



2019 SENATE BILL 334

1 **AN ACT** *to renumber* 36.11 (47) (a), 36.11 (47) (b), 38.12 (13) (a), 38.12 (13) (b)
2 and 39.48 (2); *to amend* 36.11 (47) (intro.), 36.27 (2) (br) 2., 38.12 (13) (intro.),
3 39.48 (intro.) and 39.48 (1); and *to create* 36.11 (47) (d), 38.12 (13) (d), 39.48
4 (2m) (intro.) and (a) and 39.48 (3) of the statutes; **relating to:** requirements for
5 colleges when service member students are called into active duty.

Analysis by the Legislative Reference Bureau

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

6 **SECTION 1.** 36.11 (47) (intro.) of the statutes is amended to read:
7 36.11 (**47**) ARMED FORCES. (intro.) If a student who is a member of a national
8 guard or a member of a reserve unit of the U.S. armed forces withdraws from school
9 after September 11, 2001, because he or she is called into state active duty or into
10 active service with the U.S. armed forces ~~for at least 30 days~~, the board shall reenroll
11 do all of the following:

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1 (am) Reenroll the student beginning in the semester in which he or she is
2 discharged, demobilized, or deactivated from active duty or the next succeeding
3 semester, whichever the student prefers, ~~shall give.~~

4 (bm) Give the student the same priority in registering for courses that the
5 student would have had if he or she had registered for courses at the beginning of the
6 registration period, ~~and, at.~~

7 (c) At the student's request, do one of the following for all courses from which
8 the student had to withdraw:

9 **SECTION 2.** 36.11 (47) (a) of the statutes is renumbered 36.11 (47) (c) 1.

10 **SECTION 3.** 36.11 (47) (b) of the statutes is renumbered 36.11 (47) (c) 2.

11 **SECTION 4.** 36.11 (47) (d) of the statutes is created to read:

12 36.11 **(47)** (d) Ensure that the student is provided a reasonable opportunity to
13 complete final projects and final examinations for all courses in which the scheduled
14 end date of the course is not more than 30 days after the date of the order calling the
15 student into active duty or service unless such an accommodation cannot be
16 reasonably made.

17 **SECTION 5.** 36.27 (2) (br) 2. of the statutes is amended to read:

18 36.27 **(2)** (br) 2. If a student receiving the exemption under this paragraph
19 withdraws from an institution during a semester or session because he or she is
20 called into state active duty or into active service with the U.S. armed forces ~~for at~~
21 ~~least 30 days~~, the student is entitled to the exemption under this paragraph if he or
22 she reenrolls in an institution during the semester in which he or she is discharged,
23 demobilized, or deactivated from active duty or in the next succeeding semester.

24 **SECTION 6.** 38.12 (13) (intro.) of the statutes is amended to read:

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1 38.12 (13) ARMED FORCES. (intro.) If a student who is a member of a national
2 guard or a member of a reserve unit of the U.S. armed forces withdraws from school
3 after September 11, 2001, because he or she is called into state active duty or into
4 active service with the U.S. armed forces ~~for at least 30 days~~, the district board shall
5 reenroll do all of the following:

6 (am) Reenroll the student beginning in the semester in which he or she is
7 discharged, demobilized, or deactivated from active duty or the next succeeding
8 semester, whichever the student prefers, ~~shall give~~.

9 (bm) Give the student the same priority in registering for courses that the
10 student would have had if he or she had registered for courses at the beginning of the
11 registration period, ~~and, at~~.

12 (c) At the student's request, do one of the following for all courses from which
13 the student had to withdraw:

14 **SECTION 7.** 38.12 (13) (a) of the statutes is renumbered 38.12 (13) (c) 1.

15 **SECTION 8.** 38.12 (13) (b) of the statutes is renumbered 38.12 (13) (c) 2.

16 **SECTION 9.** 38.12 (13) (d) of the statutes is created to read:

17 38.12 (13) (d) Ensure that the student is provided a reasonable opportunity to
18 complete final projects and final examinations for all courses in which the scheduled
19 end date of the course is not more than 30 days after the date of the order calling the
20 student into active duty or service unless such an accommodation cannot be
21 reasonably made.

22 **SECTION 10.** 39.48 (intro.) of the statutes is amended to read:

23 **39.48 Armed forces.** (intro.) If a student who is a member of a national guard
24 or a member of a reserve unit of the U.S. armed forces withdraws from a private
25 nonprofit college or university located in this state, or from a school approved by the

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1 department of safety and professional services under s. 440.52 or the educational
2 approval board under s. 38.50, 2015 stats., or authorized by the distance learning
3 authorization board under s. 39.86, after September 11, 2001, because he or she is
4 called into state active duty or into active service with the U.S. armed forces ~~for at~~
5 ~~least 30 days,~~ the college ~~or,~~ university, or school shall, ~~at the student's request,~~ do
6 all of the following:

7 **SECTION 11.** 39.48 (1) of the statutes is amended to read:

8 39.48 (1) Reenroll the student beginning in the semester in which he or she is
9 discharged, demobilized, or deactivated from active duty or the next succeeding
10 semester, whichever the student prefers, ~~and give.~~

11 **(1m)** Give the student the same priority in registering for courses that the
12 student would have had if he or she had registered for courses at the beginning of the
13 registration period.

14 **SECTION 12.** 39.48 (2) of the statutes is renumbered 39.48 (2m) (b).

15 **SECTION 13.** 39.48 (2m) (intro.) and (a) of the statutes are created to read:

16 39.48 (2m) (intro.) At the student's request, do one of the following for all
17 courses from which the student had to withdraw:

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

20 **SECTION 14.** 39.48 (3) of the statutes is created to read:

21 39.48 (3) Ensure that the student is provided a reasonable opportunity to
22 complete final projects and final examinations for all courses in which the scheduled
23 end date of the course is not more than 30 days after the date of the order calling the

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1 student into active duty or service unless such an accommodation cannot be
2 reasonably made.

3 (END)