

**1999 DRAFTING REQUEST**

**Bill**

Received: **09/29/98**

Received By: **mlief**

Wanted: **As time permits**

Identical to LRB:

For: **Gary George (608) 266-2500**

By/Representing: **karena bierman**

This file may be shown to any legislator: **NO**

Drafter: **mlief**

May Contact:

Alt. Drafters:

Subject: **Higher Education - UW System**

Extra Copies: **PG**

**Topic:**

Limiting tuition increases

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	mlief 11/5/98	gilfokm 11/10/98	jfrantze 11/11/98	_____	lrb_docadmin 11/11/98	gretskl 01/5/99	State
				_____		lrb_docadmin	
				_____		01/5/99	

FE Sent For:

*06-08-99*

<END>

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1?	mlief	1-11-10 kmg	11/11	11/11			

FE Sent For:

<END>

*STATE OF WISCONSIN*



Office of Senator  
GARY R. GEORGE

DATE: 25 September, 1998  
TO: Attorneys Lonnie Lief & Peter Grant, LRB  
FROM: Karena Bierman & Cathy Lange  
RE: Draft Request

Thank you for your response to our memo. Senator George would like to introduce legislation that would require the University of Wisconsin System to limit any increase in tuition so that it remains at or below the rate of inflation.

Enclosed please find a copy of a Legislative Fiscal Bureau analysis of tuition for previous years.

Please contact us if you have any questions.

10/27 - TC w/ Cathy Lange

Is tuition caps for all rates of tuition?

She said definitely for resident tuition

but would check as to undergrad/grad,  
regular/summer, and extension + get back

to me. (See attached e-mail  
response, 10/28/98)

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**Lief, Madelon**

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**From:** Lange, Cathy  
**Sent:** Wednesday, October 28, 1998 8:40 AM  
**To:** Lief, Madelon  
**Subject:** Tuition Legislation

Lonnic-

I spoke with Senator George regarding our drafting request to limit tuition increases within the UW-System. He indicated that he would like the legislation to apply to all undergraduate rates of tuition, including summer school and extension courses.

Please feel free to contact me if you need additional information. Thank you.

Cathy Lange  
Office of Senator Gary R. George



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-0391/1

MJL:jj:...

1999 BILL

1 *Man Cat.* AN ACT *Man Cat.*; relating to: limiting increases of academic fees at the University of  
2 Wisconsin System.

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*Analysis by the Legislative Reference Bureau*

This bill limits increases of academic fees (resident, undergraduate tuition) at the University of Wisconsin System to the percentage change in the ~~consumer~~ consumer price index.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

3 SECTION 1. 36.27 (1) (a) of the statutes is amended to read:  
4 36.27 (1) (a) Subject to ~~par.~~ pars. (b) and (c), the board may establish for  
5 different classes of students differing tuition and fees incidental to enrollment in  
6 educational programs or use of facilities in the system. Except as otherwise provided  
7 in this section, the board may charge any student who is not exempted by this section  
8 a nonresident tuition. The board may establish special rates of tuition and fees for

**BILL**

1 the extension and summer sessions and such other studies or courses of instruction  
2 as the board deems advisable.

History: 1973 c. 333 ss. 68g, 68k, 201f(2); 1973 c. 335; 1975 c. 39, 199; 1977 c. 29; 1981 c. 20; 1983 a. 407; 1985 a. 51, 192; 1987 a. 399; 1989 a. 31 ss. 709p to 710, 2908; 1989 a. 67, 181, 359; 1991 a. 39, 168, 169; 1993 a. 16; 1995 a. 27, 228; 1997 a. 27, 163, 237.

3 **SECTION 2. 36.27 (1) (b) of the statutes is created to read:**

4 36.27 (1) (b) The annual increase in undergraduate academic fees may not  
5 exceed an amount equal to the corresponding academic fees of the previous academic  
6 year multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305  
7 expressed as a decimal.

8 **SECTION 3. 73.0305 of the statutes is amended to read:**

9 **73.0305 Revenue limits calculations.** The department of revenue shall  
10 annually determine and certify to the board of regents of the University of Wisconsin  
11 System, no later than the 4th Monday in April, the allowable rate of increase for  
12 academic fees under s. 36.27 (1) (b) and to the state superintendent of public  
13 instruction, no later than the 4th Monday in June, the allowable rate of increase for  
14 the limit imposed under subch. VII of ch. 121. For those academic fees and for that  
15 limit, the allowable rate of increase is the percentage change in the consumer price  
16 index for all urban consumers, U.S. city average, between the preceding March 31  
17 and the 2nd preceding March 31, as computed by the federal department of labor.

History: 1993 a. 16; 1995 a. 27; 1997 a. 27.

18

**(END)**

**SUBMITTAL  
FORM**

**LEGISLATIVE REFERENCE BUREAU**  
**Legal Section Telephone: 266-3561**  
**5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 11/11/98

To: Senator George

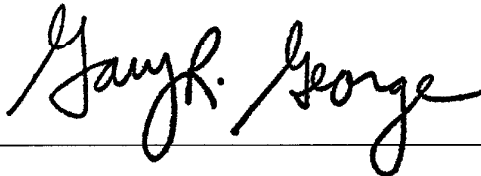
Relating to LRB drafting number: LRB-0391

**Topic**

Limiting tuition increases

**Subject(s)**

Higher Education - UW System



1. **JACKET** the draft for introduction \_\_\_\_\_

in the **Senate**  or the **Assembly** \_\_\_\_\_ (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT**. See the changes indicated or attached \_\_\_\_\_.

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction \_\_\_\_\_.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Madelon J. Lief, Legislative Attorney  
Telephone: (608) 267-7380





# State of Wisconsin

## LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET  
P. O. BOX 2037  
MADISON, WI 53701-2037

LEGAL SECTION: (608) 266-3561  
REFERENCE SECTION: (608) 266-0341  
FAX: (608) 266-5648

STEPHEN R. MILLER  
CHIEF

LRB  
LRB

July 12, 1999

## MEMORANDUM

**To:** Senator George

**From:** Madelon Lief, Legislative Attorney, (608) 267-7380

**Subject:** Technical Memorandum to **1999 SB 189** (LRB 99-0391/1)

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We received the attached technical memorandum relating to your bill. This copy is for your information and your file. If you wish to discuss this memorandum or the necessity of revising your bill or preparing an amendment, please contact me.

MEMORANDUM

July 7, 1999

**TO:** Madeline J. Lief  
Legislative Reference Bureau

**FROM:** Yeang-Eng Braun YEB  
Department of Revenue

**SUBJECT:** Memorandum on Senate Bill 189, Relating to Limiting Increases in University of Wisconsin Academic Fees

The Department of Revenue would like to raise several policy and administrative issues that the sponsor may wish to address in the draft of this bill.

Two of our comments relate to the existing language in sec. 73.0305, Wis. Stats., which the bill amends. First, this section refers to the Consumer Price Index (CPI) for March 31. CPI data are for a particular month and not a particular date, in this case, for March, not for March 31. We suggest the section be further amended to eliminate both references to "31".

Second, sec. 73.0305 does not specify whether seasonally adjusted or not seasonally adjusted CPI should be used. In administering this section, we use "not seasonally adjusted" information because the relatively new "seasonally adjusted" data are subject to revision based on enhanced seasonal adjustment factors, up to five years after original release. Further, "seasonally adjusted" data do not provide significantly different results from "not seasonally adjusted data" in year-over-year comparisons (they are more important in month to month comparisons, such as June versus May 1999). We suggest that "not seasonally adjusted" be inserted in this section, following the phrase, "U.S. city average".

The fee adjustment in the bill, like the current adjustment for revenue limits in sec. 73.0305, is based on a March versus March comparison that generally is more volatile than a comparison of a twelve-month moving average. If the sponsor wishes to make the comparison less volatile, sec. 73.0305 can be amended to base the adjustment on the percentage in the CPI "between the 12 months ending the preceding March and the 12 months ending the 2<sup>nd</sup> preceding March." This would change the calculation for the school district revenue limits as well.

Neither the bill nor the existing language specifies the precision to which the percentage change is calculated. We currently calculate it to the nearest tenth of one percent, and the sponsor may wish to amend sec. 73.0305 to specify that. If he does, language to round to the next highest tenth of a percent when there is no nearest tenth of a percent (e.g., 2.55% would be rounded to 2.6%) should also be included.

Finally, CPI data are published by the U.S. Bureau of Labor Statistics, and are readily available—as accessible to the University as the Department of Revenue. This being the case, the sponsor may wish to make the University responsible for the calculations rather than DOR.

If you have questions regarding this memorandum, please contact Dennis Collier at 266-5773.

YEB:DC:ds  
t:\fsn99-00\dc\sb189.tec