

1969 Assembly Bill 271

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**CHAPTER 296, LAWS OF 1969**

AN ACT to create 36.46 of the statutes, relating to periods of ineligibility for readmission to the university of Wisconsin and state universities and the suspension of student aids.

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

36.46 of the statutes is created to read:

36.46 CAMPUS MISCONDUCT. (1) DEFINITIONS. For the purposes of this section:

(a) "Campus misconduct" means a crime or offense involving the use of or assistance to others in the use of force, disruption, or the seizure of property under control of any state or private institution of higher education with intent to prevent students or employes at the institution from engaging in their duties or pursuing their studies, where such offense was of a serious nature and contributed to a substantial disruption of the administration of the institution. This includes, without restriction because of enumeration, the use of force with intent to cause disruption of class attendance or normal pedestrian or vehicular traffic to and from university buildings, classrooms, administrative or professional offices or athletic facilities.

(b) "Direct state support" means direct state support for educational purposes, including loans, grants, partial or total exemption from tuition, scholarships, fellowships or aids, without restriction because of enumeration.

(c) "State institution of higher education" means an institution of higher education under this chapter or ch. 37.

(2) INELIGIBILITY FOR ATTENDANCE, EMPLOYMENT OR DIRECT STATE SUPPORT. No person shall be eligible for attendance or employment at any state institution of higher education for a period of not less than one semester nor more than 2 years, nor for direct state support at a state or private institution of higher education for such a period, if that institution, having afforded that person notice and opportunity to attend a hearing, determines at the hearing that:

(a) The person has been convicted of a crime or of violation of a municipal ordinance based on a crime, which was committed after the effective date of this section (1969), and which involved misconduct under sub. (1) (a); or

(b) The person has wilfully refused to obey a lawful regulation or order of the institution and that such refusal involved misconduct under sub. (1) (a).

(3) PERIOD OF INELIGIBILITY FOR ATTENDANCE, EMPLOYMENT OR DIRECT STATE SUPPORT. The period of ineligibility for attendance, employment or direct state support shall be measured from the date of determination of ineligibility by the institution.

(4) READMISSION. Any person determined to be ineligible for direct state support, attendance or employment at any state institution of higher education may petition for readmission, reemployment or reinstatement of direct state support after ineligibility is determined, but shall not be re-eligible until one full semester has elapsed after the date of that determination. The petition shall be approved or disapproved by a committee consisting of the administrative head of his campus or his designated rep-

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representative, the dean of students or the equivalent administrative officer on that campus and a member of the board of regents of that institution. The decision of this committee may be appealed to the board of regents. Approved December 10, 1969.

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