



2003 ASSEMBLY BILL 406

June 12, 2003 - Introduced by Representatives MUSSER, BIES, BOYLE, PETTIS, SCHNEIDER, KREIBICH, GRONEMUS, SUDER, TRAVIS, MCCORMICK, FREESE, GUNDERSON, MORRIS, TURNER, KESTELL, HINES, VRAKAS, KRAWCZYK, SERATTI, JENSEN, OWENS, J. FITZGERALD, HAHN, NASS, LADWIG, GROTHMAN, MILLER, HUBER and VAN ROY, cosponsored by Senators S. FITZGERALD, SCHULTZ, HANSEN, WIRCH, ROESSLER, CHVALA and CARPENTER. Referred to Committee on Colleges and Universities.

1 **AN ACT** *to renumber and amend* 39.48; *to amend* 36.11 (47) (intro.) and 38.12
2 (13) (intro.); and *to create* 39.48 (1) of the statutes; **relating to:** college
3 reenrollment of persons called into active military service.

Analysis by the Legislative Reference Bureau

Current law requires public colleges and universities, including technical colleges, to allow a student who is forced to withdraw from school after September 11, 2001, because he or she is called into active military service to reimburse the student for tuition, fees, and prorated room and board or to grant the student an incomplete and allow the student to complete the courses within six months of leaving service without paying additional tuition or fees. Current law requires a private college or university to grant such a student an incomplete and allow the student to complete the courses within six months of leaving service, without paying additional tuition or fees, but does not give a private college or university the option of reimbursing tuition, fees, and prorated room and board instead of granting an incomplete and permitting the student to complete the course.

Current law provides these protections to members of the Wisconsin National Guard and to members of a reserve unit of the U.S. armed forces. Under this bill the protections are provided to residents of Wisconsin who are members of the national guard of any state or of a reserve unit of the U.S. armed forces.

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The bill also requires the colleges and universities to reenroll the student beginning in the semester following his or her military discharge or the next succeeding semester, whichever the student prefers.

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

1 **SECTION 1.** 36.11 (47) (intro.) of the statutes is amended to read:

2 36.11 (47) ARMED FORCES. (intro.) If a student who is a resident of this state
3 and a member of the Wisconsin a national guard or a member of a reserve unit of the
4 U.S. armed forces withdraws from school after September 11, 2001, because he or she
5 is called into state active duty under ch. 21 or into active service with the U.S. armed
6 forces for at least 30 days, the board shall reenroll the student beginning in the
7 semester following his or her discharge from active duty or the next succeeding
8 semester, whichever the student prefers, and, at the student's request, do one of the
9 following for all courses from which the student had to withdraw:

10 **SECTION 2.** 38.12 (13) (intro.) of the statutes is amended to read:

11 38.12 (13) ARMED FORCES. (intro.) If a student who is a resident of this state
12 and a member of the Wisconsin a national guard or a member of a reserve unit of the
13 U.S. armed forces withdraws from school after September 11, 2001, because he or she
14 is called into state active duty under ch. 21 or into active service with the U.S. armed
15 forces for at least 30 days, the district board shall reenroll the student beginning in
16 the semester following his or her discharge from active duty or the next succeeding
17 semester, whichever the student prefers, and, at the student's request, do one of the
18 following for all courses from which the student had to withdraw:

19 **SECTION 3.** 39.48 of the statutes is renumbered 39.48 (intro.) and amended to
20 read:

