholarships for pupils of high schools with enrollments of less than 80

Instructions:

See attached--permit a scholarship to be awarded to the senior with the highest GPR of each school with an enrollment of less than 80

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gmalaise 2/27/2014	kfollett 3/5/2014		_____			
/1	gmalaise 3/5/2014		jfrantze 3/5/2014	_____	srose 3/5/2014		State
/2	gmalaise 3/7/2014	kfollett 3/7/2014	rschluet 3/7/2014	_____	mbarman 3/7/2014		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/3		kfollett 3/10/2014	jmurphy 3/10/2014	_____	srose 3/10/2014	mbarman 3/10/2014	State

FE Sent For:

~~at~~
Intro

<END>

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/2		kfollett 3/7/2014	rschluet 3/7/2014	_____	mbarman 3/7/2014		State
		13/5F 3/10	13/5F 3/10	Jim + KES 3/10			

FE Sent For:

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Academic excellence scholarships; scholarships for pupils of high schools with enrollments of less than 80 ✓

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/1		12kf 3/7	jfrantze 3/5/2014	_____	srose 3/5/2014		State

FE Sent For:

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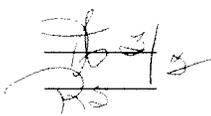
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/?	gmalaise	1/15 F 3/5	1/15 F 3/5				

FE Sent For:

<END>

Malaise, Gordon

From: Kuczenski, Tracy
Sent: Wednesday, February 26, 2014 1:45 PM
To: Malaise, Gordon
Subject: FW: Bill draft request - education

Hi Gordon –

I replied to Linda that I would take this before noticing that, I believe, this belongs to you.

Tracy

Tracy K. Kuczenski
Senior Legislative Attorney
Wisconsin Legislative Reference Bureau
tracy.kuczenski@legis.wisconsin.gov
(608) 266-9867

From: Kleinschmidt, Linda
Sent: Tuesday, February 25, 2014 4:07 PM
To: Kuczenski, Tracy
Subject: Bill draft request - education

Hi Tracy,

Kathleen wants to draft a bill modifying the Academic Excellence higher education scholarships section of the stats – 39.41. She would like to make the following modification:

39.41 (1m) (a) number 1 to read: For each high school with an enrollment of **less than 500 pupils**, designate the senior with the highest grade point average in all subjects as a scholar.

I know that modifies other provisions of those statutes.

The reason is we have schools with membership that bounces slightly under and slightly over 80. It is frustrating to the superintendents and school boards that one year they have a scholar and the next year they end up in the pool of schools with a membership under 80 and can end up with no scholar.

Let me know if you have questions.

Linda Kleinschmidt
Chief of Staff
Office of State Senator Kathleen Vinehout
22 South State Capitol - PO Box 7882
Madison, WI 53707-7882
608-266-8546
1-877-763-6636

Malaise, Gordon

From: Kleinschmidt, Linda
Sent: Thursday, February 27, 2014 3:34 PM
To: Malaise, Gordon
Subject: RE: Bill draft request - education

Hi Gordon,

I spoke with Kathleen about your message. She would like to include Tribal schools in her bill but is OK with keeping private schools in the pool. Your second point, from what I can determine using some initial DPI data is that most school districts that have a high school membership below 80 have a single high school.

I hope this is helpful

Linda Kleinschmidt

Chief of Staff
Office of State Senator Kathleen Vinehout
22 South State Capitol - PO Box 7882
Madison, WI 53707-7882
608-266-8546
1-877-763-6636

From: Malaise, Gordon
Sent: Thursday, February 27, 2014 1:37 PM
To: Kleinschmidt, Linda
Subject: RE: Bill draft request - education

So in effect you are excluding private schools and tribal schools, which under your bill would continue to go into the pool.

Theoretically, it is possible that a school district could operate more than one high school, but still have a total membership of under 80, but I would imagine that most school districts with a high school membership of under 80 would operate only one high school. In drafting should I worry about the former scenario or assume the latter? It will make a difference because current law refers to the membership of *each* high school.

From: Kleinschmidt, Linda
Sent: Thursday, February 27, 2014 1:26 PM
To: Malaise, Gordon
Subject: FW: Bill draft request - education

Hi Gordon,

We did some more researching and realized our original request brings in more schools than we planned. So our thought is to modify and request. Instead we want to all any school district with a total high school membership that is below 80 to be eligible for a scholarship.

I hope this makes sense. Give me a call if you have questions.

Linda Kleinschmidt

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From: Kuczenski, Tracy
Sent: Wednesday, February 26, 2014 2:36 PM
To: Kleinschmidt, Linda
Subject: RE: Bill draft request - education

Hi Linda --

This is actually Gordon Malaise's drafting area; I have passed the request on to him. Sorry about the confusions.

Tracy

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Senior Legislative Attorney
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608-266-8546

1-877-763-6636

Malaise, Gordon

From: Kleinschmidt, Linda
Sent: Friday, February 28, 2014 5:05 PM
To: Malaise, Gordon
Subject: RE: Bill draft request - education

Hi Gordon,

I looked at a new list and think we should drop the membership from 80 to 20. That captures the high schools that previously would have been in the pool. If you have thoughts on this suggestion please let me know.

Thanks again.

Linda Kleinschmidt

Chief of Staff
Office of State Senator Kathleen Vinehout
22 South State Capitol - PO Box 7882
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608-266-8546
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From: Malaise, Gordon
Sent: Thursday, February 27, 2014 1:37 PM
To: Kleinschmidt, Linda
Subject: RE: Bill draft request - education

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To: Malaise, Gordon
Subject: FW: Bill draft request - education

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We did some more researching and realized our original request brings in more schools than we planned. So our thought is to modify and request. Instead we want to all any school district with a total high school membership that is below 80 to be eligible for a scholarship.

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To: Kuczenski, Tracy

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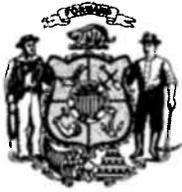
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Let me know if you have questions.



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-4344/2
GMM. *ijf*

11

IN 2/26

RF

Public and private

at least 20 but fewer than

1

AN ACT ...; relating to: the awarding of academic excellence higher education scholarships to pupils of high schools with enrollments of ~~less~~ than 80 pupils.

②

Analysis by the Legislative Reference Bureau

Under current law, the Higher Educational Aids Board (HEAB) administers the Academic Excellence Higher Education Scholarship Program under which HEAB awards scholarships to certain scholars, designated on the basis of grade point average, who enroll, on a full-time basis, in a public or private institution of higher education in this state. Under the program, an academic excellence higher education scholarship recipient is exempt from up to \$2,250 in tuition and fees for each academic year that the recipient is enrolled full time, maintains at least a 3.000 grade point average, and makes satisfactory progress toward an associate or a bachelor's degree or a vocational diploma.

Currently, those scholarships may be awarded: 1) to the senior with the highest grade point average from each high school in this state enrolling at least 80 but fewer than 500 pupils; 2) to the two seniors with the two highest grade point averages from each high school in this state enrolling at least 500 but fewer than 1,000 pupils; 3) to the three seniors with the three highest grade point averages from each high school in this state enrolling at least 1,000 but fewer than 1,500 pupils; 4) to the four seniors with the four highest grade point averages from each high school in this state enrolling at least 1,500 but fewer than 2,000 pupils; 5) to the five seniors with the five highest grade point averages from each high school in this state enrolling at least 2,000 but fewer than 2,500 pupils; and 6) to the six seniors with the six highest grade point averages from each high school in this state enrolling 2,500 or more pupils. In addition, not more than ten scholarships statewide may be awarded to seniors with the highest grade point averages from high schools enrolling fewer than 80 pupils.

public and tribal

public or tribal

This bill eliminates the limitation of not more than ten scholarships statewide for seniors from high schools enrolling fewer than 80 pupils and instead permits a scholarship to be awarded to the senior with the highest grade point average from each high school in this state enrolling fewer than 500 pupils, including a high school enrolling fewer than 80 pupils.

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

The bill does not affect that limitation with respect to private high schools enrolling fewer than 80 pupils.

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

1 SECTION 1. 39.41 (1m) (a) 1. of the statutes is amended to read:

2 39.41 (1m) (a) 1. For each high school with an enrollment of at least 80 pupils
3 but less than 500 pupils, designate the senior with the highest grade point average
4 in all subjects as a scholar.

History: 1989 a. 31; 1991 a. 39, 269, 315; 1993 a. 16, 399, 457; 1995 a. 27; 1997 a. 27, 109, 237; 1999 a. 9; 2001 a. 57; 2005 a. 267; 2009 a. 302, 306; 2011 a. 260; 2013 a. 60.

5 ~~SECTION 2. 39.41 (1m) (b) of the statutes is repealed.~~

6 ~~SECTION 3. 39.41 (1m) (c) 3. of the statutes is repealed.~~

7 ~~SECTION 4. 39.41 (1m) (c) 4. of the statutes is amended to read:~~

8 ~~39.41 (1m) (c) 4. For each public, private, or tribal high school with an~~
9 ~~enrollment of at least 80 pupils, notify~~ Notify the school board of the each school
10 ~~district operating the a public high school or and the governing body of the each~~
11 ~~private or tribal high school of the number of scholars to be designated under par. (a).~~

History: 1989 a. 31; 1991 a. 39, 269, 315; 1993 a. 16, 399, 457; 1995 a. 27; 1997 a. 27, 109, 237; 1999 a. 9; 2001 a. 57; 2005 a. 267; 2009 a. 302, 306; 2011 a. 260; 2013 a. 60.

12 ~~SECTION 5. 39.41 (1m) (c) 5. of the statutes is repealed.~~

13 SECTION 6. 39.41 (1m) (d) of the statutes is amended to read:

14 39.41 (1m) (d) By February 25 of each school year, if 2 or more seniors from the
15 same high school of at least 80 pupils have the same grade point average and, except
16 for the limitation on the number of designated scholars, are otherwise eligible for
17 designation under par. (a), the faculty of the high school shall select the applicable

public or tribal

or private high school

Insert
2-12
12

public and tribal

(plain)

20

plain

plain

plain

1 number of seniors for designation under par. (a) as scholars and shall certify, in order
 2 of priority, any remaining seniors with the same grade point average as alternates
 3 for the scholars or, if there is no remaining senior with the same grade point average,
 4 any remaining seniors with the next highest grade point average, but not less than
 5 3.800 or the equivalent, as alternates for the scholars. If a senior from that high
 6 school designated as a scholar under par. (a) does not qualify for a higher education
 7 scholarship under sub. (2) (a) or (3) (a), an alternate for the scholar with the same
 8 grade point average as any senior from that high school designated as a scholar
 9 under par. (a) shall be eligible for a higher education scholarship as a scholar under
 10 sub. (2) (a) or (3) (a) until the scholarship may be awarded by the board. If an
 11 alternate with the same grade point average as a scholar under par. (a) does not
 12 qualify for a higher education scholarship under sub. (2) (a) or (3) (a), an alternate
 13 with the next highest grade point average, but not less than 3.800 or the equivalent,
 14 shall be eligible for a higher education scholarship as a scholar under sub. (2) (a) or
 15 (3) (a) until the scholarship may be awarded by the board.

History: 1989 a. 31; 1991 a. 39, 269, 315; 1993 a. 16, 399, 457; 1995 a. 27; 1997 a. 27, 109, 237; 1999 a. 9; 2001 a. 57; 2005 a. 267; 2009 a. 302, 306; 2011 a. 260; 2013 a. 60.

~~SECTION 7. 39.41 (1m) (e) of the statutes is repealed.~~

SECTION 8. 39.41 (1m) (g) of the statutes is amended to read:

39.41 (1m) (g) Notwithstanding par. (a), if a high school of at least 80 pupils closes or merges in the 1991-92 school year or in any school year thereafter, the school board of the school district operating the high school or the governing body of the private or tribal high school shall, subject to par. (d), for each of the 2 school years following the closure or merger, designate the same number of scholars from among the pupils enrolled in the high school at the time of closure or merger as the number of scholars designated for that high school in the school year the high school closed

Ins
3-16
16

~~39.41 (1m) (e)~~
39.41 (1m) (g)

~~SECTION 7~~

(2)

80 pupils

~~SECTION 8~~

(20)

(INSERT 2-12)

1 **SECTION 1.** 39.41 (1m) (a) 1m. of the statutes is created to read:

2 39.41 (1m) (a) 1m. For each private high school with an enrollment of at least
3 80 pupils but less than 500 pupils, designate the senior with the highest grade point
4 average in all subjects as a scholar.

5 **SECTION 2.** 39.41 (1m) (b) of the statutes is amended to read:

6 39.41 (1m) (b) Subject to par. (e), by February 25 of each school year, the school
7 board of each school district operating one or more high schools and the governing
8 body of each private high school and of each tribal high school may, for each high
9 school with an enrollment of less than 80 pupils, ~~may~~ nominate the senior with the
10 highest grade point average in all subjects who may be designated as a scholar by the
11 executive secretary under par. (c) 3.

History: 1989 a. 31; 1991 a. 39, 269, 315; 1993 a. 16, 399, 457; 1995 a. 27; 1997 a. 27, 109, 237; 1999 a. 9; 2001 a. 57; 2005 a. 267; 2009 a. 302, 306; 2011 a. 260; 2013 a. 60.

12 **SECTION 3.** 39.41 (1m) (c) 4. of the statutes is amended to read:

13 39.41 (1m) (c) 4. For each public, private, or tribal high school, ~~and for each~~
14 ~~private high school~~ with an enrollment of at least 80 pupils, notify the school board
15 of the school district operating the public high school or the governing body of the
16 private or tribal high school of the number of scholars to be designated under par. (a).

History: 1989 a. 31; 1991 a. 39, 269, 315; 1993 a. 16, 399, 457; 1995 a. 27; 1997 a. 27, 109, 237; 1999 a. 9; 2001 a. 57; 2005 a. 267; 2009 a. 302, 306; 2011 a. 260; 2013 a. 60.

17 **SECTION 4.** 39.41 (1m) (c) 5. of the statutes is amended to read:

18 39.41 (1m) (c) 5. For each public, private, or tribal high school with an
19 enrollment of less than 80 pupils, notify the school board of the school district
20 operating the public high school or the governing body of the private or tribal high

1 school that the ~~school board or~~ governing body may nominate a senior under par. (b)
2 who may be designated as a scholar by the executive secretary.

History: 1989 a. 31; 1991 a. 39, 269, 315; 1993 a. 16, 399, 457; 1995 a. 27; 1997 a. 27, 109, 237; 1999 a. 9; 2001 a. 57; 2005 a. 267; 2009 a. 302, 306; 2011 a. 260; 2013 a. 60.

(END OF INSERT)

(INSERT 3-16)

3 SECTION 5. 39.41 (1m) (e) of the statutes is amended to read:

4 39.41 (1m) (e) If 2 or more seniors from the same ~~private~~ high school of less than
5 80 pupils have the same grade point average and, except for the limitation of one
6 nominated senior, are otherwise eligible for nomination under par. (b), the faculty of
7 the ~~private~~ high school shall select the senior who may be nominated by the school
8 board of the school district operating the public high school or the governing body of
9 the private ~~or tribal~~ high school for designation under par. (b) as a scholar by the
10 executive secretary. If that senior is designated as a scholar by the executive
11 secretary, but does not qualify for a higher education scholarship under sub. (2) (a)
12 or (3) (a), the faculty of the ~~private~~ high school shall select, in order of priority, one
13 or more of the remaining seniors with the same grade point average for certification
14 as a scholar or, if there is no remaining senior with the same grade point average, one
15 or more of the remaining seniors with the next highest grade point average, but not
16 less than 3.800 or the equivalent, for certification as a scholar, and the school board
17 of the school district operating the high school or the governing body of the private
18 ~~or tribal~~ high school shall certify to the board one or more of these seniors as eligible
19 for a higher education scholarship as a scholar under sub. (2) (a) or (3) (a) until the
20 scholarship may be awarded by the board.

History: 1989 a. 31; 1991 a. 39, 269, 315; 1993 a. 16, 399, 457; 1995 a. 27; 1997 a. 27, 109, 237; 1999 a. 9; 2001 a. 57; 2005 a. 267; 2009 a. 302, 306; 2011 a. 260; 2013 a. 60.

(END OF INSERT)

Insert A

This bill permits: 1) a scholarship to be awarded to the senior with the highest grade point average from each high school in this state enrolling at least ^A 20 ~~enrolling~~ ~~enrollment~~ but fewer than 500 ~~pupils~~ pupils; and 2) not more than ten scholarships to be awarded statewide to seniors from high schools enrolling fewer than ² 20 pupils.

(edit out)

Malaise, Gordon

From: Kleinschmidt, Linda
Sent: Wednesday, March 05, 2014 10:36 AM
To: Malaise, Gordon
Subject: RE: Academic Scholarship Bill

Yes!

Linda Kleinschmidt

Chief of Staff
Office of State Senator Kathleen Vinehout
22 South State Capitol - PO Box 7882
Madison, WI 53707-7882
608-266-8546
1-877-763-6636

From: Malaise, Gordon
Sent: Wednesday, March 05, 2014 10:14 AM
To: Kleinschmidt, Linda
Subject: RE: Academic Scholarship Bill

And tribal schools too like your earlier proposal?

From: Kleinschmidt, Linda
Sent: Tuesday, March 04, 2014 5:18 PM
To: Malaise, Gordon
Subject: Academic Scholarship Bill

Hi Gordon,

I know you are thinking I am crazy but I have another idea. After looking at DPI enrollment data I am wondering if it would make sense to draft a bill that provides for school districts with a total high school enrollment of at least 20 pupils up to 80 would be eligible for a scholarship. We would add a new criteria for those districts.

I would appreciate your thoughts.

Linda Kleinschmidt

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Madison, WI 53707-7882
608-266-8546
1-877-763-6636



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-4344/1

GMM:kjf:jf

SN 315
son

2013 BILL

public and tribal

Repeal to

1 AN ACT *to repeal* 39.41 (1m) (h); and *to amend* 39.41 (1m) (a) 1., 39.41 (1m) (b),
2 39.41 (1m) (c) 4., 39.41 (1m) (c) 5., 39.41 (1m) (d), 39.41 (1m) (e), 39.41 (1m) (g),
3 39.41 (1m) (j) and 39.41 (1m) (m) of the statutes; **relating to:** the awarding of
4 academic excellence higher education scholarships to pupils of high schools
5 with enrollments of at least 20 but fewer than 80 pupils.

Analysis by the Legislative Reference Bureau

Under current law, the Higher Educational Aids Board (HEAB) administers the Academic Excellence Higher Education Scholarship Program under which HEAB awards scholarships to certain scholars, designated on the basis of grade point average, who enroll, on a full-time basis, in a public or private institution of higher education in this state. Under the program, an academic excellence higher education scholarship recipient is exempt from up to \$2,250 in tuition and fees for each academic year that the recipient is enrolled full time, maintains at least a 3.000 grade point average, and makes satisfactory progress toward an associate or a bachelor's degree or a vocational diploma.

Currently, those scholarships may be awarded: 1) to the senior with the highest grade point average from each high school in this state enrolling at least 80 but fewer than 500 pupils; 2) to the two seniors with the two highest grade point averages from each high school in this state enrolling at least 500 but fewer than 1,000 pupils; 3) to the three seniors with the three highest grade point averages from each high school in this state enrolling at least 1,000 but fewer than 1,500 pupils; 4) to the four

- 2 - and to seniors from private high schools enrolling fewer than 80 pupils

BILL

public or tribal

seniors with the four highest grade point averages from each high school in this state enrolling at least 1,500 but fewer than 2,000 pupils; 5) to the five seniors with the five highest grade point averages from each high school in this state enrolling at least 2,000 but fewer than 2,500 pupils; and 6) to the six seniors with the six highest grade point averages from each high school in this state enrolling 2,500 or more pupils. In addition, not more than ten scholarships statewide may be awarded to seniors with the highest grade point averages from high schools enrolling fewer than 80 pupils.

public or tribal

This bill permits: 1) a scholarship to be awarded to the senior with the highest grade point average from each high school in this state enrolling at least 20 but fewer than 500 pupils; and 2) not more than ten scholarships to be awarded statewide to seniors from high schools enrolling fewer than 20 pupils.

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

and for each private high school with an enrollment of at least 80 pupils but less than 500 pupils

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

public and tribal

1

SECTION 1. 39.41 (1m) (a) 1. of the statutes is amended to read:

2

39.41 (1m) (a) 1. For each high school with an enrollment of at least 80 20 pupils but less than 500 pupils, designate the senior with the highest grade point average in all subjects as a scholar.

Handwritten notes in a box: 2, 4, 3, 4

5

SECTION 2. 39.41 (1m) (b) of the statutes is amended to read:

6

39.41 (1m) (b) Subject to par. (e), by February 25 of each school year, ~~the school board of each school district operating one or more high schools and the governing body of each private high school and of each tribal high school may, for each high school~~ with an enrollment of less than 80 20 pupils, ^{may} nominate the senior with the highest grade point average in all subjects who may be designated as a scholar by the executive secretary under par. (c) 3.

9

10

11

12

SECTION 3. 39.41 (1m) (c) 4. of the statutes is amended to read:

13

39.41 (1m) (c) 4. For each public, ~~private~~, or tribal high school with an enrollment of at least 80 20 pupils, notify the school board of the school district

14

and for each private high school with an enrollment of at least 80 pupils

BILL and for each private high school with an enrollment of less than 80 pupils

1 operating the public high school or the governing body of the private or tribal high
2 school of the number of scholars to be designated under par. (a).

3 **SECTION 4.** 39.41 (1m) (c) 5. of the statutes is amended to read:

4 39.41 (1m) (c) 5. For each public, ~~private~~, or tribal high school with an
5 enrollment of less than ~~80~~ 20 pupils, notify the school board of the school district
6 operating the public high school or the governing body of the private or tribal high
7 school that the school board or governing body may nominate a senior under par. (b)
8 who may be designated as a scholar by the executive secretary.

or from the same private high school at least 20 pupils

9 **SECTION 5.** 39.41 (1m) (d) of the statutes is amended to read:

public or tribal

10 39.41 (1m) (d) By February 25 of each school year, if 2 or more seniors from the
11 same high school of at least ~~80~~ 20 pupils, have the same grade point average and,
12 except for the limitation on the number of designated scholars, are otherwise eligible
13 for designation under par. (a), the faculty of the high school shall select the applicable
14 number of seniors for designation under par. (a) as scholars and shall certify, in order
15 of priority, any remaining seniors with the same grade point average as alternates
16 for the scholars or, if there is no remaining senior with the same grade point average,
17 any remaining seniors with the next highest grade point average, but not less than
18 3.800 or the equivalent, as alternates for the scholars. If a senior from that high
19 school designated as a scholar under par. (a) does not qualify for a higher education
20 scholarship under sub. (2) (a) or (3) (a), an alternate for the scholar with the same
21 grade point average as any senior from that high school designated as a scholar
22 under par. (a) shall be eligible for a higher education scholarship as a scholar under
23 sub. (2) (a) or (3) (a) until the scholarship may be awarded by the board. If an
24 alternate with the same grade point average as a scholar under par. (a) does not
25 qualify for a higher education scholarship under sub. (2) (a) or (3) (a), an alternate

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or from the same private high school
of less than 80 pupils

1 with the next highest grade point average, but not less than 3.800 or the equivalent,
2 shall be eligible for a higher education scholarship as a scholar under sub. (2) (a) or
3 (3) (a) until the scholarship may be awarded by the board. public or tribal

4 **SECTION 6.** 39.41 (1m) (e) of the statutes is amended to read:

5 39.41 (1m) (e) If 2 or more seniors from the same high school of less than 80
6 20 pupils have the same grade point average and, except for the limitation of one
7 nominated senior, are otherwise eligible for nomination under par. (b), the faculty of
8 the high school shall select the senior who may be nominated by the school board of
9 the school district operating the public high school or the governing body of the
10 private or tribal high school for designation under par. (b) as a scholar by the
11 executive secretary. If that senior is designated as a scholar by the executive
12 secretary, but does not qualify for a higher education scholarship under sub. (2) (a)
13 or (3) (a), the faculty of the high school shall select, in order of priority, one or more
14 of the remaining seniors with the same grade point average for certification as a
15 scholar or, if there is no remaining senior with the same grade point average, one or
16 more of the remaining seniors with the next highest grade point average, but not less
17 than 3.800 or the equivalent, for certification as a scholar, and the school board of the
18 school district operating the high school or the governing body of the private or tribal
19 high school shall certify to the board one or more of these seniors as eligible for a
20 higher education scholarship as a scholar under sub. (2) (a) or (3) (a) until the
21 scholarship may be awarded by the board. public or tribal

22 **SECTION 7.** 39.41 (1m) (g) of the statutes is amended to read:

23 39.41 (1m) (g) Notwithstanding par. (a), if a high school of at least 80 20 pupils
24 closes or merges in the 1991-92 school year or in any school year thereafter, the
25 school board of the school district operating the high school or the governing body of

or a private high school of at least 80 pupils

BILL

, or from the same private high school of at

least 80 pupils,

1 the private or tribal high school shall, subject to par. (d), for each of the 2 school years
 2 following the closure or merger, designate the same number of scholars from among
 3 the pupils enrolled in the high school at the time of closure or merger as the number
 4 of scholars designated for that high school in the school year the high school closed
 5 or merged. Any seniors designated under this paragraph shall be eligible for an
 6 original scholarship under this section.

7 **SECTION 8.** 39.41 (1m) (h) of the statutes is repealed.

8 **SECTION 9.** 39.41 (1m) (j) of the statutes is amended to read:

9 39.41 (1m) (j) In the event that if 2 or more seniors from the same high school
 10 of at least 80 20 pupils have the same grade point average and are otherwise eligible
 11 for designation under par. (a), the school board of the school district operating the
 12 high school or the governing body of the private or tribal high school shall make the
 13 designation of the faculty of the high school for purposes of par. (d) or (i).

14 **SECTION 10.** 39.41 (1m) (m) of the statutes is amended to read:

15 39.41 (1m) (m) Notwithstanding pars. (a), (b) and (d), if a high school ranks its
 16 seniors on the basis of grades in academic subjects, the school board of the school
 17 district operating the high school or the governing body of the private or tribal high
 18 school or, for purposes of par. (d), the faculty of the high school may request a waiver
 19 from the executive secretary in order to fulfill its requirements under par. (a), (b) or
 20 (d) on the basis of grade point averages in academic subjects.

21 **SECTION 11. Effective date.**

22 (1) ACADEMIC EXCELLENCE HIGHER EDUCATION SCHOLARSHIPS. This act takes effect
 23 on January 1, 2015.

24

(END)

Malaise, Gordon

From: Kleinschmidt, Linda
Sent: Friday, March 07, 2014 2:13 PM
To: Malaise, Gordon
Subject: Submitted: LRB -4344/1 Topic: Academic excellence scholarships; scholarships for pupils of high schools with enrollments of less than 80?body=

Importance: High

Hi Gordon,

Kathleen read your draft and wants to change the effective date to make it retroactive to January, 2014. She has a constituent who is the valedictorian of Alma High School who counted on getting the scholarship but was thrown into the pool of scholars from schools with less than 80 pupils. He was not selected as one of the 10. Kathleen is hoping to make this change so that he will receive the scholarship.

Thanks,

Linda Kleinschmidt
Chief of Staff
Office of State Senator Kathleen Vinehout
22 South State Capitol - PO Box 7882
Madison, WI 53707-7882
608-266-8546
1-877-763-6636



State of Wisconsin
2013-2014 LEGISLATURE



LRB-4344/2 (3)
GMM:kjf:rs pmr

IN 317
Wanted Mon 3/10

2013 BILL

Regen

1 **AN ACT** to repeal 39.41 (1m) (h); and to amend 39.41 (1m) (a) 1., 39.41 (1m) (b),
2 39.41 (1m) (c) 4., 39.41 (1m) (c) 5., 39.41 (1m) (d), 39.41 (1m) (e), 39.41 (1m) (g),
3 39.41 (1m) (j) and 39.41 (1m) (m) of the statutes; **relating to:** the awarding of
4 academic excellence higher education scholarships to pupils of public and tribal
5 high schools with enrollments of at least 20 but fewer than 80 pupils.

Analysis by the Legislative Reference Bureau

Under current law, the Higher Educational Aids Board (HEAB) administers the Academic Excellence Higher Education Scholarship Program under which HEAB awards scholarships to certain scholars, designated on the basis of grade point average, who enroll, on a full-time basis, in a public or private institution of higher education in this state. Under the program, an academic excellence higher education scholarship recipient is exempt from up to \$2,250 in tuition and fees for each academic year that the recipient is enrolled full time, maintains at least a 3.000 grade point average, and makes satisfactory progress toward an associate or a bachelor's degree or a vocational diploma.

Currently, those scholarships may be awarded: 1) to the senior with the highest grade point average from each high school in this state enrolling at least 80 but fewer than 500 pupils; 2) to the two seniors with the two highest grade point averages from each high school in this state enrolling at least 500 but fewer than 1,000 pupils; 3) to the three seniors with the three highest grade point averages from each high school in this state enrolling at least 1,000 but fewer than 1,500 pupils; 4) to the four

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seniors with the four highest grade point averages from each high school in this state enrolling at least 1,500 but fewer than 2,000 pupils; 5) to the five seniors with the five highest grade point averages from each high school in this state enrolling at least 2,000 but fewer than 2,500 pupils; and 6) to the six seniors with the six highest grade point averages from each high school in this state enrolling 2,500 or more pupils. In addition, not more than ten scholarships statewide may be awarded to seniors with the highest grade point averages from high schools enrolling fewer than 80 pupils.

This bill permits: 1) a scholarship to be awarded to the senior with the highest grade point average from each public or tribal high school in this state enrolling at least 20 but fewer than 500 pupils; and 2) not more than ten scholarships to be awarded statewide to seniors from public or tribal high schools enrolling fewer than 20 pupils and to seniors from private high schools enrolling fewer than 80 pupils.

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

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

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

2 39.41 (1m) (a) 1. For each public or tribal high school with an enrollment of at
 3 least 80 20 pupils ^{to plain} but less than 500 pupils and for each private high school with an
 4 enrollment of at least 80 pupils but less than 500 pupils, designate the senior with
 5 the highest grade point average in all subjects as a scholar.

6 **SECTION 2.** 39.41 (1m) (b) of the statutes is amended to read:

7 39.41 (1m) (b) Subject to par. (e), by February 25 of each school year, ~~the school~~
 8 ~~board of each school district operating one or more high schools and the governing~~
 9 ~~body of each private high school and of each tribal high school may, for each high~~
 10 ~~school with an enrollment of less than 80~~ 20 pupils, may nominate the senior with
 11 the highest grade point average in all subjects who may be designated as a scholar
 12 by the executive secretary under par. (c) 3.

13 **SECTION 3.** 39.41 (1m) (c) 4. of the statutes is amended to read:

BILL

1 39.41 (1m) (c) 4. For each public,~~private~~, or tribal high school with an
2 enrollment of at least ~~80~~ 20 pupils and for each private high school with an
3 enrollment of at least 80 pupils, notify the school board of the school district
4 operating the public high school or the governing body of the private or tribal high
5 school of the number of scholars to be designated under par. (a).

6 **SECTION 4.** 39.41 (1m) (c) 5. of the statutes is amended[✓] to read:

7 39.41 (1m) (c) 5. For each public,~~private~~, or tribal high school with an
8 enrollment of less than ~~80~~ 20 pupils and for each private high school with an
9 enrollment of less than 80 pupils, notify the school board of the school district
10 operating the public high school or the governing body of the private or tribal high
11 school that the school board or governing body may nominate a senior under par. (b)
12 who may be designated as a scholar by the executive secretary.

13 **SECTION 5.** 39.41 (1m) (d) of the statutes is amended[✓] to read:

14 39.41 (1m) (d) By February 25 of each school year, if 2 or more seniors from the
15 same public or tribal high school of at least ~~80~~ 20 pupils or from the same private high
16 school of at least 80 pupils have the same grade point average and, except for the
17 limitation on the number of designated scholars, are otherwise eligible for
18 designation under par. (a), the faculty of the high school shall select the applicable
19 number of seniors for designation under par. (a) as scholars and shall certify, in order
20 of priority, any remaining seniors with the same grade point average as alternates
21 for the scholars or, if there is no remaining senior with the same grade point average,
22 any remaining seniors with the next highest grade point average, but not less than
23 3.800 or the equivalent, as alternates for the scholars. If a senior from that high
24 school designated as a scholar under par. (a) does not qualify for a higher education
25 scholarship under sub. (2) (a) or (3) (a), an alternate for the scholar with the same

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1 grade point average as any senior from that high school designated as a scholar
2 under par. (a) shall be eligible for a higher education scholarship as a scholar under
3 sub. (2) (a) or (3) (a) until the scholarship may be awarded by the board. If an
4 alternate with the same grade point average as a scholar under par. (a) does not
5 qualify for a higher education scholarship under sub. (2) (a) or (3) (a), an alternate
6 with the next highest grade point average, but not less than 3.800 or the equivalent,
7 shall be eligible for a higher education scholarship as a scholar under sub. (2) (a) or
8 (3) (a) until the scholarship may be awarded by the board.

9 **SECTION 6.** 39.41 (1m) (e) of the statutes is amended[✓] to read:

10 39.41 (1m) (e) If 2 or more seniors from the same public or tribal high school
11 of less than ~~80~~ 20 pupils or from the same private high school of less than 80 pupils
12 have the same grade point average and, except for the limitation of one nominated
13 senior, are otherwise eligible for nomination under par. (b), the faculty of the high
14 school shall select the senior who may be nominated by the school board of the school
15 district operating the public high school or the governing body of the private or tribal
16 high school for designation under par. (b) as a scholar by the executive secretary. If
17 that senior is designated as a scholar by the executive secretary, but does not qualify
18 for a higher education scholarship under sub. (2) (a) or (3) (a), the faculty of the high
19 school shall select, in order of priority, one or more of the remaining seniors with the
20 same grade point average for certification as a scholar or, if there is no remaining
21 senior with the same grade point average, one or more of the remaining seniors with
22 the next highest grade point average, but not less than 3.800 or the equivalent, for
23 certification as a scholar, and the school board of the school district operating the
24 high school or the governing body of the private or tribal high school shall certify to
25 the board one or more of these seniors as eligible for a higher education scholarship

BILL

1 as a scholar under sub. (2) (a) or (3) (a) until the scholarship may be awarded by the
2 board.

3 **SECTION 7.** 39.41 (1m) (g) of the statutes is amended to read:

4 39.41 (1m) (g) Notwithstanding par. (a), if a public or tribal high school of at
5 least ~~80~~ 20 pupils or a private high school of at least 80 pupils closes or merges in the
6 1991-92 school year or in any school year thereafter, the school board of the school
7 district operating the high school or the governing body of the private or tribal high
8 school shall, subject to par. (d), for each of the 2 school years following the closure or
9 merger, designate the same number of scholars from among the pupils enrolled in
10 the high school at the time of closure or merger as the number of scholars designated
11 for that high school in the school year the high school closed or merged. Any seniors
12 designated under this paragraph shall be eligible for an original scholarship under
13 this section.

14 **SECTION 8.** 39.41 (1m) (h) of the statutes is repealed.

15 **SECTION 9.** 39.41 (1m) (j) of the statutes is amended to read:

16 39.41 (1m) (j) ~~In the event that~~ If 2 or more seniors from the same public or
17 tribal high school of at least ~~80~~ 20 pupils, or from the same private high school of at
18 least 80 pupils, have the same grade point average and are otherwise eligible for
19 designation under par. (a), the school board of the school district operating the high
20 school or the governing body of the private or tribal high school shall make the
21 designation of the faculty of the high school for purposes of par. (d) or (i).

22 **SECTION 10.** 39.41 (1m) (m) of the statutes is amended to read:

23 39.41 (1m) (m) Notwithstanding pars. (a), (b) and (d), if a high school ranks its
24 seniors on the basis of grades in academic subjects, the school board of the school
25 district operating the high school or the governing body of the private or tribal high

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1 school or, for purposes of par. (d), the faculty of the high school may request a waiver
2 from the executive secretary in order to fulfill its requirements under par. (a), (b) or
3 (d) on the basis of grade point averages in academic subjects.

4 **SECTION 11. Effective date.**

5 (1) ACADEMIC EXCELLENCE HIGHER EDUCATION SCHOLARSHIPS. This act takes effect

6 on January 1, 2015.

7 (END)

Handwritten notes: "New" with a checkmark, "6-3", and a bracket.

Handwritten annotations: "retroactively to" in a circle, and "2014" in a circle with a line connecting it to "2015" in the text above.

(INSERT 6-3)

(a)

1 **SECTION 1. Nonstatutory provisions.**

2 (1) DEADLINE FOR DESIGNATION OF ACADEMIC EXCELLENCE HIGHER EDUCATION
3 SCHOLARS IN 2014. Notwithstanding section 39.41 (1m) (a) (intro.) and (d) of the
4 statutes, by May 1, 2014, the school board of a school district operating a public high
5 school with an enrollment of at least 20 pupils but less than 80 pupils or the
6 governing body of a tribal high school with an enrollment of at least 20 pupils but less
7 than 80 pupils may designate the senior with the highest grade point average in all
8 subjects as an academic excellence higher education scholar and that scholar shall
9 be eligible for an academic excellence higher education scholarship in the 2014-15
10 academic year. This subsection does not apply to a school board or a governing body
11 of a tribal high school that nominated a senior as an academic excellence higher
12 education scholar under section 39.41 (1m) (b) of the statutes by February 25, 2014,
13 if that senior was subsequently designated as such a scholar by the executive
14 secretary of the higher education aids board under section 39.41 (1m) (c) 3. of the
15 statutes.

(END OF INSERT)

(INSERT A)

The bill takes effect retroactively to January 1, 2014. Notwithstanding the February 25 deadline under current law for designating a senior as a scholar, the bill permits a school board of a school district operating a public high school, or a governing body of a tribal high school, with an enrollment of at least 20 pupils but fewer than 80 pupils to designate a senior as a scholar by May 1, 2014, and provides that a scholar so designated is eligible for an academic excellence higher education scholarship in the 2014-15 academic year.

(END OF INSERT)

Barman, Mike

From: Kleinschmidt, Linda
Sent: Monday, March 10, 2014 5:12 PM
To: LRB.Legal
Subject: Draft Review: LRB -4344/3 Topic: Academic excellence scholarships; scholarships for pupils of high schools with enrollments of less than 80

Please Jacket LRB -4344/3 for the SENATE.