

1999 ASSEMBLY BILL 955

March 30, 2000 – Introduced by Representatives POCAN, BERCEAU, BOYLE and MILLER. Referred to Committee on Colleges and Universities.

1 **AN ACT** *to renumber* 5.60 (1) (a); *to amend* 5.02 (3) and (23), 5.58 (2) (title), 5.58
2 (3), 5.60 (1) (title), 5.60 (1) (b), 7.60 (4) (a), 7.60 (5), 7.70 (3) (d), 8.11 (3), 11.26
3 (9) (b), 11.50 (1) (a) 1. and 2., 11.50 (4) (intro.), 11.50 (4) (cm), 11.50 (7) (intro.),
4 11.50 (9), 15.07 (1) (cm), 15.07 (5) (intro.), 15.07 (5) (e), 15.91, 17.01 (2) and
5 25.42; *to repeal and recreate* 11.50 (3) (title); and *to create* 5.58 (2e), 5.60 (1)
6 (a), 7.70 (6), 8.10 (3) (ae), 8.25 (6), 8.50 (4) (em), 9.10 (1) (e), 11.24 (1x), 11.25 (1x),
7 11.26 (1) (am) and (2) (am), 11.26 (9) (bm), 11.31 (1) (de), 11.50 (3m), 15.07 (1)
8 (a) 7., 15.07 (5g), 17.02 (2), 17.17 (2), 17.19 (3t), 20.855 (4) (ba) and 36.115 of the
9 statutes; **relating to:** the method of selection of the board of regents of the
10 University of Wisconsin System, funding of campaigns for member of the board
11 of regents of the University of Wisconsin System, compensation of certain
12 members of the board of regents of the University of Wisconsin System,

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1 granting rule-making authority, making an appropriation and providing a
2 penalty.

Analysis by the Legislative Reference Bureau

Currently, the board of regents of the University of Wisconsin System (board) is composed of 18 members. Fifteen members are appointed by the governor, subject to senate confirmation, and serve for staggered seven-year terms. One of the members is a student who serves for a two-year term. In addition, the state superintendent of public instruction and the president (or, by his or her designation, another member) of the state technical college system board serve as ex officio members. Under current law, members of the board are reimbursed for actual and necessary expenses incurred in performing their duties but are not compensated for their service on the board.

This bill requires each member of the board who is not a full-time state officer to be paid \$10,000 annually. The bill also changes the method of selection of the members of the board to provide for the board to be composed of 15 members, nine of whom are to be elected by the electors of the state, one from each congressional district; four of whom are to be elected by the students of the University of Wisconsin (UW) System, one from each of four student regent districts created under the bill; one of whom is to be appointed by the technical college system board; and one of whom is to be the superintendent of public instruction. Under the bill, the members elected from each congressional district and the member appointed by the technical college system board serve for four-year terms. Student members serve for two-year terms. The bill directs the board to prescribe, by rule, a method for allowing all students at all campuses within the UW System the opportunity to vote by secret ballot to elect the student representatives to the board.

Under the bill, each board member who is elected from a congressional district and the board member who is appointed by the technical college system board must be an elector of the state. Each board member who is a student must be a student who is currently enrolled at an institution or college within the UW System. The board must promulgate rules to define who is “enrolled”. These rules must specify that if an individual ceases to be enrolled due to graduation in the spring semester, the individual ceases to be enrolled effective July 1 following that semester.

Under the bill, contributions to candidates for publicly elected seats on the board are limited to \$100 from a single source. No candidate may accept more than a total of 25% of the disbursement (expenditure) limit for the office from sources other than individuals. The bill provides for candidates for publicly elected seats on the board to be eligible to receive grants from the Wisconsin Election Campaign Fund, financed from state general purpose revenues, for campaign expenses. Under the bill, a candidate who accepts a grant is limited to disbursements of not more than \$90,000 in the election and is eligible for a grant in the same amount. A candidate who accepts a grant may also make disbursements of not more than \$10,000 prior to the date of the primary election or the date that the primary election would be held

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if a primary were required. A candidate who accepts a grant must also agree not to accept a contribution from any private source after the date of the primary election, or the date that the primary election would be held if a primary were required, other than for debt retirement purposes.

The bill directs the board to provide for primary elections to be held whenever there are more than two candidates for any student-elected seat on the board, and to provide grants of \$9,000 to a candidate for purposes of campaign financing if a candidate agrees to be bound by an expenditure limit of \$10,000. Of this amount, not more than \$1,000 may be expended before the date of the primary election or the date that the primary election would be held if a primary were required. A candidate who accepts a grant must also agree not to accept a contribution from any private source after the date of the primary election or the date that the primary election would be held if a primary were required, other than for debt retirement purposes. Candidates for student-elected seats on the board are bound by a contribution limit of \$100 from a single source and an aggregate contribution limit of 25% of the expenditure limit for the office that may be accepted from sources other than individuals.

The bill provides for vacancies on the board to be filled by appointment of the governor. With certain exceptions, a member appointed to fill a vacancy serves until a successor is elected. The elected successor then serves for the remaining portion of any unexpired term. If an election is required to fill a vacancy in the office of a member who is elected from a congressional district, the election must be held either at the succeeding spring election or at the second succeeding spring election, depending upon when the vacancy occurs. If an election is required to fill a vacancy in the office of a student member, the election must be held in the manner prescribed by the rules of the board.

Members of the current board are to be replaced on July 1 of the year following the date on which the bill becomes law. The bill becomes law on November 15 following the date of publication.

For further information see the *state* 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:

1 **SECTION 1.** 5.02 (3) and (23) of the statutes are amended to read:

2 5.02 **(3)** “Educational officer” means the state superintendent, member of the
3 board of regents of the University of Wisconsin System elected under s. 8.25 (6) and
4 school board members.

5 **(23)** “State office” means the offices of governor, lieutenant governor, secretary
6 of state, state treasurer, attorney general, state superintendent, justice of the

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1 supreme court, member of the board of regents of the University of Wisconsin System
2 elected under s. 8.25 (6), court of appeals judge, circuit court judge, state senator,
3 state representative to the assembly and district attorney.

4 **SECTION 2.** 5.58 (2) (title) of the statutes is amended to read:

5 5.58 (2) (title) ~~STATE SUPERINTENDENT OF PUBLIC INSTRUCTION~~ NONPARTISAN STATE
6 OFFICERS; JUDICIARY; COUNTY EXECUTIVE; AND COUNTY SUPERVISORS SUPERVISOR.

7 **SECTION 3.** 5.58 (2e) of the statutes is created to read:

8 5.58 (2e) BOARD OF REGENTS OF UNIVERSITY OF WISCONSIN SYSTEM. There shall
9 be a separate ballot for the seat of any member of the board of regents of the
10 University of Wisconsin System that is filled by the electors of the state.
11 Arrangement of the names on the ballot shall be determined by the board in the
12 manner specified in s. 5.60 (1) (b). The ballot shall be titled “Official Primary Ballot
13 for Member of the Board of Regents of the University of Wisconsin System”. The
14 candidates shall be designated on the ballot as follows: “For Member of the Board
15 of Regents of the University of Wisconsin System, District”.

16 **SECTION 4.** 5.58 (3) of the statutes is amended to read:

17 5.58 (3) NAMES ON SPRING BALLOT. Only 2 candidates for state superintendent,
18 for member of the board of regents of the University of Wisconsin System within any
19 congressional district, for any judicial office, for any elected seat on a metropolitan
20 sewerage commission or town sanitary district commission, in counties having a
21 population of 500,000 or more only 2 candidates for member of the board of
22 supervisors within each district, in counties having a population of less than 500,000
23 only 2 candidates for each member of the county board of supervisors from each
24 district or numbered seat or only 4 candidates for each 2 members of the county board
25 of supervisors from each district whenever 2 supervisors are elected to unnumbered

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1 seats from the same district, in 1st class cities only 2 candidates for any at-large seat
2 and only 2 candidates from any election district to be elected to the board of school
3 directors, in school districts electing school board members to numbered seats, or
4 pursuant to an apportionment plan or district representation plan, only 2 school
5 board candidates for each numbered seat or within each district, and twice as many
6 candidates as are to be elected members of other school boards or other elective
7 officers receiving the highest number of votes at the primary shall be nominees for
8 the office at the spring election. Only their names shall appear on the official spring
9 ballot.

10 **SECTION 5.** 5.60 (1) (title) of the statutes is amended to read:

11 5.60 (1) (title) ~~STATE SUPERINTENDENT~~ NONPARTISAN STATE OFFICERS; JUDICIARY;
12 COUNTY EXECUTIVE; AND COUNTY SUPERVISORS SUPERVISOR.

13 **SECTION 6.** 5.60 (1) (a) of the statutes is renumbered 5.60 (1) (am).

14 **SECTION 7.** 5.60 (1) (a) of the statutes is created to read:

15 5.60 (1) (a) There shall be a separate ballot for the seat of each member of the
16 board of regents of the University of Wisconsin System that is elected by the electors
17 of the state.

18 **SECTION 8.** 5.60 (1) (b) of the statutes is amended to read:

19 5.60 (1) (b) The board shall certify the candidates' names and designate the
20 official ballot arrangement for candidates for state superintendent, justice, member
21 of the board of regents of the University of Wisconsin System, court of appeals judge,
22 circuit judge, municipal judge elected under s. 755.01 (4) and, if commissioners are
23 elected under s. 66.23 (11) (am), the metropolitan sewerage commission. The
24 arrangement of names of all candidates on the ballot whose nomination papers are
25 filed with the board shall be determined by the board by the drawing of lots not later

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1 than the 2nd Tuesday in January, or the next day if the first Tuesday is a holiday.
2 Whenever a primary is held for an office, a 2nd drawing of all candidates for that
3 office shall be held by or under the supervision of the board not later than the 3rd day
4 following the completion of the primary canvass to determine the arrangement of
5 candidates on the election ballot.

6 **SECTION 9.** 7.60 (4) (a) of the statutes is amended to read:

7 7.60 (4) (a) The board of canvassers shall make separate duplicate statements
8 showing the numbers of votes cast for the offices of president and vice president; state
9 officials; U.S. senators and representatives in congress; state legislators; justice;
10 members of the board of regents of the University of Wisconsin System; court of
11 appeals judge; circuit judges; district attorneys; municipal judges, if they are elected
12 under s. 755.01 (4); and metropolitan sewerage commissioners, if the commissioners
13 are elected under s. 66.23 (11) (am). For partisan candidates, the statements shall
14 include the political party or principle designation, if any, next to the name of each
15 candidate. The board of canvassers shall also prepare a statement showing the
16 results of any county, technical college district or statewide referendum. Each
17 statement shall state the total number of votes cast in the county for each office; the
18 names of all persons for whom the votes were cast, as returned; the number of votes
19 cast for each person; and the number of votes cast for and against any question
20 submitted at a referendum. The board of canvassers shall use one copy of the
21 statement to report to the elections board or technical college district board and shall
22 file the other statement in the office of the county clerk or board of election
23 commissioners.

24 **SECTION 10.** 7.60 (5) of the statutes is amended to read:

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1 7.60 (5) REPORTING. Immediately following the canvass the county clerk shall
2 deliver or send to the elections board, by 1st class mail, a certified copy of each
3 statement of the county board of canvassers for president and vice president; state
4 officials; senators and representatives in congress; state legislators; justice;
5 members of the board of regents of the University of Wisconsin System; court of
6 appeals judge; circuit judge; district attorney; municipal judge, if elected under s.
7 755.01 (4); and metropolitan sewerage commissioners, if the commissioners are
8 elected under s. 66.23 (11) (am). The statement shall record the returns for each
9 office or referendum by ward, unless combined returns are authorized under s. 5.15
10 (6) (b) in which case the statement shall record the returns for each group of
11 combined wards. Following primaries the county clerk shall enclose on blanks
12 prescribed by the elections board the names, party or principle designation, if any,
13 and number of votes received by each candidate recorded in the same manner. The
14 county clerk shall deliver or transmit the certified statement to the elections board
15 no later than 7 days after each primary and no later than 10 days after any other
16 election. The board of canvassers shall deliver or transmit a certified copy of each
17 statement for any technical college district referendum to the secretary of the
18 technical college district board. If the board of canvassers becomes aware of a
19 material mistake in the canvass of an election for state or national office or a
20 statewide or technical college district referendum prior to the close of business on the
21 day the elections board receives returns from the last county board of canvassers
22 with respect to that canvass, the board of canvassers may petition the elections board
23 to reopen and correct the canvass. The elections board shall direct the canvass to be
24 reopened and corrected if it determines that the public interest so requires. If the
25 elections board directs the canvass to be reopened, the board of canvassers shall

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1 reconvene and transmit a certified corrected copy of the canvass statement to the
2 elections board or secretary of the technical college district board.

3 **SECTION 11.** 7.70 (3) (d) of the statutes is amended to read:

4 7.70 (3) (d) When the certified statements and returns are received, the
5 chairperson of the board shall proceed to examine and make a statement of the total
6 number of votes cast at any election for the offices involved in the election for
7 president and vice president; a statement for each of the offices of governor,
8 lieutenant governor, if a primary, and a joint statement for the offices of governor and
9 lieutenant governor, if a general election; a statement for each of the offices of
10 secretary of state, state treasurer, attorney general, and state superintendent; for
11 U.S. senator; representative in congress for each congressional district; the state
12 legislature; justice; member of the board of regents of the University of Wisconsin
13 System from each congressional district; court of appeals judge; circuit judge; district
14 attorney; municipal judge, if he or she is elected under s. 755.01 (4); metropolitan
15 sewerage commission, if the commissioners are elected under s. 66.23 (11) (am); and
16 for any referenda questions submitted by the legislature.

17 **SECTION 12.** 7.70 (6) of the statutes is created to read:

18 7.70 (6) BOARD OF REGENTS OF UNIVERSITY OF WISCONSIN SYSTEM. The elections
19 board shall provide to the secretary of the board of regents of the University of
20 Wisconsin System a copy of the certified determination of the chairperson of the
21 board for the election of each member of the board of regents from each congressional
22 district.

23 **SECTION 13.** 8.10 (3) (ae) of the statutes is created to read:

24 8.10 (3) (ae) For the office of member of the board of regents of the University
25 of Wisconsin System, not less than 400 nor more than 800 electors.

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1 **SECTION 14.** 8.11 (3) of the statutes is amended to read:

2 **8.11 (3) STATE.** A primary shall be held if more than 2 candidates file
3 nomination papers for the office of state superintendent, for justice, for member of
4 the board of regents of the University of Wisconsin System within the same
5 congressional district, for court of appeals judge in the same district or for judge of
6 the same branch of circuit court.

7 **SECTION 15.** 8.25 (6) of the statutes is created to read:

8 **8.25 (6) BOARD OF REGENTS OF UNIVERSITY OF WISCONSIN SYSTEM.** One member
9 of the board of regents of the University of Wisconsin System shall be elected from
10 each of congressional districts 1, 2, 3 and 4 at the spring election held in 2003 and
11 every 4 years thereafter. One member of the board of regents of the University of
12 Wisconsin System shall be elected from each of congressional districts 5, 6, 7, 8 and
13 9 at the spring election held in 2005 and every 4 years thereafter.

14 **SECTION 16.** 8.50 (4) (em) of the statutes is created to read:

15 **8.50 (4) (em)** A vacancy in the office of member of the board of regents of the
16 University of Wisconsin System, which is filled by election under s. 8.25 (6), that
17 occurs after the date of the spring election and on or before December 1 of the same
18 year shall be filled for the residue of the unexpired term, if any, at the succeeding
19 spring election, except as provided in s. 17.19 (3t). A vacancy in the office of member
20 of the board of regents of the University of Wisconsin System, which is filled by
21 election under s. 8.25 (6), that occurs during the period beginning on December 2 and
22 ending on the date of the spring election shall be filled for the residue of the unexpired
23 term, if any, at the 2nd succeeding spring election, except as provided in s. 17.19 (3t).

24 **SECTION 17.** 9.10 (1) (e) of the statutes is created to read:

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1 9.10 (1) (e) This subsection applies to the members of the board of regents of
2 the University of Wisconsin System who are elected by the electors of this state. This
3 subsection does not apply to the members of the board of regents of the University
4 of Wisconsin System who are elected by the students of the University of Wisconsin
5 System.

6 **SECTION 18.** 11.24 (1x) of the statutes is created to read:

7 11.24 (1x) (a) No candidate or personal campaign committee of a candidate for
8 member of the board of regents of the University of Wisconsin System who accepts
9 a grant under s. 11.50 may accept any contribution after the date of the spring
10 primary, or the date that the spring primary for that office would be held, if required.

11 (b) No person may intentionally make any contribution to a candidate for
12 member of the board of regents of the University of Wisconsin System who has
13 qualified to receive a grant under s. 11.50.

14 **SECTION 19.** 11.25 (1x) of the statutes is created to read:

15 11.25 (1x) No candidate or personal campaign committee of a candidate for
16 member of the board of regents of the University of Wisconsin System who accepts
17 a grant under s. 11.50 may make any disbursement after the date of the spring
18 primary, or the date that the spring primary for that office would be held, if required,
19 other than from the proceeds of a grant, except to retire an obligation incurred in
20 connection with the spring primary campaign.

21 **SECTION 20.** 11.26 (1) (am) and (2) (am) of the statutes are created to read:

22 11.26 (1) (am) Candidates for member of the board of regents of the University
23 of Wisconsin System, \$100.

24 (2) (am) Candidates for member of the board of regents of the University of
25 Wisconsin System, \$100.

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1 **SECTION 21.** 11.26 (9) (b) of the statutes is amended to read:

2 11.26 **(9)** (b) No individual who is a candidate for state or local office other than
3 member of the board of regents of the University of Wisconsin System may receive
4 and accept more than 45% of the value of the total disbursement level determined
5 under s. 11.31 for the office for which he or she is a candidate during any primary and
6 election campaign combined from all committees other than political party and
7 legislative campaign committees subject to a filing requirement.

8 **SECTION 22.** 11.26 (9) (bm) of the statutes is created to read:

9 11.26 **(9)** (bm) No individual who is a candidate for member of the board of
10 regents of the University of Wisconsin System may receive and accept more than 25%
11 of the value of the disbursement level determined under s. 11.31 in the primary
12 election and no more than 25% of the value of the disbursement level determined
13 under s. 11.31 in the election from all committees subject to a filing requirement.

14 **SECTION 23.** 11.31 (1) (de) of the statutes is created to read:

15 11.31 **(1)** (de) Candidates for member of the board of regents of the University
16 of Wisconsin System, \$10,000 in the primary and \$90,000 in the election.

17 **SECTION 24.** 11.50 (1) (a) 1. and 2. of the statutes are amended to read:

18 11.50 **(1)** (a) 1. With respect to a spring or general election, any individual who
19 is certified under s. 7.08 (2) (a) as a candidate in the spring election for justice of the state
20 superintendent or member of the board of regents of the University of Wisconsin
21 System, or an individual who receives at least 6% of the vote cast for all candidates
22 on all ballots for any state office, except district attorney, for which the individual is
23 a candidate at the September primary and who is certified under s. 7.08 (2) (a) as a
24 candidate for that office in the general election, or an individual who has been

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1 lawfully appointed and certified to replace either such individual on the ballot at the
2 spring or general election; and who has qualified for a grant under sub. (2).

3 2. With respect to a special election, an individual who is certified under s. 8.50
4 (1) (d) as a candidate in a special election for state superintendent or member of the
5 board of regents of the University of Wisconsin System, or an individual who is
6 certified under s. 8.50 (1) (d) as a candidate in a special election for any state office,
7 except district attorney, on the ballot or column of a party whose candidate for the
8 same office at the preceding general election received at least 6% of the vote cast for
9 all candidates on all ballots for the office, or an individual who has been lawfully
10 appointed and certified to replace either such individual on the ballot at a special
11 election, or an individual who receives at least 6% of the vote cast for all candidates
12 on all ballots for any state office, except district attorney, at a partisan special
13 election; and who qualifies for a grant under sub. (2). Where the boundaries of a
14 district in which an individual seeks office have been changed since the preceding
15 general election such that it is not possible to calculate the exact number of votes that
16 are needed by that individual to qualify as an eligible candidate prior to an election
17 under this subdivision, the number of votes cast for all candidates for the office at the
18 preceding general election in each ward, combination of wards or municipality which
19 is wholly contained within the boundaries of the newly formed district shall be
20 calculated. If the candidate of the political party on whose ballot or column the
21 individual appears in the newly formed district obtained at least 6% of the number
22 of votes calculated, the individual is deemed to qualify as an eligible candidate prior
23 to the election under this subdivision.

24 **SECTION 25.** 11.50 (3) (title) of the statutes is repealed and recreated to read:

25 11.50 (3) (title) CANDIDATES FOR JUSTICE AND STATE SUPERINTENDENT.

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1 **SECTION 26.** 11.50 (3m) of the statutes is created to read:

2 11.50 **(3m)** CANDIDATES FOR MEMBER OF BOARD OF REGENTS. The board shall
3 establish a board of regents account into which the board shall deposit the moneys
4 transferred to the fund from the appropriation under s. 20.855 (4) (ba).

5 **SECTION 27.** 11.50 (4) (intro.) of the statutes is amended to read:

6 11.50 **(4)** PARTISAN AND SPECIAL ELECTION CANDIDATES. (intro.) After
7 apportionment and distribution of the moneys under ~~sub.~~ subs. (3) and (4), the
8 remaining moneys shall constitute the partisan campaign account.

9 **SECTION 28.** 11.50 (4) (cm) of the statutes is amended to read:

10 11.50 **(4)** (cm) Each eligible candidate for the same office at a special election
11 shall receive an equal amount, which amount shall be equivalent to the maximum
12 grant which was payable to any candidate for that office at the most recent spring
13 or general election. The Except in the case of a candidate for member of the board
14 of regents of the University of Wisconsin System, the amount shall be drawn from
15 the senate campaign account and the assembly campaign account in the same
16 proportions as the balance in each account bears to the total balance in both accounts
17 at the time that payments are made. Whenever there are insufficient moneys in the
18 senate campaign account and the assembly campaign account to make the payments
19 required by this paragraph, payments shall be appropriately reduced or
20 discontinued by the board.

21 **SECTION 29.** 11.50 (7) (intro.) of the statutes is amended to read:

22 11.50 **(7)** UTILIZATION. (intro.) Grants distributed under this section may be
23 utilized only for deposit in a campaign depository account under s. 11.10. Grants A
24 grant received by a candidate for the office of member of the board of regents of the
25 University of Wisconsin System may be expended for any lawful political purpose.

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1 A grant received by a candidate for any other office may be expended only for one or
2 more of the following:

3 **SECTION 30.** 11.50 (9) of the statutes is amended to read:

4 11.50 (9) LIMITATION ON GRANTS. The total grant available to an eligible
5 candidate for the office of member of the board of regents of the University of
6 Wisconsin System may not exceed that amount which, when added to all other
7 contributions accepted from other sources that are disbursed or lawfully disbursable
8 under s. 11.25 (1x), is equal to 100% of the disbursement level prescribed for that
9 office at the spring election under s. 11.31. The total grant available to an eligible
10 candidate for any other office may not exceed that amount which, when added to all
11 other contributions accepted from sources other than individuals, political party
12 committees and legislative campaign committees, is equal to 45% of the
13 disbursement level specified for the applicable office under s. 11.31. The board shall
14 scrutinize accounts and reports and records kept under this chapter to assure that
15 applicable limitations under ss. 11.26 (9) and 11.31 are not exceeded and any
16 violation is reported. No candidate or campaign treasurer may accept grants
17 exceeding the amount authorized by this subsection.

18 **SECTION 31.** 15.07 (1) (a) 7. of the statutes is created to read:

19 15.07 (1) (a) 7. Members of the board of regents of the University of Wisconsin
20 System shall be selected as provided in s. 15.91.

21 **SECTION 32.** 15.07 (1) (cm) of the statutes is amended to read:

22 15.07 (1) (cm) The term of one member of the ethics board shall expire on each
23 May 1. The terms of 3 members of the development finance board appointed under
24 s. 15.155 (1) (a) 6. shall expire on May 1 of every even-numbered year and the terms
25 of the other 3 members appointed under s. 15.155 (1) (a) 6. shall expire on May 1 of

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1 every odd-numbered year. The terms of the 3 members of the land and water
2 conservation board appointed under s. 15.135 (4) (b) 2. shall expire on January 1.
3 The term of the member of the land and water conservation board appointed under
4 s. 15.135 (4) (b) 2m. shall expire on May 1 of an even-numbered year. The terms of
5 members of the real estate board shall expire on July 1. The terms of the appraiser
6 members of the real estate appraisers board and the terms of the auctioneer and
7 auction company representative members of the auctioneer board shall expire on
8 May 1 in an even-numbered year. The terms of the members of the board of regents
9 of the University of Wisconsin System shall expire on July 1.

10 **SECTION 33.** 15.07 (5) (intro.) of the statutes is amended to read:

11 15.07 (5) REIMBURSEMENT FOR EXPENSES; COMPENSATION. (intro.) Except as
12 provided in sub. (5m), the members of each board shall be reimbursed for their actual
13 and necessary expenses incurred in the performance of their duties, such
14 reimbursement in the case of an officer or employe of this state who represents an
15 agency as a member of a board to be paid by the agency which pays the member's
16 salary. The members shall receive no compensation for their services, except that the
17 following members of boards, except full-time state officers or employes, also shall
18 be paid ~~the a per diem stated below~~ for each day on which they were actually and
19 necessarily engaged in the performance of their duties or an annual stipend, as
20 follows:

21 **SECTION 34.** 15.07 (5) (e) of the statutes is amended to read:

22 15.07 (5) (e) ~~In lieu of a per diem, the members~~ Members of the technical college
23 system board ~~shall receive,~~ \$100 annually.

24 **SECTION 35.** 15.07 (5g) of the statutes is created to read:

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1 15.07 (5g) COMPENSATION; BOARD OF REGENTS. Notwithstanding sub. (5), in
2 addition to being reimbursed for actual and necessary expenses under sub. (5),
3 members of the board of regents of the University of Wisconsin System, other than
4 members who are full-time state officers, shall be paid \$10,000 annually.

5 **SECTION 36.** 15.91 of the statutes is amended to read:

6 **15.91 Board of regents of the University of Wisconsin System; creation.**

7 There is created a board of regents of the University of Wisconsin System consisting
8 of ~~the state superintendent of public instruction, the president, or by his or her~~
9 ~~designation another member, of the technical college system board and 14 citizen~~
10 ~~members appointed for staggered 7-year terms, and a student enrolled at least~~
11 ~~half-time and in good academic standing at an institution within the University of~~
12 ~~Wisconsin System who is at least 18 years old and a resident of this state, for a 2-year~~
13 ~~term. The student member may be selected from recommendations made by elected~~
14 ~~representatives of student governments at institutions within the University of~~
15 ~~Wisconsin System. The governor may not appoint a student member from the same~~
16 ~~institution in any 2 consecutive terms. If the student member loses the status upon~~
17 ~~which the appointment was based, he or she shall cease to be a member of the board~~
18 ~~of regents~~ 15 members. Nine members shall be electors of this state who shall be
19 elected one from each congressional district, 4 members shall be full-time or
20 part-time students who are enrolled at an institution or college campus within the
21 University of Wisconsin System, one of whom shall be elected in the manner
22 prescribed by rule under s. 36.115 (1) from each of 4 student regent districts
23 established by rule under s. 36.115 (1); one member shall be an elector of this state
24 appointed by the technical college system board; and one member shall be the state
25 superintendent of public instruction. The members elected from each congressional

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1 district and the member appointed by the technical college system board shall serve
2 for 4-year terms. The student members shall serve for 2-year terms. If a student
3 member of the board ceases to be enrolled as a student, the office of that member is
4 vacant.

5 **SECTION 37.** 17.01 (2) of the statutes is amended to read:

6 17.01 (2) By the secretary of state, treasurer, attorney general, state
7 superintendent, by any member of the board of regents of the University of Wisconsin
8 System, by a district attorney and by all officers appointed by the governor alone or
9 by the governor by and with the advice and consent of the senate, to the governor.

10 **SECTION 38.** 17.02 (2) of the statutes is created to read:

11 17.02 (2) BOARD OF REGENTS OF UNIVERSITY OF WISCONSIN SYSTEM. In the office
12 of a member of the board of regents of the University of Wisconsin System who is
13 elected by the students of the system, by the secretary of the board to the president
14 of the University of Wisconsin System. In the office of a member of the board of
15 regents of the University of Wisconsin System who is elected by the electors of this
16 state, by the secretary of the board to the elections board.

17 **SECTION 39.** 17.17 (2) of the statutes is created to read:

18 17.17 (2) BOARD OF REGENTS OF UNIVERSITY OF WISCONSIN SYSTEM. In the office
19 of a member of the board of regents of the University of Wisconsin System who is
20 elected by the students of the system, by the secretary of the board to the president
21 of the University of Wisconsin System. In the office of a member of the board of
22 regents of the University of Wisconsin System who is elected by the electors of this
23 state, by the secretary of the board to the elections board.

24 **SECTION 40.** 17.19 (3t) of the statutes is created to read:

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1 17.19 (3t) BOARD OF REGENTS OF UNIVERSITY OF WISCONSIN SYSTEM. In the office
2 of member of the board of regents of the University of Wisconsin System, by
3 appointment of the governor. A member so appointed shall serve until his or her
4 successor is elected at the next election to fill the vacancy that is held under s. 8.50
5 (4) (em) or 36.115 (1) and until the person so elected is qualified, except that if the
6 vacancy occurs in the office of a member who is elected from a congressional district
7 and the vacancy occurs after December 1 in the 2nd year preceding expiration of the
8 term of office of that member, the member so appointed shall serve for the residue
9 of the unexpired term; and if the vacancy occurs in the office of a member who is
10 elected from a student regent district and the vacancy occurs after October 1 in the
11 year preceding the expiration of the term of office of that member, the member so
12 appointed shall serve for the residue of the unexpired term.

13 **SECTION 41.** 20.855 (4) (ba) of the statutes is created to read:

14 20.855 (4) (ba) *Election fund supplement.* A sum sufficient to supplement the
15 board of regents account of the Wisconsin election campaign fund for the purpose of
16 enabling all eligible candidates for member of the board of regents of the University
17 of Wisconsin System to receive the maximum grant for which the candidates qualify
18 under s. 11.50 (9), to be transferred from the general fund to the Wisconsin election
19 campaign fund no later than the time required to enable timely payments to be made
20 under s. 11.50 (5).

21 **SECTION 42.** 25.42 of the statutes is amended to read:

22 **25.42 Wisconsin election campaign fund.** All moneys appropriated under
23 s. 20.855 (4) (b) and (ba) together with all moneys reverting to the state under s. 11.50
24 (8) and all gifts, bequests and devises received under s. 11.50 (13) constitute the
25 Wisconsin election campaign fund, to be expended for the purposes of s. 11.50. All

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1 moneys in the fund not disbursed by the state treasurer shall continue to accumulate
2 indefinitely.

3 **SECTION 43.** 36.115 of the statutes is created to read:

4 **36.115 Student members of board. (1)** The board shall by rule prescribe
5 a method whereby all full-time and part-time students who are enrolled at an
6 institution or college campus are permitted to elect, by secret ballot, the individuals
7 who are to serve as members of the board representing those students under s. 15.91.
8 The rules shall include a method for determining whether an individual is enrolled
9 for purposes of s. 15.91 and shall specify that if an individual ceases to be enrolled
10 due to graduation during the spring semester, for the purpose of s. 15.91 the
11 individual ceases to be enrolled effective July 1 following that semester. The rules
12 shall divide this state into 4 student regent districts, as provided in sub. (2), from
13 which the student members are elected. The rules shall include a procedure for
14 adjusting the student regent districts in 2010, and decennially thereafter, for the
15 purpose of elections held on or after January 1 of the 2nd year following the
16 adjustment, in order to ensure that the districts contain a substantially equal
17 aggregate number of full-time and part-time students who are enrolled at an
18 institution or college campus. The rules shall prescribe a method for holding
19 elections to fill vacancies in offices of members of the board representing students
20 under s. 15.91, subject to s. 17.19 (3t). The board shall supervise the conduct of these
21 elections and shall determine and certify the names of the candidates who are
22 elected. For purposes of voting eligibility in any such election, student status shall
23 be determined as of the day of the election.

24 **(2)** Unless adjusted under the procedure established by rule under sub. (1), the
25 rules promulgated under sub. (1) shall create the following student regent districts:

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1 (a) Student regent district 1, containing the University of Wisconsin–Superior,
2 University of Wisconsin–Barron County, University of Wisconsin–River Falls,
3 University of Wisconsin–Stout, University of Wisconsin–Eau Claire, University of
4 Wisconsin–Marshfield/Wood County, University of Wisconsin–Marathon County,
5 University of Wisconsin–Marinette, University of Wisconsin–Green Bay and
6 University of Wisconsin–Fox Valley.

7 (b) Student regent district 2, containing the University of Wisconsin–Stevens
8 Point, University of Wisconsin–La Crosse, University of Wisconsin–Oshkosh,
9 University of Wisconsin–Manitowoc, University of Wisconsin–Fond du Lac,
10 University of Wisconsin–Sheboygan, University of Wisconsin–Baraboo/Sauk
11 County, University of Wisconsin–Washington County, University of
12 Wisconsin–Richland, University of Wisconsin–Platteville and University of
13 Wisconsin–Rock County.

14 (c) Student regent district 3, containing the University of Wisconsin–Madison.

15 (d) Student regent district 4, containing the University of
16 Wisconsin–Milwaukee, University of Wisconsin–Waukesha, University of
17 Wisconsin–Whitewater and University of Wisconsin–Parkside.

18 **(3)** The rules promulgated under sub. (1) shall provide for a primary election
19 to be held if more than 2 candidates qualify to have their names appear on the ballot
20 for any seat on the board at the election. The rules shall prohibit any candidate from
21 accepting a contribution of more than \$100 in amount or value and shall prohibit any
22 candidate from accepting more than 25% of the total value of contributions received
23 by the candidate from sources other than individuals, calculated separately for the
24 election campaign period and the primary campaign period, if any. The rules shall
25 provide for any candidate in any election held under this section to be eligible to

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1 receive a grant of \$9,000 for the purpose of financing his or her election campaign if
2 the candidate agrees not to expend more than that amount in the election campaign
3 and the candidate agrees not to accept any contribution from any other source during
4 the election campaign period, except to retire a debt incurred prior to the date of the
5 primary election or the date that the primary election would be held, if a primary
6 were required. Grants provided under this subsection shall be paid from the
7 appropriation under s. 20.285 (1) (a). Any person who violates a rule promulgated
8 under this subsection may be required to forfeit not more than \$500 for each
9 violation.

10 **SECTION 44. Nonstatutory provisions; initial terms.**

11 (1) All members of the board of regents of the University of Wisconsin System
12 holding office on the effective date of this subsection shall cease to hold office on July
13 1 of the year following the effective date of this subsection.

14 (2) Notwithstanding section 15.91 of the statutes, as affected by this act, in the
15 year following the effective date of this subsection, 15 new members of the board of
16 regents shall be chosen as follows:

17 (a) At the spring election in that year, 9 members shall be elected by the electors
18 of this state, one from each congressional district, to serve for the following terms:

19 1. Four members elected from congressional districts 1, 2, 3 and 4 shall serve
20 for 2-year terms commencing on July 1 following their election.

21 2. Five members elected from congressional districts 5, 6, 7, 8 and 9 shall serve
22 for 4-year terms commencing on July 1 following their election.

23 (b) Four members shall be elected in that year to represent the students who
24 are enrolled at the institutions within the University of Wisconsin System, in the

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1 manner prescribed under section 36.115 (1) of the statutes, as created by this act,
2 except that of the members who are initially elected:

3 1. Two members elected from student regent districts 1 and 2 shall serve for
4 one-year terms commencing on July 1 following their election.

5 2. Two members elected from student regent districts 3 and 4 shall serve for
6 2-year terms commencing on July 1 following their election.

7 (c) One member shall be appointed by the technical college system board and
8 shall serve for a 4-year term commencing on July 1 of that year.

9 (d) One member shall be the state superintendent of public instruction and
10 shall serve for a 4-year term commencing on July 1 of that year.

11 **SECTION 45. Effective date.**

12 (1) This act takes effect on November 15 following the date of publication

13 (END)