### 2019 DRAFTING REQUEST

Bill

For:

Chris Larson (608) 266-7505

Drafter:

agary

By:

**Nick Janis** 

Secondary Drafters:

Date:

9/18/2019

May Contact:

Same as LRB:

-5690

Submit via email:

YES

Requester's email:

Sen.Larson@legis.wisconsin.gov

Carbon copy (CC) to:

aaron.gary@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Wisconsin Promise Program to award grants covering two years of higher education tuition and fees

**Instructions:** 

Redraft 2015 SB 686

**Drafting History:** 

Vers.	Drafted	Reviewed	Submitted	<u>Jacketed</u>	Required
/?	mkunkel 9/18/2019	kfollett 9/19/2019			
/P1	mkunkel 10/21/2019	wjackson 10/21/2019	lparisi 9/19/2019		State S&L
/P2	agary 2/4/2020	kfollett 2/4/2020	lparisi 10/21/2019		State S&L
/P3	agary 2/10/2020	kfollett 2/10/2020	jmurphy 2/4/2020		State S&L
/1			lparisi	dwalker	State

Vers.DraftedReviewedSubmittedJacketedRequired2/10/20202/25/2020S&L

FE Sent For: At I Arm <END>

### Kunkel, Mark

From:

Knepp, Fern

Sent:

Wednesday, September 18, 2019 11:58 AM

To: Subject:

Kunkel, Mark FW: 2015 - SB 686

#### Can you do this for Nick?

From: Janis, Nick < Nick.Janis@legis.wisconsin.gov>
Sent: Wednesday, September 18, 2019 11:57 AM
To: Knepp, Fern < Fern.Knepp@legis.wisconsin.gov>

Subject: RE: 2015 - SB 686

Hi Fern,

Hope all is well with you! Senator Larson wants to reintroduce this bill from 2015. Arron wrote it, but he is out of the office until next week. Would you or someone on your team be able to revise it for this session, I need it by Friday?

Thanks!

### Nicholas A. Janis Office of Senator Chris Larson

Room 20 South, State Capitol Office: 608.266.7505

Office: 608.266.7505 District: 414.368.0135

Preferred Pronouns: He, Him, His

From: Janis, Nick

Sent: Thursday, August 29, 2019 11:13 AM

To: Gary, Aaron < Aaron.Gary@legis.wisconsin.gov>

Subject: 2015 - SB 686

Hi Aaron,

Would you be able to redraft this legislation for this session? https://docs.legis.wisconsin.gov/2015/related/proposals/sb686.pdf

Thank you,

## Nicholas A. Janis Office of Senator Chris Larson

Room 20 South, State Capitol

Office: 608.266.7505 District: 414.368.0135

Preferred Pronouns: He, Him, His



### State of Misconsin 2015 - 2016 LEGISLATURE

## LRB-4304/1 ARG:emw

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## 2015 SENATE BILL 686

4377/61

February 1, 2016 – Introduced by Senators C. Larson, Wirch, Risser, Harris Dodd and Carpenter, cosponsored by Representatives Sargent, Brostoff, Sinicki, Ohnstad, Zepnick, Berceau and Genrich. Referred to Committee on Universities and Technical Colleges.

AN ACT to create 20.235 (1) (fr), 39.439 and 227.01 (13) (Lt) of the statutes; relating to: creating a grant program to cover tuition and other educational expenses at public institutions of higher education, granting rule-making authority, and making an appropriation.

### Analysis by the Legislative Reference Bureau

This bill creates a Wisconsin Promise Program, administered by the Higher Educational Aids Board (HEAB), to provide grants to eligible students to cover tuition and other fees (tuition), along with housing and textbook costs as calculated by HEAB using a median per-student figure (other educational expenses), at any University of Wisconsin System institution or college campus, any technical college, or any tribal college in this state (collectively "public institution"). In general, a student is eligible for a grant under the program if the student: 1) is a resident enrolled at least half-time in a public institution; 2) has completed counseling explaining the program; and 3) signs an agreement that includes a promise to graduate with a cumulative grade point average of at least 3.0 and a promise to be continuously employed, subject to certain grace periods, within this state for at least three years after graduation. The grant amount is the amount of the student's tuition and other educational expenses after other financial aid in the form of grants and scholarships has been applied, based on the tuition and expenses level in the student's first year of enrollment and extended for the greater of four semesters or 60 credits. However, with an exception, if a student who receives a grant fails to comply with the terms of the agreement described in item 3), above, the grant

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converts to a loan that must be repaid at an annual interest rate of 5 percent. HEAB must, by rule, provide for a hardship exception under which the student may obtain a waiver under which the grant is not converted to a loan as a result of the student's failure to comply with the terms of the agreement. HEAB must specify standards for the determination of hardship and a process for seeking a waiver from HEAB.

For further information see the *state and local* 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:

Section 1. 20.235 (1) (fr) of the statutes is created to read:

20.235 (1) (fr) Wisconsin promise grants. A sum sufficient for Wisconsin promise grants under s. 39.439.

**Section 2.** 39.439 of the statutes is created to read:

### 39.439 Wisconsin promise grants. (1) Definitions. In this section:

- (a) "Expected family contribution" means the amount that a student and the student's family are expected to contribute toward the student's tuition and other educational expenses in the student's first year of enrollment at a public institution of higher education, as determined after the student and student's family have completed the most recent federal Free Application for Federal Student Aid, as described in 20 USC 1090 (a), and the amounts of all other available grants and scholarships are applied.
- (b) "Other educational expenses" means the median cost per student calculated by the board under sub. (7).
  - (c) "Public institution of higher education" means any of the following:
  - 1. Any institution or college campus of the University of Wisconsin System.
  - 2. Any technical college established under ch. 38.
  - 3. Any tribally controlled college located in this state.

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1	(d) "Tuition," when referring to the University of Wisconsin System, means
2	academic fees and segregated fees; when referring to the technical colleges, means
3	"program fees" and "additional fees" as described in s. 38.24 (1m) and (1s); and when
4	referring to a tribally controlled college, means the charge for the courses for which
5	a student is enrolled.
6	(2) ESTABLISHMENT OF GRANT PROGRAM. There is established, to be administered
7	by the board, a Wisconsin promise program to provide grants to students who meet
8	the eligibility criteria specified in sub. (3).
9	(3) ELIGIBILITY Subject to subs. (5) and (6), a student is eligible for a grant
10	under this section if the student meets all of the following criteria:
11	(a) The student is a resident student enrolled at least half-time in a public
12	institution of higher education.
13	(b) The student has successfully completed counseling explaining the benefits
14	and obligations of the program under this section, including the terms and conditions
15	of the agreement under par. (c) and consequences of noncompliance specified in sub.
16	(5).
17	(c) The student signs an agreement that includes all of the following:
18	1. A promise to graduate from the public institution of higher education with
19	a cumulative grade point average of at least 3.0 on a 4-point scale or the equivalent.
20	2. A promise to be employed within 3 months after the date of the student's
21	graduation and to remain continuously employed within this state for at least 3 years

thereafter, except for no more than 45 days of unemployment within this 3-year

period and except that the start of the student's employment may be deferred if the

student's studies continue after graduation, such as when the student graduates

from the collegiate transfer program of a technical college or the student graduates with a bachelor's degree and continues to graduate school.

- (4) Amount of grant. The amount of the grant under this section shall be based on the expected family contribution and shall be an amount calculated to cover the expected family contribution for 4 semesters or 60 credits, whichever is greater. The grant shall be paid from the appropriation account under s. 20.235 (1) (fr).
- (5) GRANT CONVERSION TO LOAN. (a) Except as provided in par. (b), if a student who received a grant under this section fails to comply with the terms of the agreement under sub. (3) (c), including failure to satisfy the promises in sub. (3) (c) 1. and 2., the grant shall convert to a loan. This loan shall be repaid at an annual interest rate of 5 percent, calculated from the date the grant funds were disbursed.
- (b) In the rules under sub. (8), the board shall provide for a hardship exception under which a student who fails to comply with the terms of the agreement under sub. (3) (c), including failure to satisfy either of the promises in sub. (3) (c) 1. or 2., may obtain a waiver from the board under which the grant received by the student is not converted to a loan under par. (a). The rules shall specify standards for the board's determination of hardship and a process for seeking a waiver under this paragraph.
- (c) The board shall deposit in the general fund as general purpose revenue-earned all repayments of loans under par. (a) and the interest on the loans.
- (6) Delinquent support obligations. The board may not make a grant under this section to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the board a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

1	(7) CALCULATING HOUSING AND MATERIALS COSTS. The board shall annually
2	calculate, for students at public institutions of higher education, the median cost per
3	student, for an academic year, of all of the following:
4	(a) Housing.
5	(b) Textbooks and other books and materials required for classes in which a
6	student is enrolled, including laboratory materials and supplies.
7	(8) RULES. The board shall promulgate rules to implement this section.
8	Section 3. 227.01 (13) (Lt) of the statutes is created to read:
9	227.01 (13) (Lt) Relates to the calculation under s. 39.439 (7).
10	(END)



### State of Misconsin 2019 - 2020 LEGISLATURE

LRB-4708/P1 MDK:kjf

(D-NOTE)

### PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

- 4377 P2

AN ACT to create 20.235 (1) (fr), 39.439 and 227.01 (13) (Lt) of the statutes; relating to: creating a grant program to cover tuition and other educational expenses at public institutions of higher education, granting rule-making authority, and making an appropriation.

### Analysis by the Legislative Reference Bureau

This bill creates a Wisconsin Promise Program, administered by the Higher Educational Aids Board (HEAB), to provide grants to eligible students to cover tuition and other fees (tuition), along with housing and textbook costs as calculated by HEAB using a median per-student figure (other educational expenses), at any University of Wisconsin System institution or college campus, any technical college, or any tribal college in this state (collectively "public institution"). In general, a student is eligible for a grant under the program if the student: 1) is a resident enrolled at least half-time in a public institution; 2) has completed counseling explaining the program; and 3) signs an agreement that includes a promise to graduate with a cumulative grade point average of at least 3.0 and a promise to be continuously employed, subject to certain grace periods, within this state for at least three years after graduation. The grant amount is the amount of the student's tuition and other educational expenses after other financial aid in the form of grants and scholarships has been applied, based on the tuition and expenses level in the student's first year of enrollment and extended for the greater of four semesters or 60 credits. However, with an exception, if a student who receives a grant fails to comply with the terms of the agreement described in item 3), above, the grant

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converts to a loan that must be repaid at an annual interest rate of 5 percent. HEAB must, by rule, provide for a hardship exception under which the student may obtain a waiver under which the grant is not converted to a loan as a result of the student's failure to comply with the terms of the agreement. HEAB must specify standards for the determination of hardship and a process for seeking a waiver from HEAB.

The bill also provides that a student who is not a U.S. citizen is eligible for grants under the program if he or she satisfies the requirements described above, as well as the following: 1) the student graduated from a Wisconsin high school or received a declaration of equivalency of high school graduation from Wisconsin; 2) the student was continuously present in Wisconsin for at least three years following the first day of attending a Wisconsin high school or immediately preceding receipt of a declaration of equivalency of high school graduation; and 3) the student enrolls in a public institution and provides the institution with an affidavit stating that he or she has filed or will file an application for permanent residency with U.S. Citizenship and Immigration Services as soon as the student is eligible to do so.

For further information see the *state and local* 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:

**Section 1.** 20.235 (1) (fr) of the statutes is created to read:

20.235 (1) (fr) Wisconsin promise grants. A sum sufficient for Wisconsin promise grants under s. 39.439.

**SECTION 2.** 39.439 of the statutes is created to read:

39.439 Wisconsin promise grants. (1) DEFINITIONS. In this section:

(a) "Expected family contribution" means the amount that a student and the student's family are expected to contribute toward the student's tuition and other educational expenses in the student's first year of enrollment at a public institution of higher education, as determined after the student and student's family have completed the most recent federal Free Application for Federal Student Aid, as described in 20 USC 1090 (a), and the amounts of all other available grants and scholarships are applied.

1	(b) "Other educational expenses" means the median cost per student calculated
2	by the board under sub. (7).
3	(c) "Public institution of higher education" means any of the following:
4	1. Any institution or college campus of the University of Wisconsin System.
5	2. Any technical college established under ch. 38.
6	3. Any tribally controlled college located in this state.
7	(d) "Resident student" includes a student who is a citizen of a country other
8	than the United States and who meets all of the following requirements:
9	1. The student graduated from a high school in this state or received a
10	declaration of equivalency of high school graduation from this state.
11	2. The student was continuously present in this state for at least 3 years
12	following the first day of attending a high school in this state or immediately
13	preceding receipt of a declaration of equivalency of high school graduation.
14	3. The student enrolls in a public institution of higher education and provides
15	that institution with proof that the person has filed or will file an application for a
16	permanent resident visa with U.S. Citizenship and Immigration Services as soon as
17	the student is eligible to do so.
18	(e) "Tuition," when referring to the University of Wisconsin System, means
19	academic fees and segregated fees; when referring to the technical colleges, means
20	"program fees" and "additional fees" as described in s. 38.24 (1m) and (1s); and when
21	referring to a tribally controlled college, means the charge for the courses for which
22	a student is enrolled.
23	(2) ESTABLISHMENT OF GRANT PROGRAM. There is established, to be administered
24	by the board, a Wisconsin promise program to provide grants to students who meet
25	the eligibility criteria specified in sub. (3).

- (3) ELIGIBILITY. Subject to subs. (5) and (6), a student is eligible for a grant under this section if the student meets all of the following criteria:
- (a) The student is a resident student enrolled at least half-time in a public institution of higher education.
- (b) The student has successfully completed counseling explaining the benefits and obligations of the program under this section, including the terms and conditions of the agreement under par. (c) and consequences of noncompliance specified in sub. (5).
  - (c) The student signs an agreement that includes all of the following:
- 1. A promise to graduate from the public institution of higher education with a cumulative grade point average of at least 3.0 on a 4-point scale or the equivalent.
- 2. A promise to be employed within 3 months after the date of the student's graduation and to remain continuously employed within this state for at least 3 years thereafter, except for no more than 45 days of unemployment within this 3-year period and except that the start of the student's employment may be deferred if the student's studies continue after graduation, such as when the student graduates from the collegiate transfer program of a technical college or the student graduates with a bachelor's degree and continues to graduate school.
- (4) Amount of grant. The amount of the grant under this section shall be based on the expected family contribution and shall be an amount calculated to cover the expected family contribution for 4 semesters or 60 credits, whichever is greater. The grant shall be paid from the appropriation account under s. 20.235 (1) (fr).
- (5) Grant conversion to loan. (a) Except as provided in par. (b), if a student who received a grant under this section fails to comply with the terms of the agreement under sub. (3) (c), including failure to satisfy the promises in sub. (3) (c)

- 1. and 2., the grant shall convert to a loan. This loan shall be repaid at an annual interest rate of 5 percent, calculated from the date the grant funds were disbursed.
- (b) In the rules under sub. (8), the board shall provide for a hardship exception under which a student who fails to comply with the terms of the agreement under sub. (3) (c), including failure to satisfy either of the promises in sub. (3) (c) 1. or 2., may obtain a waiver from the board under which the grant received by the student is not converted to a loan under par. (a). The rules shall specify standards for the board's determination of hardship and a process for seeking a waiver under this paragraph.
- (c) The board shall deposit in the general fund as general purpose revenue-earned all repayments of loans under par. (a) and the interest on the loans.
- (6) Delinquent support obligations. The board may not make a grant under this section to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the board a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).
- (7) CALCULATING HOUSING AND MATERIALS COSTS. The board shall annually calculate, for students at public institutions of higher education, the median cost per student, for an academic year, of all of the following:
  - (a) Housing.
- (b) Textbooks and other books and materials required for classes in which a student is enrolled, including laboratory materials and supplies.
  - (8) Rules. The board shall promulgate rules to implement this section.
- **Section 3.** 227.01 (13) (Lt) of the statutes is created to read:

1 227.01 (13) (Lt) Relates to the calculation under s. 39.439 (7).

2 (END)

# DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-4377/P2dn MDK:...



### Sen. Larson:

This version of the bill defines "resident student" to include undocumented individuals who were exempt from nonresident UW tuition under a proposal in the governor's proposed budget that was subsequently deleted by JCF. As a result, this version makes those individuals eligible for grants under the bill.

Mark D. Kunkel Senior Legislative Attorney (608) 504–5878 mark.kunkel@legis.wisconsin.gov

# DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-4377/P2dn MDK:wlj

October 21, 2019

Sen. Larson:

This version of the bill defines "resident student" to include undocumented individuals who were exempt from nonresident UW tuition under a proposal in the governor's proposed budget that was subsequently deleted by JCF. As a result, this version makes those individuals eligible for grants under the bill.

Mark D. Kunkel Senior Legislative Attorney (608) 504–5878 mark.kunkel@legis.wisconsin.gov



## State of Misconsin 2019 - 2020 LEGISLATURE

LRB-4377/10 3 MDK:kjf

### PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

2/4 Alc W/ Nich - P.4, 2, 21- make it 8 semesters or 120 credits - as 183

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the eligibility criteria specified in sub. (3).

1	(b) "Other educational expenses" means the median cost per student calculated
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3	(c) "Public institution of higher education" means any of the following:
4	1. Any institution or college campus of the University of Wisconsin System.
5	2. Any technical college established under ch. 38.
6	3. Any tribally controlled college located in this state.
7	(d) "Resident student" includes a student who is a citizen of a country other
8	than the United States and who meets all of the following requirements:
9	1. The student graduated from a high school in this state or received a
10	declaration of equivalency of high school graduation from this state.
11	2. The student was continuously present in this state for at least 3 years
12	following the first day of attending a high school in this state or immediately
13	preceding receipt of a declaration of equivalency of high school graduation.
14	3. The student enrolls in a public institution of higher education and provides
15	that institution with proof that the person has filed or will file an application for a
16	permanent resident visa with U.S. Citizenship and Immigration Services as soon as
17	the student is eligible to do so.
18	(e) "Tuition," when referring to the University of Wisconsin System, means
19	academic fees and segregated fees; when referring to the technical colleges, means
20	"program fees" and "additional fees" as described in s. $38.24(1\mathrm{m})$ and $(1\mathrm{s})$ ; and when
21	referring to a tribally controlled college, means the charge for the courses for which
22	a student is enrolled.
23	(2) ESTABLISHMENT OF GRANT PROGRAM. There is established, to be administered
24	by the board, a Wisconsin promise program to provide grants to students who meet

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- (3) ELIGIBILITY. Subject to subs. (5) and (6), a student is eligible for a grant under this section if the student meets all of the following criteria:
- (a) The student is a resident student enrolled at least half-time in a public institution of higher education.
- (b) The student has successfully completed counseling explaining the benefits and obligations of the program under this section, including the terms and conditions of the agreement under par. (c) and consequences of noncompliance specified in sub. (5).
  - (c) The student signs an agreement that includes all of the following:
- 1. A promise to graduate from the public institution of higher education with a cumulative grade point average of at least 3.0 on a 4-point scale or the equivalent.
- 2. A promise to be employed within 3 months after the date of the student's graduation and to remain continuously employed within this state for at least 3 years thereafter, except for no more than 45 days of unemployment within this 3-year period and except that the start of the student's employment may be deferred if the student's studies continue after graduation, such as when the student graduates from the collegiate transfer program of a technical college or the student graduates with a bachelor's degree and continues to graduate school.
- (4) Amount of grant. The amount of the grant under this section shall be based on the expected family contribution and shall be an amount calculated to cover the expected family contribution for 4 semesters or 60 credits, whichever is greater. The grant shall be paid from the appropriation account under s. 20.235 (1) (fr).
- (5) Grant conversion to loan. (a) Except as provided in par. (b), if a student who received a grant under this section fails to comply with the terms of the agreement under sub. (3) (c), including failure to satisfy the promises in sub. (3) (c)

- 1. and 2., the grant shall convert to a loan. This loan shall be repaid at an annual interest rate of 5 percent, calculated from the date the grant funds were disbursed.
- (b) In the rules under sub. (8), the board shall provide for a hardship exception under which a student who fails to comply with the terms of the agreement under sub. (3) (c), including failure to satisfy either of the promises in sub. (3) (c) 1. or 2., may obtain a waiver from the board under which the grant received by the student is not converted to a loan under par. (a). The rules shall specify standards for the board's determination of hardship and a process for seeking a waiver under this paragraph.
- (c) The board shall deposit in the general fund as general purpose revenue-earned all repayments of loans under par. (a) and the interest on the loans.
- (6) Delinquent support obligations. The board may not make a grant under this section to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the board a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).
- (7) CALCULATING HOUSING AND MATERIALS COSTS. The board shall annually calculate, for students at public institutions of higher education, the median cost per student, for an academic year, of all of the following:
  - (a) Housing.
- (b) Textbooks and other books and materials required for classes in which a student is enrolled, including laboratory materials and supplies.
  - (8) Rules. The board shall promulgate rules to implement this section.
- **Section 3.** 227.01 (13) (Lt) of the statutes is created to read:

1 227.01 (13) (Lt) Relates to the calculation under s. 39.439 (7).

2 (END)

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### PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

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converts to a loan that must be repaid at an annual interest rate of 5 percent. HEAB must, by rule, provide for a hardship exception under which the student may obtain a waiver under which the grant is not converted to a loan as a result of the student's failure to comply with the terms of the agreement. HEAB must specify standards for the determination of hardship and a process for seeking a waiver from HEAB.

The bill also provides that a student who is not a U.S. citizen is eligible for grants under the program if he or she satisfies the requirements described above, as well as the following: 1) the student graduated from a Wisconsin high school or received a declaration of equivalency of high school graduation from Wisconsin; 2) the student was continuously present in Wisconsin for at least three years following the first day of attending a Wisconsin high school or immediately preceding receipt of a declaration of equivalency of high school graduation; and 3) the student enrolls in a public institution and provides the institution with an affidavit stating that he or she has filed or will file an application for permanent residency with U.S. Citizenship and Immigration Services as soon as the student is eligible to do so.

For further information see the *state and local* 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:

**Section 1.** 20.235 (1) (fr) of the statutes is created to read:

20.235 (1) (fr) Wisconsin promise grants. A sum sufficient for Wisconsin promise grants under s. 39.439.

**Section 2.** 39.439 of the statutes is created to read:

39.439 Wisconsin promise grants. (1) Definitions. In this section:

(a) "Expected family contribution" means the amount that a student and the student's family are expected to contribute toward the student's tuition and other educational expenses in the student's first year of enrollment at a public institution of higher education, as determined after the student and student's family have completed the most recent federal Free Application for Federal Student Aid, as described in 20 USC 1090 (a), and the amounts of all other available grants and scholarships are applied.

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1	(b) "Other educational expenses" means the median cost per student calculated
2	by the board under sub. (7).
3	(c) "Public institution of higher education" means any of the following:
4	1. Any institution or college campus of the University of Wisconsin System.
5	2. Any technical college established under ch. 38.
6	3. Any tribally controlled college located in this state.
7	(d) "Resident student" includes a student who is a citizen of a country other
8	than the United States and who meets all of the following requirements:
9	1. The student graduated from a high school in this state or received a
10	declaration of equivalency of high school graduation from this state.
11	2. The student was continuously present in this state for at least 3 years
12	following the first day of attending a high school in this state or immediately
13	preceding receipt of a declaration of equivalency of high school graduation.
14	3. The student enrolls in a public institution of higher education and provides
15	that institution with proof that the person has filed or will file an application for a
16	permanent resident visa with U.S. Citizenship and Immigration Services as soon as
17	the student is eligible to do so.
18	(e) "Tuition," when referring to the University of Wisconsin System, means
19	academic fees and segregated fees; when referring to the technical colleges, means
20	"program fees" and "additional fees" as described in s. $38.24(1\text{m})$ and $(1\text{s})$ ; and when
21	referring to a tribally controlled college, means the charge for the courses for which
22	a student is enrolled.

(2) Establishment of grant program. There is established, to be administered

by the board, a Wisconsin promise program to provide grants to students who meet

the eligibility criteria specified in sub. (3).

(3) ELIGIBILITY. Subject to subs. (5) and (6), a student	is eligible for a grant
under this section if the student meets all of the following cr	iteria:

- (a) The student is a resident student enrolled at least half-time in a public institution of higher education.
- (b) The student has successfully completed counseling explaining the benefits and obligations of the program under this section, including the terms and conditions of the agreement under par. (c) and consequences of noncompliance specified in sub. (5).
  - (c) The student signs an agreement that includes all of the following:
- 1. A promise to graduate from the public institution of higher education with a cumulative grade point average of at least 3.0 on a 4-point scale or the equivalent.
- 2. A promise to be employed within 3 months after the date of the student's graduation and to remain continuously employed within this state for at least 3 years thereafter, except for no more than 45 days of unemployment within this 3-year period and except that the start of the student's employment may be deferred if the student's studies continue after graduation, such as when the student graduates from the collegiate transfer program of a technical college or the student graduates with a bachelor's degree and continues to graduate school.
- (4) Amount of Grant. The amount of the grant under this section shall be based on the expected family contribution and shall be an amount calculated to cover the expected family contribution for 8 semesters or 120 credits, whichever is greater. The grant shall be paid from the appropriation account under s. 20.235 (1) (fr).
- (5) Grant conversion to loan. (a) Except as provided in par. (b), if a student who received a grant under this section fails to comply with the terms of the agreement under sub. (3) (c), including failure to satisfy the promises in sub. (3) (c)

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1	1. and 2., the grant shall convert to a loan. This loan shall be repaid at an annual
2	interest rate of 5 percent, calculated from the date the grant funds were disbursed.
3	(b) In the rules under sub. (8), the board shall provide for a hardship exception
4	under which a student who fails to comply with the terms of the agreement under
5	sub. (3) (c), including failure to satisfy either of the promises in sub. (3) (c) 1. or 2.,
6	may obtain a waiver from the board under which the grant received by the student
7	is not converted to a loan under par. (a). The rules shall specify standards for the
8	board's determination of hardship and a process for seeking a waiver under this
9	paragraph.
10	(c) The board shall deposit in the general fund as general purpose
11	revenue-earned all repayments of loans under par. (a) and the interest on the loans.
12	(6) DELINQUENT SUPPORT OBLIGATIONS. The board may not make a grant under
13	this section to a person whose name appears on the statewide support lien docket
14	under s. $49.854$ (2) (b), unless the person provides to the board a payment agreement
15	that has been approved by the county child support agency under s. $59.53(5)$ and that
16	is consistent with rules promulgated under s. 49.858 (2) (a).
17	(7) CALCULATING HOUSING AND MATERIALS COSTS. The board shall annually
18	calculate, for students at public institutions of higher education, the median cost per
19	student, for an academic year, of all of the following:
20	(a) Housing.
21	(b) Textbooks and other books and materials required for classes in which a
22	student is enrolled, including laboratory materials and supplies.

SECTION 3. 227.01 (13) (Lt) of the statutes is created to read:

(8) Rules. The board shall promulgate rules to implement this section.

1 227.01 (13) (Lt) Relates to the calculation under s. 39.439 (7).

2 (END)

### Gary, Aaron

From:

Sen.Larson

Sent:

Monday, February 10, 2020 11:51 AM

To:

Gary, Aaron

Cc:

Rayment, Harrison

Subject: Attachments:

FW: Draft review: LRB -4377/P2 19-4377/P2.pdf; DraftersNote1.pdf

Hi Aaron,

Thanks for the work on the amendment for this, but Sen. Larson is going to stick to the P/2 version. Could you get me a (-1) of this version? We plan to circulate for co-sponsorships this Thursday. Also, Rep. Sargent's office will need an Assembly version.

Thanks,

### Nicholas A. Janis Office of Senator Chris Larson

Room 20 South, State Capitol

Office: 608.266.7505 District: 414.368.0135

Preferred Pronouns: He, Him, His

From: LRB.Legal <a href="mailto:lrblegal@legis.wisconsin.gov">lrblegal@legis.wisconsin.gov</a>>
Sent: Monday, October 21, 2019 3:27 PM

To: Sen.Larson <Sen.Larson@legis.wisconsin.gov>

Subject: Draft review: LRB -4377/P2

Following is the PDF version of draft LRB -4377/P2 and drafter's note.



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### State of Misconsin 2019 - 2020 LEGISLATURE

(roday)

LRB-4377/P2

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PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Editori: Note
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for redraft
The 1PZ,
Not 1P3

AN ACT to create 20.235 (1) (fr), 39.439 and 227.01 (13) (Lt) of the statutes; relating to: creating a grant program to cover tuition and other educational

expenses at public institutions of higher education, granting rule-making authority, and making an appropriation.

### Analysis by the Legislative Reference Bureau

This bill creates a Wisconsin Promise Program, administered by the Higher Educational Aids Board (HEAB), to provide grants to eligible students to cover tuition and other fees (tuition), along with housing and textbook costs as calculated by HEAB using a median per-student figure (other educational expenses), at any University of Wisconsin System institution or college campus, any technical college, or any tribal college in this state (collectively "public institution"). In general, a student is eligible for a grant under the program if the student: 1) is a resident enrolled at least half-time in a public institution; 2) has completed counseling explaining the program; and 3) signs an agreement that includes a promise to graduate with a cumulative grade point average of at least 3.0 and a promise to be continuously employed, subject to certain grace periods, within this state for at least three years after graduation. The grant amount is the amount of the student's tuition and other educational expenses after other financial aid in the form of grants and scholarships has been applied, based on the tuition and expenses level in the student's first year of enrollment and extended for the greater of four semesters or 60 credits. However, with an exception, if a student who receives a grant fails to comply with the terms of the agreement described in item 3), above, the grant

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converts to a loan that must be repaid at an annual interest rate of 5 percent. HEAB must, by rule, provide for a hardship exception under which the student may obtain a waiver under which the grant is not converted to a loan as a result of the student's failure to comply with the terms of the agreement. HEAB must specify standards for the determination of hardship and a process for seeking a waiver from HEAB.

The bill also provides that a student who is not a U.S. citizen is eligible for grants under the program if he or she satisfies the requirements described above, as well as the following: 1) the student graduated from a Wisconsin high school or received a declaration of equivalency of high school graduation from Wisconsin; 2) the student was continuously present in Wisconsin for at least three years following the first day of attending a Wisconsin high school or immediately preceding receipt of a declaration of equivalency of high school graduation; and 3) the student enrolls in a public institution and provides the institution with an affidavit stating that he or she has filed or will file an application for permanent residency with U.S. Citizenship and Immigration Services as soon as the student is eligible to do so.

For further information see the *state and local* 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:

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### 39.439 Wisconsin promise grants. (1) Definitions. In this section:

(a) "Expected family contribution" means the amount that a student and the student's family are expected to contribute toward the student's tuition and other educational expenses in the student's first year of enrollment at a public institution of higher education, as determined after the student and student's family have completed the most recent federal Free Application for Federal Student Aid, as described in 20 USC 1090 (a), and the amounts of all other available grants and scholarships are applied.

the eligibility criteria specified in sub. (3).

1	(b) "Other educational expenses" means the median cost per student calculated
2	by the board under sub. (7).
3	(c) "Public institution of higher education" means any of the following:
4	1. Any institution or college campus of the University of Wisconsin System.
5	2. Any technical college established under ch. 38.
6	3. Any tribally controlled college located in this state.
7	(d) "Resident student" includes a student who is a citizen of a country other
8	than the United States and who meets all of the following requirements:
9	1. The student graduated from a high school in this state or received a
10	declaration of equivalency of high school graduation from this state.
11	2. The student was continuously present in this state for at least 3 years
12	following the first day of attending a high school in this state or immediately
13	preceding receipt of a declaration of equivalency of high school graduation.
14	3. The student enrolls in a public institution of higher education and provides
15	that institution with proof that the person has filed or will file an application for a
16	permanent resident visa with U.S. Citizenship and Immigration Services as soon as
17	the student is eligible to do so.
18	(e) "Tuition," when referring to the University of Wisconsin System, means
19	academic fees and segregated fees; when referring to the technical colleges, means
20	"program fees" and "additional fees" as described in s. 38.24 (1m) and (1s); and when
21	referring to a tribally controlled college, means the charge for the courses for which
22	a student is enrolled.
23	(2) ESTABLISHMENT OF GRANT PROGRAM. There is established, to be administered
24	by the board, a Wisconsin promise program to provide grants to students who meet

(3)	ELIGIBILITY.	Subject to sub	os. (5) and	(6), a student	is eligible f	or a grant
under th	is section if t	he student mee	ets all of th	ie following cri	teria:	

- (a) The student is a resident student enrolled at least half-time in a public institution of higher education.
- (b) The student has successfully completed counseling explaining the benefits and obligations of the program under this section, including the terms and conditions of the agreement under par. (c) and consequences of noncompliance specified in sub. (5).
  - (c) The student signs an agreement that includes all of the following:
- 1. A promise to graduate from the public institution of higher education with a cumulative grade point average of at least 3.0 on a 4-point scale or the equivalent.
- 2. A promise to be employed within 3 months after the date of the student's graduation and to remain continuously employed within this state for at least 3 years thereafter, except for no more than 45 days of unemployment within this 3-year period and except that the start of the student's employment may be deferred if the student's studies continue after graduation, such as when the student graduates from the collegiate transfer program of a technical college or the student graduates with a bachelor's degree and continues to graduate school.
- (4) Amount of Grant. The amount of the grant under this section shall be based on the expected family contribution and shall be an amount calculated to cover the expected family contribution for 4 semesters or 60 credits, whichever is greater. The grant shall be paid from the appropriation account under s. 20.235 (1) (fr).
- (5) Grant conversion to loan. (a) Except as provided in par. (b), if a student who received a grant under this section fails to comply with the terms of the agreement under sub. (3) (c), including failure to satisfy the promises in sub. (3) (c)

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- 1. and 2., the grant shall convert to a loan. This loan shall be repaid at an annual interest rate of 5 percent, calculated from the date the grant funds were disbursed.
- (b) In the rules under sub. (8), the board shall provide for a hardship exception under which a student who fails to comply with the terms of the agreement under sub. (3) (c), including failure to satisfy either of the promises in sub. (3) (c) 1. or 2., may obtain a waiver from the board under which the grant received by the student is not converted to a loan under par. (a). The rules shall specify standards for the board's determination of hardship and a process for seeking a waiver under this paragraph.
- (c) The board shall deposit in the general fund as general purpose revenue-earned all repayments of loans under par. (a) and the interest on the loans.
- (6) Delinquent support obligations. The board may not make a grant under this section to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the board a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).
- (7) Calculating housing and materials costs. The board shall annually calculate, for students at public institutions of higher education, the median cost per student, for an academic year, of all of the following:
  - (a) Housing.
- (b) Textbooks and other books and materials required for classes in which a student is enrolled, including laboratory materials and supplies.
  - (8) Rules. The board shall promulgate rules to implement this section.
- **Section 3.** 227.01 (13) (Lt) of the statutes is created to read:

1 227.01 (13) (Lt) Relates to the calculation under s. 39.439 (7).

2 (END)

### Walker, Dan

From:

Janis, Nick

Sent:

Tuesday, February 25, 2020 9:33 AM

To:

LRB.Legal

Subject:

Draft Review: LRB -4377/1

Please Jacket LRB -4377/1 for the SENATE.