



State of Wisconsin
2017 - 2018 LEGISLATURE

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**ASSEMBLY AMENDMENT 1,
TO ASSEMBLY BILL 299**

May 30, 2017 - Offered by Representative KREMER.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 6, line 2: delete the material beginning with “violent,” and ending with
3 “interferes with” on line 3 and substitute “violent or other disorderly conduct that
4 materially and substantially disrupts”.

5 **2.** Page 6, line 15: delete the material beginning with “, if suspension” and
6 ending with “potential penalties” on line 16.

7 **3.** Page 6, line 16: after that line insert:

8 “2m. Require informing a student that he or she has the option to record his
9 or her disciplinary hearing under subd. 2.”.

10 **4.** Page 6, line 17: delete lines 17 to 19 and substitute:

11 “3. Require a formal investigation and disciplinary hearing the 2nd time a
12 student is alleged to have interfered with the expressive rights of others.

1 4. Require suspension for a minimum of one semester of any student who has
2 twice been found responsible for interfering with the expressive rights of others at
3 any time during the student's enrollment.

4 5. Require the expulsion of any student who has thrice been found responsible
5 for interfering with the expressive rights of others at any time during the student's
6 enrollment.

7 (bm) *Reporting*. The policy required under par. (a) shall include requirements
8 and procedures for all of the following:

9 1. Allowing any person to make a report that another person has violated this
10 section or the policy.

11 2. Requiring a formal investigation and disciplinary hearing if 2 or more
12 reports are made regarding the same person's violation of this section or the policy.

13 (br) *Reports to council*. The Board of Regents shall ensure that all disciplinary
14 hearings involving expressive conduct and the outcomes of those hearings are
15 reported to the council on free expression created under sub. (5) (a).".

16 **5.** Page 7, line 2: delete the material beginning with "no less than 15 members"
17 and ending with "of the system" on line 3 and substitute "9 members appointed by
18 the Board of Regents. Three of the members shall be public members, one member
19 shall be a member of the Board of Regents, one member shall represent a university
20 with doctorate programs, one member shall represent a university without doctorate
21 programs, one member shall represent the extension or a college campus,".

22 **6.** Page 7, line 14: after "subd. 1." insert ", including a description of the
23 disciplinary hearings and outcomes reported under sub. (4) (br)".

24 **7.** Page 7, line 22: delete lines 22 to 24 and substitute:

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“(6) NOTICE; ORIENTATION; TRAINING. (a) Upon adoption of the policy required under sub. (4) (a), the Board of Regents shall provide a notice to all students enrolled in the system informing the students about the policy.

(b) Each institution shall include in orientation programs for freshmen and transfer students a section describing the policies and rules regarding free expression consistent with this section. Upon hiring, each institution shall provide training to employees on those policies and rules. Each institution shall provide annual training to instructors on those policies and rules.”.

8. Page 9, line 8: after that line insert:

“(d) If a defendant prevails in an action brought under par. (a) and the court finds the action was frivolous or brought in bad faith, then, notwithstanding s. 814.04 (1), the defendant shall recover reasonable attorney fees incurred in connection with defending the action.”.

(END)