

2003 DRAFTING REQUEST

Bill

Received: 01/24/2003

Received By: rnelson2

Wanted: As time permits

Identical to LRB:

For: **Ronald Brown (608) 266-8546**

By/Representing: **James**

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

Drafter: **rnelson2**

May Contact:

Addl. Drafters:

Subject: **Veterans - facilities
Veterans - housing loans
Veterans - memorials/museum**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Brown@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Omnibus department of veterans affairs request

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>
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/P1	rnelson2 03/04/2003	chanaman 03/06/2003 chanaman 03/17/2003	pgreensl 03/18/2003	_____	sbasford 03/18/2003		State

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/3	rnelson2 04/04/2003	wjackson 04/07/2003	jfrantze 04/07/2003	_____	sbasford 04/07/2003	lemery 04/08/2003	State
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→ At
Intro.

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Table with columns: Vers., Drafted, Reviewed, Typed, Proofed, Submitted, Jacketed, Required. Includes entries for rnelson2, chanaman, pgreensl, and sbasford with dates.

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Table with 8 columns: Vers., Drafted, Reviewed, Typed, Proofed, Submitted, Jacketed, Required. Row 1: /?, State. Row 2: /P1, rnelson2 03/04/2003, chanaman 03/06/2003, pgreensl 03/18/2003, sbasford 03/18/2003, State.

Handwritten signatures and dates: 3/17/03, 4/17

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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13 WJ 4/7

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Veterans - memorials/museum

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Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

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1/2 WJ 4/1

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Submit via email: YES

Requester's email: Sen.Brown@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Omnibus department of veterans affairs request

Instructions: 3/25 John R., atty for DVA, suggested changes in SECTIONS 8 + 18 of the bill. Sen. Brown wants those changes.

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Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

1 WLJ 3/26

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FE Sent For:

<END>

DATE: 21 January 2003

TO: Senator Ron Brown, Chairman
Committee on Homeland Security, Veterans & Military Affairs and
Government Reform

FROM: John A. Scocos, Deputy Secretary
Wisconsin Department of Veterans Affairs

SUBJECT: Veterans Legislation - 2003

I would like to have you introduce the statutory language needed for the Department of Veterans Affairs.

If you have any questions about the Department's legislative initiative, please contact me at 266-2256.

324
380
385

STATUTORY LANGUAGE

A. Transfer to the Mortgage Loan Repayment Fund, and Loan Guarantee for Multifamily Transitional Housing – Veterans Trust Fund Authorization

25.36(1) of the statutes is amended to read:

25.36(1) Except as provided in sub. (2), all moneys appropriated or transferred by law shall constitute the veterans trust fund which shall be used for the lending of money to the mortgage loan repayment fund under s. 45.35(22), and for the veterans programs under ss. 20.485(2)(m), (mn), (tm), (u), (v), (vo), (w), (z), and (zm), 45.014, 45.25, 45.35(23), 45.351(1), 45.353, 45.356, 45.357, 45.396, 45.397, and 45.43(7) and administered by the department of veterans affairs, including all moneys received from the federal government for the benefit of veterans or their dependents; all moneys paid as interest on and repayment of loans under the post-war rehabilitation fund; soldiers rehabilitation fund, veterans housing funds as they existed prior to July 1, 1961; all moneys paid as interest on and repayment of loans under this fund; all moneys paid as expenses for, interest on, and repayment of veterans trust fund stabilization loans under s. 45.356, 1995 stats.; all moneys paid as expenses for, interest on, and repayment of veterans personal loans; the net proceeds from the sale of mortgaged properties related to veterans personal loans; all mortgages issued with the proceeds of the 1981 veterans home loan revenue bond issuance purchased with moneys in the veterans trust fund; all moneys received from the state investment board under s. 45.356(9)(b); all moneys received from the veterans mortgage loan repayment fund under s. 45.79(7)(a) and (c); and all gifts of money received by the board of veterans affairs for the purpose of this fund.

✓

B. Expansion of Delimitation Period, ACME Review and Increased Reimbursement-Tuition and Fee Reimbursement Grant Program Changes

45.25(2)(c) of the statutes is amended to read:

45.25 (2)(c) The individual applies for the tuition and fee reimbursement program for courses completed during a semester which started within 10 years after separation from the service.

} -0380
✓

45.25(2)(e) of the statutes is amended to read:

45.25(2)(e) The individual is enrolled for at least 12 credits during the semester for which reimbursement is sought. Courses which have been approved for credit through the department's ACME program at the institution the veteran will be attending, and for which the veteran is eligible to obtain credit, will not be eligible for reimbursement and will not count towards the required 12 credits for which the veteran must be enrolled.

} -0380
✓

45.25(3)(a) of the statutes is amended to read:

45.25(3)(a) ~~Except as provided in par. (am) an~~ An individual who meets the requirements under sub. (2), upon satisfactory completion of a full-time undergraduate semester in any institution of higher education, as defined in s.45.396 (1)(a), in this state, any school that is approved under s.45.35 (9m), any proprietary school that is approved under s.45.54, or any institution from which the individual receives a waiver of nonresident tuition under s.39.47, may be reimbursed an amount not to exceed the total cost of the individual's tuition and fees minus any grants or scholarships, including those made under s.21.49, that the individual receives specifically for the payment of tuition or fees, or ~~85%~~100% of the standard cost for a state resident for an equivalent undergraduate course at the University of Wisconsin-Madison per course, whichever is less. Reimbursement is available for tuition and fees that are a part of a curriculum that is relevant to a degree in a particular course of study at the institution.

0340

45.25(3)(am) of the statutes is repealed and recreated to read:

45.25(3)(am) Reimbursement may be provided for tuition and fees at an institution other than the institution under par. (a) if the curriculum consists only of courses necessary to complete a degree in a particular course of study which are accepted as transfer credits but are not available at the institution under par (a).

C. Building Purchase – Granting authorization

45.35(20) of the statutes is created to read:

45.35(20) DEPARTMENT HEADQUARTERS The department may acquire by gift, purchase, or condemnation property for the purposes of providing a headquarters building for the department.

0345

D. Service Delivery

45.35(21) of the statutes is created to read:

45.35(21) SERVICE DELIVERY Notwithstanding any other provision in this chapter, applications for veterans benefits under this chapter may be submitted directly to the department or through any qualified representative, as may be approved by the department.

E. Loan Program Changes

45.356(2) of the statutes is amended to read:

45.356(2) The department may lend a veteran, a veteran's unremarried surviving spouse or a deceased veteran's child who meets the requirements of s. 45.35(5m) (a)2. not more than ~~\$15,000~~ \$25,000 or a lesser amount established by the department ~~by rule for the purchase of a mobile home, business or business property, the education of the veteran or his or her spouse or children, the payment of medical or funeral expenses, the payment under (6)(e) or the consolidation of debt~~ under sub. (10). The department may prescribe loan conditions, but the term of the loan may not exceed 10 years. The department shall ensure that the proceeds of any loan under this section shall first be applied to pay any delinquent child support or maintenance payments and to pay any past supports, medical expenses or birth expenses.

45.356(3) of the statutes is amended to read:

45.356(3) The department may lend not more than ~~\$15,000~~ \$25,000 or a lesser amount established by the department ~~by rule~~ under sub. (10) to a veteran's remarried surviving spouse or to the parent of a deceased veteran's child for the education of a child who meets the requirements of s. 45.35(5m)(a)2.

45.356(8) of the statutes is amended to read:

45.356(8) No person may receive a loan under this section in an amount that, when added to the balance outstanding on the person's existing loans under s. 45.351(2), 1995 stats., and s. 45.356, 1995 stats., would result in a total indebtedness to the department of more than ~~\$15,000, or a lesser amount as established by the department by rule~~ \$25,000.

45.356(10) of the statutes is created to read:

45.356(10) The department may periodically adjust the available maximum loan amount based upon financial market conditions, funds available, needs of the veterans trust funds, or other factors considered to be relevant by the department.

45.356(11) of the statutes is created to read:

45.356(11) The department may periodically adjust program interest rates, which may vary based upon the term of the loan, the type of security offered, the method of payment, or other factors considered to be relevant by the department.

45.356(12) of the statutes is created to read:

45.356(12) Each loan made under this section, except if the loan is \$5,000 or less and the applicant's total indebtedness to the department under the program does not exceed \$5,000, shall be evidenced by a promissory installment note and secured by a mortgage on real estate located in Wisconsin. If the loan is for \$5,000 or less and the applicant's total indebtedness to the department under the program does not exceed \$5,000, the loan shall be evidenced by a promissory installment note and shall be secured

by a guarantor or by a mortgage on real estate located in Wisconsin. A mortgage securing a loan under this subsection is acceptable if the applicant can establish a minimum equity in the property as established by the department by rule.

F. Definition of Veteran-Wisconsin Veterans Cemeteries Changes

45.358(1)(b) of the statutes is amended to read:

45.358(1)(b) "Veteran" means a person who has served on active duty, other than for training purposes, in the U.S. armed forces.

G. ACME Review, Reimbursement Increases and Income Limits Increase-Part-Time Study Grant Program Changes

45.396(2)(m) of the statutes is created to read:

45.396(2)(m) No course that has been identified for credits through the ACME program at the institution the veteran is attending shall be eligible for reimbursement under this section, if the veteran is eligible to obtain those credits through ACME certification.

45.396(5) of the statutes is amended to read:

45.396(5) ~~Except as provided in sub. (9), the~~ The amount of the reimbursement may not exceed the total cost of the individual's tuition and fees minus any grants or scholarships, including those made under s.21.49, that the individual receives specifically for the payment of tuition or fees 85% of the total cost of the individual's tuition and fees or 85% 100% of the standard cost for a state resident for tuition and fees for an equivalent undergraduate course at the University of Wisconsin-Madison per course, whichever is less, and may not be provided to an individual more than 4 times during any consecutive 12-month period.

45.396(7)(a) of the statutes is amended to read:

45.396(7)(a) No veteran may receive a grant under this section if the department determines, after disregarding any payment described under s.45.85, 1997 stats., that the income of the veteran and his or her spouse exceeds \$50,000 plus \$500 \$1,000 for each dependent in excess of 2 dependents ~~plus whichever of the following applies: 1. For applications for grants received during the period beginning on August 12, 1993, and ending on June 30, 1994, \$45,000. 2. For applications for grants received beginning on July 1, 1994, \$47,500.~~

45.396(9) of the statutes is repealed.

9

-0340

-0340

-0340

20.002(11)
20.855(1)(d)

H. Housing Loan Program

45.71(2) of the statutes is amended to read:

45.71(2) In this subchapter: "Authorized lender" means any lender or servicer authorized under s.45.79 (5) (a) 5 to make or service loans under s.45.79.

45.71(16)(a)1m.f. of the statutes is created to read:

45.71(16)(a)1m.f. Notwithstanding the provisions of par. (a), any individual who has completed six continuous years of service in the Army National Guard, the Air National Guard, or any component of the Reserves of the U.S. Armed Forces under honorable conditions and who is otherwise qualified under this section.

NO

45.79(5)(a)10. of the statutes is amended to read:

45.79(5)(a)10. Service loans made under this section or enter into servicing contracts with entities other than authorized lenders and purchase from authorized lenders the servicing rights for loans made by authorized lenders under this section.

45.79(13) of the statutes is created to read:

45.79(13) Any moneys appropriated or transferred by law from the veterans mortgage loan repayment fund for purposes other than those listed under sub. (7) shall be repaid from the state general fund with interest at a rate of 5% per year from the date of the appropriation or transfer to the date of repayment.

Other than money temporarily available to other funds under s.20.002(11),

I. Southern Center Name Change

45.385 of the statutes is amended to read:

45.385 Veterans residential, treatment and nursing care facilities. Subject to authorization under ss. 13.48(10) and 20.924(1), the department of veterans affairs may construct or renovate and operate residential, treatment and nursing care facilities in southeastern Wisconsin, including a community-based residential care facility, to be known as the Southern Wisconsin Veterans Retirement Center Home at Union Grove. The department may employ such personnel as are necessary for the proper management of the Southern Wisconsin Veterans Retirement Center Home at Union Grove. The department may acquire by gift, purchase or condemnation lands necessary for the purposes of the Southern Wisconsin Veterans Retirement Center Home at Union Grove. Title to any properties acquired under this section shall be taken in the name of the state. Every deed of conveyance shall be immediately recorded in the office of the proper register of deeds and filed with the secretary of state.

J. Authorize Veterans Home Stipend Program

45.37(19) of the statutes is created to read:

45.37(19) The department may develop a stipend program for the purpose of assisting individuals to attend school and receive the necessary credentials to become employed in positions designated by the department at the Wisconsin Veterans Home at King and the facilities operated by the department in southeastern Wisconsin under s. 45.385. The department shall develop administrative rules that include the application procedures, eligibility criteria, repayment provisions, and other provisions that the department determines are necessary for the efficient administration of this section.

-0328

Note: The department should request nonstatutory language that authorizes the department to immediately promulgate emergency rules for the implementation of the program without the necessity of making a finding of an emergency.

-0328

K. Transfer from Veterans Trust Fund to the Mortgage Loan Repayment Fund

45.35(22) of the statutes is created to read:

45.35(22) The department may loan money from the veterans trust fund to the veterans mortgage loan repayment fund to fund loans under s.45.79.

L. Loan Guarantee for Multifamily Transitional Housing

45.35(23) of the statutes is created to read:

45.35(23) The department may provide a loan guarantee for multifamily transitional housing for homeless veterans.

M. Authorize Full Grant to Full-Time CVSO Offices

45.43(7)(c) of the statutes is amended to read:

45.43(7)(c) Notwithstanding par. (b), an eligible county with a part-time county veterans' service ~~office~~ office shall be eligible for an annual grant not exceeding \$500.

N. Repeal Obsolete Position Classification at Veterans Homes

230.36(2m)(a)19. of the statutes is repealed.

O. Authorize Use of VMLRF Funds to Purchase Headquarters Building

45.79(7)(a)10. of the statutes is created to read:

45.79(7)(a)10. Payment of obligations arising from the acquisition of a headquarters building under s. 45.35(20).

HEALTH CARE AID GRANT

Section 45.351 (1j) of the statutes is amended to read:

45.351 (1j) HEALTH CARE AID GRANT. The department may grant to any veteran or dependents such temporary health care aid as the department considers advisable to prevent want or distress. Health care aid to meet medical or hospital bills under this section is limited to a payment of up to \$5,000 per veteran or dependent for a 12-month period beginning with the first day of care for which the person seeks reimbursement under this subsection. The department may ~~not give prior authorization for the payment of health care under this subsection but may~~ issue a certificate of entitlement stating that a veteran or dependent is eligible for a health care aid grant under this subsection if the treatment is received within a time period that the department promulgates by rule. The department may not grant health care aid to pay for care provided to the veteran or dependent prior to the time period identified in the certificate of entitlement. Health care aid may be used to provide payment for the treatment of alcoholism or other drug addiction or alcohol or other drug abuse. The department may not grant health care aid under this subsection unless the aid recipient's health care provider agrees to accept, as full payment for the medical treatment for which the aid is to be granted, the amount of the grant, the amount of the recipient's health insurance or other 3rd-party payments, if any, and the amount that the department determines the aid recipient is capable of paying. The department may not grant health care aid under this subsection if the combined liquid assets of the applicant for aid, and of the veteran and veteran's dependents who are living in the same household with the applicant, are in excess of \$1,000.

Nelson, Robert P.

From: Wawrzyn, James
Sent: Monday, March 03, 2003 10:37 AM
To: Nelson, Robert P.
Subject: Veterans Bill

Bob:

As I alluded to in my voicemail message, in the omnibus veterans bill Senator Brown would like to eliminate the provision related to qualifying individuals who have completed six continuous years of service in the National Guard or Reserves for veterans benefits [45.71(16)(a)1m.f.].

Let me know if you need clarification.

Thanks.

James



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-1725/P1

RPN:.....

cmh

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

CPs - please fix request sheet

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sen cat
AN ACT ...; **relating to:** the veterans mortgage loan program, veterans tuition and fee reimbursement, authority for the department of veterans affairs to acquire a headquarters building, departmental delivery of services to veterans, veterans personal loans, eligibility for burial *at* a veterans cemetery, part-time study grants for veterans, housing loans for veterans, renaming the Southern Wisconsin Veterans Retirement Center, mortgage loan repayment fund, veterans home stipends, grants to county veteran service offices, and granting rule-making authority.

gr
Analysis by the Legislative Reference Bureau

This is a preliminary draft. A complete analysis will be provided in a later version.

Insert an (s) 1, 2, 23.

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

9 SECTION 1. 20.485 (1) (gk) of the statutes is amended to read:

1 20.485 (1) (gk) *Institutional operations*. The amounts in the schedule for the
 2 care of the Wisconsin Veterans Home at King, the ~~Southern~~ Wisconsin Veterans
 3 Retirement Center ~~Home at Union Grove, and veterans facilities~~ *and for the payment of stipends under s. 45.39 (a)* All moneys
 4 received under par. (m) and s. 45.37 (9) (d) and (9d) shall be credited to this
 5 appropriation.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g, 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 205; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106.

6 **SECTION 2. 25.36 (1) of the statutes is amended to read:**

7 25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred
 8 by law shall constitute the veterans trust fund which shall be used for the lending
 9 of money to the mortgage loan repayment fund under s. 45.35 (22) and for the
 10 veterans programs under ss. 20.485 (2) (m), (mn), (tm), (u), (v), (vo), (w), (z), and (zm),
 11 45.014, 45.25, 45.35 (23), 45.351 (1), 45.353, 45.356, 45.357, 45.396, 45.397, and
 12 45.43 (7) and administered by the department of veterans affairs, including all
 13 moneys received from the federal government for the benefit of veterans or their
 14 dependents; all moneys paid as interest on and repayment of loans under the
 15 post-war rehabilitation fund; soldiers rehabilitation fund, veterans housing funds
 16 as they existed prior to July 1, 1961; all moneys paid as interest on and repayment
 17 of loans under this fund; all moneys paid as expenses for, interest on, and repayment
 18 of veterans trust fund stabilization loans under s. 45.356, 1995 stats.; all moneys
 19 paid as expenses for, interest on, and repayment of veterans personal loans; the net
 20 proceeds from the sale of mortgaged properties related to veterans personal loans;
 21 all mortgages issued with the proceeds of the 1981 veterans home loan revenue bond
 22 issuance purchased with moneys in the veterans trust fund; all moneys received from
 23 the state investment board under s. 45.356 (9) (b); all moneys received from the

1 veterans mortgage loan repayment fund under s. 45.79 (7) (a) and (c); and all gifts
2 of money received by the board of veterans affairs for the purposes of this fund.

3 History: 1993 a. 16, 254; 1995 a. 27, 255; 1997 a. 27; 2001 a. 16. ✓

3 SECTION 3. 45.25 (2) (c) of the statutes is amended to read:

4 45.25 (2) (c) The individual applies for the tuition and fee reimbursement
5 program for courses completed during a semester that started within 10 years after
6 separation from the service.

7 History: 1993 a. 254; 1995 a. 27, 255, 404; 1997 a. 27, 115, 121, 237; 1999 a. 9; 2001 a. 16, 103.

8 (8) insert -0340: insert 3-8:

9 (9) ~~45.25 (2) (e), (3) (a), (am)~~

10 (10) insert -0345: insert 3-10:

11 ~~45.35 (20)~~

12 SECTION 4. 45.35 (21) of the statutes is created to read:

13 45.35 (21) SERVICE DELIVERY. Notwithstanding s. 45.79 (2) (a), applications for
14 veterans benefits under this chapter may be submitted directly to the department
15 or to any qualified representative approved by the department.

16 SECTION 5. 45.35 (22) of the statutes is created to read:

17 45.35 (22) FUND TRANSFER. The department may loan money from the veterans
18 trust fund to the veterans mortgage loan repayment fund to fund loans under s.
19 45.79.

****NOTE: Does the language in the veterans trust fund need to be changed to reflect
this use? See s. 25.36 (1).
→ what about funding to purchase a headquarters?

20 SECTION 6. 45.35 (23) of the statutes is created to read:

21 45.35 (23) LOAN GUARANTEE. The department may provide a loan guarantee for
22 multifamily transitional housing for homeless veterans.

23 SECTION 7. 45.351 (1j) of the statutes is amended to read:

1 45.351 (1j) HEALTH CARE AID GRANTS. The department may grant to any veteran
2 or dependents such temporary health care aid as the department considers advisable
3 to prevent want or distress. Health care aid to meet medical or hospital bills under
4 this subsection is limited to a payment of up to \$5,000 per veteran or dependent for
5 a 12-month period beginning with the first day of care for which the person seeks
6 reimbursement under this subsection. The department may ~~not give prior~~
7 ~~authorization for the payment of health care aid under this subsection but may issue~~
8 a certificate of entitlement stating that a veteran or dependent is eligible for a health
9 care aid grant under this subsection if the treatment is received within a time period
10 that the department promulgates by rule. The department may not grant health
11 care aid to pay for care provided to the veteran or dependent before the time period
12 identified in the certificate of entitlement. Health care aid may be used to provide
13 payment for the treatment of alcoholism or other drug addiction or to provide
14 payment for health care required because of alcoholism or other drug addiction or
15 alcohol or other drug abuse. The department may not grant health care aid under
16 this subsection unless the aid recipient's health care provider agrees to accept, as full
17 payment for the medical treatment for which the aid is to be granted, the amount of
18 the grant, the amount of the recipient's health insurance or other 3rd-party
19 payments, if any, and the amount that the department determines the aid recipient
20 is capable of paying. The department may not grant health care aid under this
21 subsection if the combined liquid assets of the applicant for aid, and of the veteran
22 and veteran's dependents who are living in the same household with the applicant,
23 are in excess of \$1,000.

History: 1971 c. 125 s. 552 (1); 1971 c. 198, 199; 1973 c. 208 s. 17; 1975 c. 39; 1975 c. 94 s. 91 (5), (7); 1975 c. 199, 224, 422; 1979 c. 34 ss. 817vw to 817x, 2102 (56)
(a); 1979 c. 110 s. 60 (13); 1983 a. 27, 189; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 241, 269; 1993 a. 16; 1993 a. 213 ss. 42 to 44, 203; 1995 a. 27, 404; 1997 a. 27,
237, 252; 2001 a. 16, 103.

24 **SECTION 8.** 45.356 (2) of the statutes is amended to read:

1 45.356 (2) The department may lend a veteran, a veteran's unremarried
2 surviving spouse, or a deceased veteran's child not more than ~~\$15,000~~ \$25,000, or a
3 lesser amount established by the department ~~by rule, for the purchase of a mobile~~
4 ~~home, business, or business property, the education of the veteran or the veteran's~~
5 ~~spouse or children, the payment of medical or funeral expenses, the payment under~~
6 ~~sub. (6) (c), or the consolidation of debt~~ under sub. (10). The department may
7 prescribe loan conditions, but the term of the loan may not exceed 10 years. The
8 department shall ensure that the proceeds of any loan made under this section shall
9 first be applied to pay any delinquent child support or maintenance payments and
10 then to pay any past support, medical expenses, or birth expenses.

History: 1993 a. 16; 1995 a. 404; 1997 a. 27, 115; 1999 a. 9; 2001 a. 103.

11 **SECTION 9.** 45.356 (3) of the statutes is amended to read:

12 45.356 (3) The department may lend not more than ~~\$15,000~~ \$25,000, or a lesser
13 amount established by the department ~~by rule~~ under sub. (10), to a veteran's
14 remarried surviving spouse or to the parent of a deceased veteran's child for the
15 education of a child.

History: 1993 a. 16; 1995 a. 404; 1997 a. 27, 115; 1999 a. 9; 2001 a. 103.

16 **SECTION 10.** 45.356 (8) of the statutes is amended to read:

17 45.356 (8) No person may receive a loan under this section in an amount that,
18 when added to the balance outstanding on the person's existing loans under s. 45.351
19 (2), 1995 stats., and s. 45.356, 1995 stats., would result in a total indebtedness to the
20 department of more than ~~\$15,000, or a lesser amount as established by the~~
21 ~~department by rule~~ \$25,000.

History: 1993 a. 16; 1995 a. 404; 1997 a. 27, 115; 1999 a. 9; 2001 a. 103.

22 **SECTION 11.** 45.356 (10) of the statutes is created to read:

23 45.356 (10) Subject to the limit established in subs. (2) and (3), the department
24 may periodically adjust the maximum loan amount based upon financial market

1 conditions, funds available, needs of the veterans trust funds, or other factors that
2 the department considers relevant.

3 SECTION 12. 45.356 (11) of the statutes is created to read:

4 45.356 (11) The department may periodically adjust the interest rates for loans
5 made under this section, which may vary based upon the term of the loan, the type
6 of security offered, the method of payment, or other factors that the department
7 considers relevant.

8 SECTION 13. 45.356 (12) of the statutes is created to read:

9 45.356 (12) Each loan made under this section, except a loan of \$5,000 or less
10 made to an applicant whose total indebtedness for loans made under this section is
11 \$5,000 or less, shall be evidenced by a promissory note and secured by a mortgage
12 on real estate located in this state. A loan of \$5,000 or less made to an applicant
13 whose total indebtedness for loans made under this section is \$5,000 or less, shall be
14 evidenced by a promissory note and secured by a guarantor or by a mortgage on real
15 estate located in this state. A mortgage securing a loan made under this section is
16 acceptable if the applicant has equity in the property subject to the mortgage equal
17 to or exceeding a minimum amount that the department establishes by rule.

****NOTE: I left off the word "installment" after "promissory" because that word is
only used once in the 54 times that the term "promissory note" is used in the statutes, and
that is in this chapter.

18 SECTION 14. 45.358 (1) (b) of the statutes is amended to read:

19 45.358 (1) (b) "Veteran" means a person who has served on active duty, except
20 service on active duty for training purposes, in the U.S. armed forces or in forces
21 incorporated as part of the U.S. armed forces.

****NOTE: This language is based on s. 45.001 (4) (a) (intro.).

22 History: 1993 a. 296; 1995 a. 27, 255; 1997 a. 27; 1999 a. 9; 2001 a. 103, 109.

insert-0324: insert 6-22

~~45.37 (19)~~

SECTION 15. 45.385 of the statutes is amended to read:

45.385 Veterans residential, treatment, and nursing care facilities.

Subject to authorization under ss. 13.48 (10) and 20.924 (1), the department may construct or renovate and operate residential, treatment, and nursing care facilities in southeastern Wisconsin, including a community-based residential facility, to be known as the ~~Southern Wisconsin Veterans Retirement Center~~ Home at Union Grove. The department may employ any personnel that are necessary for the proper management of the ^{plain space} ~~Southern Wisconsin Veterans Retirement Center~~ Home at Union Grove. The department may acquire by gift, purchase, or condemnation lands necessary for the purposes of the ~~Southern Wisconsin Veterans Retirement Center~~ Home at Union Grove. Title to any properties acquired under this section shall be taken in the name of this state. Every deed of conveyance shall be immediately recorded in the office of the proper register of deeds and filed with the secretary of state.

History: 1997 a. 121; 1999 a. 9; 2001 a. 103.

~~insert 0340~~ → insert 7-16

~~(45.396 (2m), (5), (7) (a), (9))~~

SECTION 16. 45.43 (7) (c) of the statutes is amended to read:

45.43 (7) (c) Notwithstanding par. (b), an eligible county with a part-time county veterans' service ~~officer~~ office shall be eligible for an annual grant not exceeding \$500.

History: 1973 c. 90; 1977 c. 196 s. 130 (2); 1983 a. 27 ss. 947, 2200 (15); 1983 a. 430; 1985 a. 29; 1987 a. 399; 1989 a. 31, 56; 1991 a. 2, 39, 269; 1993 a. 16, 254; 1995 a. 201, 255; 1997 a. 27; 2001 a. 16, 103, 109.

SECTION 17. 45.71 (2) of the statutes is amended to read:

1 45.71 (2) "Authorized lender" means any lender or servicer authorized under
2 s. 45.79 (5) (a) 5. to make or service loans under s. 45.79.

History: 1973 c. 208, 333; 1975 c. 26, 199; 1977 c. 4; 1979 c. 102, 155, 221; 1983 a. 81 s. 11; 1983 a. 83 s. 20; 1983 a. 430; 1985 a. 29; 1987 a. 399; 1989 a. 31, 56; 1991 a. 2, 39, 165, 189; 1993 a. 16, 254; 1995 a. 255; 1997 a. 27, 39; 1999 a. 9, 63; 2001 a. 16, 22, 103, 104.

3 **SECTION 18.** ~~45.71 (6) of the statutes is repealed.~~

4 **SECTION 19.** 45.71 (16) (a) 2m. (intro.) of the statutes is amended to read:

5 45.71 (16) (a) 2m. ^(intro.) The person is either a resident of and living in this state at
6 the time of making application, is serving on active duty in the U.S. armed forces at
7 the time of making application, or is deceased, and meets one of the following
8 conditions:

History: 1973 c. 208, 333; 1975 c. 26, 199; 1977 c. 4; 1979 c. 102, 155, 221; 1983 a. 81 s. 11; 1983 a. 83 s. 20; 1983 a. 430; 1985 a. 29; 1987 a. 399; 1989 a. 31, 56; 1991 a. 2, 39, 165, 189; 1993 a. 16, 254; 1995 a. 255; 1997 a. 27, 39; 1999 a. 9, 63; 2001 a. 16, 22, 103, 104.

9 **SECTION 20.** ~~45.71 (16) (a) of the statutes is repealed.~~

10 **SECTION 21.** 45.79 (5) (a) 11. of the statutes is created to read:

11 45.79 (5) (a) 11. Enter into contracts with persons other than authorized
12 lenders for the servicing of loans made under this section.

13 **SECTION 22.** 45.79 (7) (a) 12. of the statutes is created to read:

14 ^{Step} 45.79 (7) (a) 12. ^{make} ~~To~~ make payments of obligations arising from the acquisition
15 of a headquarters building for the department under s. 45.35 (20).

16 **SECTION 23.** 45.79 (13) of the statutes is created to read:

17 45.79 (13) REPAYMENT OF LOAN. Any money appropriated or transferred by law
18 from the veterans mortgage loan repayment fund for purposes other than those
19 listed in sub. (7), other than moneys made ^{temporarily} temporarily available to other funds under
20 s. 20.002 (11), shall be repaid from the general fund with interest at a rate of 5% per
21 year from the the date of the appropriation or transfer to the date of repayment.

22 **SECTION 24.** 230.08 (2) (xm) of the statutes is amended to read:

1 230.08 (2) (xm) The commandants of the Wisconsin Veterans Home at King and
2 the ~~Southern Wisconsin Veterans Retirement Center~~ Home at Union Grove in the
3 department of veterans affairs.

History: 1971 c. 40, 270; 1973 c. 333, 335; 1977 c. 29, 187; 1977 c. 196 ss. 34, 108, 130 (5); 1977 c. 272, 418, 449; Stats. 1977 s. 230.08; 1979 c. 34, 189, 221, 356, 361; 1981 c. 20, 347, 374; 1983 a. 27 ss. 1605o to 1609am, 2200 (15); 1983 a. 189 s. 329 (27); 1983 a. 371, 378; 1985 a. 29; 1987 a. 27, 119, 204, 354, 399, 403; 1989 a. 31, 107, 119, 122, 169, 208, 219, 336; 1991 a. 39, 250, 269; 1993 a. 16, 349, 399; 1997 a. 27 ss. 6245 to 6277m, 9126 (19), 9130 (4); 1995 a. 216; 1997 a. 3, 27, 179, 194, 237; 1999 a. 9, 42, 87, 186; 2001 a. 16, 19, 109.

4 **SECTION 25.** 230.36 (2m) (a) 19. of the statutes is repealed.

5 **SECTION 26.** 234.41 (2) of the statutes is amended to read:

6 234.41 (2) The authority shall use moneys in the fund for the purpose of
7 purchasing loans representing veterans housing loans pursuant to s. 45.79. All
8 disbursements of funds under this section for purchasing mortgage loans shall be
9 made payable to authorized leaders as defined in s. 45.71 (2) and to eligible persons
10 as defined in s. 45.71 (6) under s. 45.735. ←

History: 1973 c. 208, 333, 336; 1991 a. 39.

12 ~~insert~~ -0324 - insert 9-12:

13 ~~nonstat language re: rules~~

14

15

(END)

DOA:.....Uecker - BB0079, Veterans home nurse stipend program

FOR 2003-05 BUDGET - NOT READY FOR INTRODUCTION

*Insert
a/c 3.*

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

VETERANS AND MILITARY AFFAIRS

This bill allows DVA to create a program to provide stipends to individuals to attend school and receive the necessary credentials to become employed at the Wisconsin Veterans Home at King, at the Southern Wisconsin Veterans Retirement Center, or at other veterans facilities. The bill requires DVA to promulgate rules for the stipend program if DVA decides to create that program.

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:

2 SECTION 1. 20.485 (1) (gk) of the statutes is amended to read:

3 20.485 (1) (gk) *Institutional operations*. The amounts in the schedule for the
4 care of the Wisconsin Veterans Home at King, the Southern Wisconsin Veterans
5 Retirement Center, and veterans facilities, and for the payment of stipends under s.

*Insert
a/c 3.*

*Inserts 6-22
& 9-12.*

1 45.365 (7). All moneys received under par. (m) and s. 45.37 (9) (d) and (9d) shall be
2 credited to this appropriation.

3 ^{(B) 45.37 (19)}
SECTION 2. ~~45.365 (7)~~ of the statutes is created to read:

4 ^(ES)
5 ^{45.37 (19)} ~~45.365 (7)~~ The department may develop a program to provide stipends to
6 individuals to attend school and receive the necessary credentials to become
7 employed at the home or the southeastern facility. If the department does develop
8 a stipend program under this subsection, the department shall promulgate
9 administrative rules related to the program, including the application process,
10 eligibility criteria, stipend amount, repayment provisions, and other provisions that
11 the department determines are necessary to administer the program.

12 SECTION ~~9158~~ [#] Nonstatutory provisions: ~~Veterans affairs~~.

13 (1) EDUCATIONAL STIPEND PROGRAM; RULES. If the department of veterans affairs
14 develops a stipend program under section ^{45.37 (19) ✓} ~~45.365 (7)~~ of the statutes, as created by this
15 act, the department shall, using the procedure under section 227.24 of the statutes,
16 promulgate the rule required under section ^{45.37 (19) ✓} ~~45.365 (7)~~ of the statutes, as created by
17 this act, for the period before the effective date of the permanent rule promulgated
18 under section ^{45.37 (19) ✓} ~~45.365 (7)~~ of the statutes, as created by this act, but not to exceed the
19 period authorized under section 227.24 (1) (c) and (2) of the statutes.
20 Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department
21 is not required to provide evidence that promulgating a rule under this subsection
22 as an emergency rule is necessary for the preservation of the public peace, health,
23 safety, or welfare and is not required to provide a finding of emergency for a rule
24 promulgated under this subsection.

(END)

DOA:.....Uecker - BB0084, Headquarters building

FOR 2003-05 BUDGET - NOT READY FOR INTRODUCTION

*Insert
and 2.*

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

VETERANS AND MILITARY AFFAIRS

This bill allows DVA to acquire property for DVA's headquarters. Funding for the purchase of such a building could come from the veterans trust fund under this bill.

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:

2 SECTION 1. 25.36 (1) of the statutes is amended to read:

3 25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred
4 by law shall constitute the veterans trust fund which shall be used for the acquisition
5 of a headquarters for the department of veterans affairs under s. 45.35 (20) and for
6 the veterans programs under ss. 20.485 (2) (m), (mn), (tm), (u), (v), (vo), (w), (z), and

*Insert
and 2.*

Insert 3-10

1 (zm), 45.014, 45.25, 45.351 (1), 45.353, 45.356, 45.357, 45.396, 45.397, and 45.43 (7)
2 and administered by the department of veterans affairs, including all moneys
3 received from the federal government for the benefit of veterans or their dependents;
4 all moneys paid as interest on and repayment of loans under the post-war
5 rehabilitation fund; soldiers rehabilitation fund, veterans housing funds as they
6 existed prior to July 1, 1961; all moneys paid as interest on and repayment of loans
7 under this fund; all moneys paid as expenses for, interest on, and repayment of
8 veterans trust fund stabilization loans under s. 45.356, 1995 stats.; all moneys paid
9 as expenses for, interest on, and repayment of veterans personal loans; the net
10 proceeds from the sale of mortgaged properties related to veterans personal loans;
11 all mortgages issued with the proceeds of the 1981 veterans home loan revenue bond
12 issuance purchased with moneys in the veterans trust fund; all moneys received from
13 the state investment board under s. 45.356 (9) (b); all moneys received from the
14 veterans mortgage loan repayment fund under s. 45.79 (7) (a) and (c); and all gifts
15 of money received by the board of veterans affairs for the purposes of this fund.

16 **SECTION 2.** 45.35 (20) of the statutes is created to read:

17 45.35 (20) DEPARTMENT HEADQUARTERS. The department may acquire by gift,
18 purchase, or condemnation property for the purposes of providing a headquarters
19 building for the department.

20 (END)

DOA:.....Uecker - BB0080, Education grant changes

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

*insert
and l.*

*the Department of
Veterans
Affairs (*

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau
VETERANS AND MILITARY AFFAIRS

This bill makes various changes related to educational grant programs for veterans. Under the bill:

1. The maximum tuition and fees reimbursement to a veteran under the Tuition and Fee Reimbursement Program for full-time attendance at an institution of higher education, a vocational school approved by DVA, a proprietary school approved by the Educational Approval Board, or a school under the Minnesota-Wisconsin student reciprocity agreement is increased from 85% to 100% of the standard cost for a state resident at an equivalent undergraduate course at the UW-Madison.

2. The same maximum reimbursement is provided to veterans for tuition and fees for correspondence courses and part-time classroom study under the Part-time Study Grant Program.

3. The family income eligibility for these educational grant programs is raised from \$47,500 plus \$500 for each dependent in excess of two dependents to \$50,000 plus \$1,000 for each dependent in excess of two dependents.

4. To be eligible for tuition and fee reimbursement under the Tuition and Fee Reimbursement ~~Grant~~ program, the veteran must complete the course during a semester that started within ten years after the veteran's separation from the U.S. Armed Forces.

*insert
and l.*

University of Wisconsin

end of ad 1 insert

Insert 3-8:

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. 45.25 (2) (c) of the statutes is amended to read:

2 45.25 (2) (c) The individual applies for the tuition and fee reimbursement
3 program for courses completed during a semester that started within 10 years after
4 separation from the service.

5 SECTION 2. 45.25 (2m) of the statutes is created to read:

6 45.25 (2m) EXCEPTIONS TO ELIGIBILITY. A course at the institution or school that
7 the veteran attends that has been approved for credit through the department's
8 Academic Credit for Military Experience Program, which evaluates military
9 experience and determines the academic credit for that experience, is not eligible for
10 reimbursement under this section. The credits approved for courses under the
11 Academic Credit for Military Experience Program may not be counted toward the
12 12-credit requirement under sub. (2) (e).

13 SECTION 3. 45.25 (3) (a) of the statutes is amended to read:

14 45.25 (3) (a) ~~Except as provided in par. (am), an~~ An individual who meets the
15 requirements under sub. (2), upon satisfactory completion of a full-time
16 undergraduate semester in any institution of higher education, as defined in s.
17 45.396 (1) (a), in this state, any school that is approved under s. 45.35 (9m), any
18 proprietary school that is approved under s. 45.54, or any institution from which the
19 individual receives a waiver of nonresident tuition under s. 39.47, may be
20 ~~reimbursed an amount~~ receive tuition and fee reimbursement. The amount of the
21 reimbursement may not to exceed the total cost of the individual's tuition and fees

↑

--3--
insert 3-8 conf.

1 minus any grants or scholarships, including those made under s. 21.49, that the
2 individual receives specifically for the payment of the tuition or fees, or 85% 100%
3 of the standard cost for a state resident for an equivalent undergraduate course at
4 the University of Wisconsin-Madison per course, whichever is less. Reimbursement
5 is available only for tuition and fees that are part of a curriculum that is relevant to
6 a degree in a particular course of study at the institution.

7 **SECTION 4.** 45.25 (3) (am) of the statutes is repealed and recreated to read:

8 45.25 (3) (am) Reimbursement of tuition and fees for a course may be provided
9 at an institution or school under par. (a) [✓] other than the one from which the veteran
10 is receiving his or her degree if all of the following apply:

- 11 1. The curriculum at the institution or school consists only of courses necessary
- 12 to complete a degree in a particular course of study.
- 13 2. The course is accepted as transfer credits at the institution or school listed
- 14 under par. (a) [✓] from which the veteran is receiving his or her degree but is not
- 15 available at that institution or school.

16 **SECTION 5.** 45.396 (2m) of the statutes is created to read:

17 45.396 (2m) A course at the institution or school that the veteran attends that
18 has been approved for credit through the department's Academic Credit for Military
19 Experience Program, which evaluates military experience and determines the
20 academic credit for that experience, is not eligible for reimbursement under this
21 section if the veteran is eligible to obtain those credits through the Academic Credit [✓]
22 for Military Experience Program.

23 **SECTION 6.** 45.396 (5) of the statutes is amended to read:

24 45.396 (5) ~~Except as provided in sub. (9), the~~ The amount of the reimbursement
25 may not exceed 85% of the total cost of the individual's veteran's tuition and fees.

insert
2-16

insert 7-16
cont.

1 minus any grants or scholarships that the veteran receives specifically for the
2 payment of tuition or fees or 85% 100% of the standard cost for a state resident for
3 tuition and fees for an equivalent undergraduate course at the University of
4 Wisconsin-Madison per course, whichever is less, ~~and~~. Reimbursement under this
5 section may not be provided to ~~an individual~~ a veteran more than 4 times during any
6 consecutive 12-month period.

7 **SECTION 7.** 45.396 (7) (a) (intro.) of the statutes is renumbered 45.396 (7) (a)
8 and amended to read:

9 45.396 (7) (a) No veteran may receive a grant under this section if the
10 department determines, ~~after disregarding any payment described under s. 45.85,~~
11 ~~1997 stats.~~, that the income of the veteran and his or her spouse exceeds \$500
12 \$50,000 plus \$1,000 for each dependent in excess of 2 dependents ~~plus whichever of~~
13 ~~the following applies:~~

14 **SECTION 8.** 45.396 (7) (a) 1. and 2. of the statutes are repealed.

15 **SECTION 9.** 45.396 (9) of the statutes is repealed.

16 (END) of inserts



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-1725/PT

RPN:cmh:pg

WLJ

D-151e

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

OTHER

REGEN

1 AN ACT *to repeal* 45.396 (7) (a) 1. and 2., 45.396 (9) and 230.36 (2m) (a) 19.; *to*
2 *renumber and amend* 45.396 (7) (a) (intro.); *to amend* 20.485 (1) (gk), 25.36
3 (1), 45.25 (2) (c), 45.25 (3) (a), 45.351 (1j), 45.356 (2), 45.356 (3), 45.356 (8),
4 45.358 (1) (b), 45.385, 45.396 (5), 45.43 (7) (c), 45.71 (2), 45.71 (16) (a) 2m. (intro.)
5 and 230.08 (2) (xm); *to repeal and recreate* 45.25 (3) (am); and *to create* 45.25
6 (2m), 45.35 (20), 45.35 (21), 45.35 (22), 45.35 (23), 45.356 (10), 45.356 (11),
7 45.356 (12), 45.37 (19), 45.396 (2m), 45.79 (5) (a) 11., 45.79 (7) (a) 12. and 45.79
8 (13) of the statutes; **relating to:** the Veterans Mortgage Loan Program,
9 veterans tuition and fee reimbursement, authority for the Department of
10 Veterans Affairs to acquire a headquarters building, departmental delivery of
11 services to veterans, veterans personal loans, eligibility for burial at a veterans
12 cemetery, part-time study grants for veterans, housing loans for veterans,
13 renaming the Southern Wisconsin Veterans Retirement Center, mortgage loan

1 repayment fund, veterans home stipends, grants to county veteran service
2 offices, and granting rule-making authority.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. A complete analysis will be provided in a later version.

This bill makes various changes related to educational grant programs for veterans. Under the bill:

1. The maximum tuition and fees reimbursement to a veteran under the Tuition and Fee Reimbursement Program for full-time attendance at an institution of higher education, a vocational school approved by the Department of Veterans Affairs (DVA), a proprietary school approved by the Educational Approval Board, or a school under the Minnesota-Wisconsin student reciprocity agreement is increased from 85% to 100% of the standard cost for a state resident at an equivalent undergraduate course at the University of Wisconsin-Madison.

2. The same maximum reimbursement is provided to veterans for tuition and fees for correspondence courses and part-time classroom study under the ~~Part-time~~ Study Grant Program. ^{STET}

3. The family income eligibility for these educational grant programs is raised from \$47,500 plus \$500 for each dependent in excess of two dependents to \$50,000 plus \$1,000 for each dependent in excess of two dependents.

4. To be eligible for tuition and fee reimbursement under the Tuition and Fee Reimbursement Program, the veteran must complete the course during a semester that started within ten years after the veteran's separation from the U.S. Armed Forces.

This bill allows DVA to acquire property for DVA's headquarters.

This bill allows DVA to create a program to provide stipends to individuals to attend school and receive the necessary credentials to become employed at the Wisconsin Veterans Home at King, at the Southern Wisconsin Veterans Retirement Center, or at other veterans facilities. The bill requires DVA to promulgate rules for the stipend program if DVA decides to create that program.

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:

3 SECTION 1. 20.485 (1) (gk) of the statutes is amended to read:

4 20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the
5 care of the Wisconsin Veterans Home at King, the ~~Southern~~ Wisconsin Veterans

1 ~~Retirement Center Home at Union Grove, and veterans facilities, and for the~~
2 ~~payment of stipends under s. 45.37 (19).~~ All moneys received under par. (m) and s.
3 45.37 (9) (d) and (9d) shall be credited to this appropriation.

4 **SECTION 2.** 25.36 (1) of the statutes is amended to read:

5 25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred
6 by law shall constitute the veterans trust fund which shall be used for the lending
7 of money to the mortgage loan repayment fund under s. 45.35 (22) and for the
8 veterans programs under ss. 20.485 (2) (m), (mn), (tm), (u), (v), (vo), (w), (z), and (zm),
9 45.014, 45.25, 45.35 (23), 45.351 (1), 45.353, 45.356, 45.357, 45.396, 45.397, and
10 45.43 (7) and administered by the department of veterans affairs, including all
11 moneys received from the federal government for the benefit of veterans or their
12 dependents; all moneys paid as interest on and repayment of loans under the
13 post-war rehabilitation fund; soldiers rehabilitation fund, veterans housing funds
14 as they existed prior to July 1, 1961; all moneys paid as interest on and repayment
15 of loans under this fund; all moneys paid as expenses for, interest on, and repayment
16 of veterans trust fund stabilization loans under s. 45.356, 1995 stats.; all moneys
17 paid as expenses for, interest on, and repayment of veterans personal loans; the net
18 proceeds from the sale of mortgaged properties related to veterans personal loans;
19 all mortgages issued with the proceeds of the 1981 veterans home loan revenue bond
20 issuance purchased with moneys in the veterans trust fund; all moneys received from
21 the state investment board under s. 45.356 (9) (b); all moneys received from the
22 veterans mortgage loan repayment fund under s. 45.79 (7) (a) and (c); and all gifts
23 of money received by the board of veterans affairs for the purposes of this fund.

24 **SECTION 3.** 45.25 (2) (c) of the statutes is amended to read:

1 45.25 (2) (c) The individual applies for the tuition and fee reimbursement
2 program for courses completed during a semester that started within 10 years after
3 separation from the service.

4 **SECTION 4.** 45.25 (2m) of the statutes is created to read:

5 45.25 (2m) EXCEPTIONS TO ELIGIBILITY. A course at the institution or school that
6 the veteran attends that has been approved for credit through the department's
7 Academic Credit for Military Experience Program, which evaluates military
8 experience and determines the academic credit for that experience, is not eligible for
9 reimbursement under this section. The credits approved for courses under the
10 Academic Credit for Military Experience Program may not be counted toward the
11 12-credit requirement under sub. (2) (e).

12 **SECTION 5.** 45.25 (3) (a) of the statutes is amended to read:

13 45.25 (3) (a) ~~Except as provided in par. (am), an~~ An individual who meets the
14 requirements under sub. (2), upon satisfactory completion of a full-time
15 undergraduate semester in any institution of higher education, as defined in s.
16 45.396 (1) (a), in this state, any school that is approved under s. 45.35 (9m), any
17 proprietary school that is approved under s. 45.54, or any institution from which the
18 individual receives a waiver of nonresident tuition under s. 39.47, may be
19 ~~reimbursed an amount~~ receive tuition and fee reimbursement. The amount of the
20 reimbursement may not to exceed the total cost of the individual's tuition and fees
21 minus any grants or scholarships, including those made under s. 21.49, that the
22 individual receives specifically for the payment of the tuition or fees, or ~~85%~~ 100%
23 of the standard cost for a state resident for an equivalent undergraduate course at
24 the University of Wisconsin-Madison per course, whichever is less. Reimbursement

1 is available only for tuition and fees that are part of a curriculum that is relevant to
2 a degree in a particular course of study at the institution.

3 **SECTION 6.** 45.25 (3) (am) of the statutes is repealed and recreated to read:

4 45.25 (3) (am) Reimbursement of tuition and fees for a course may be provided
5 at an institution or school under par. (a) other than the one from which the veteran
6 is receiving his or her degree if all of the following apply:

7 1. The curriculum at the institution or school consists only of courses necessary
8 to complete a degree in a particular course of study.

9 2. The course is accepted as transfer credits at the institution or school listed
10 under par. (a) from which the veteran is receiving his or her degree but is not
11 available at that institution or school.

12 **SECTION 7.** 45.35 (20) of the statutes is created to read:

13 45.35 (20) DEPARTMENT HEADQUARTERS. The department may acquire by gift,
14 purchase, or condemnation property for the purposes of providing a headquarters
15 building for the department.

16 **SECTION 8.** 45.35 (21) of the statutes is created to read:

17 45.35 (21) SERVICE DELIVERY. Notwithstanding ^{ss. 45.397 (1) and} ~~45.79 (2)~~, applications for
18 veterans benefits under this chapter may be submitted directly to the department
19 or to any qualified representative approved by the department.

20 **SECTION 9.** 45.35 (22) of the statutes is created to read:

21 45.35 (22) FUND TRANSFER. The department may loan money from the veterans
22 trust fund to the veterans mortgage loan repayment fund to fund loans under s.
23 45.79.

***NOTE: Does the language in the veterans trust fund need to be changed to reflect
this use? What about funding to purchase a headquarters? See s. 25.36 (1).

1 **SECTION 10.** 45.35 (23) of the statutes is created to read:

2 **45.35 (23) LOAN GUARANTEE.** The department may provide a loan guarantee for
3 multifamily transitional housing for homeless veterans.

4 **SECTION 11.** 45.351 (1j) of the statutes is amended to read:

5 **45.351 (1j) HEALTH CARE AID GRANTS.** The department may grant to any veteran
6 or dependents such temporary health care aid as the department considers advisable
7 to prevent want or distress. Health care aid to meet medical or hospital bills under
8 this subsection is limited to a payment of up to \$5,000 per veteran or dependent for
9 a 12-month period beginning with the first day of care for which the person seeks
10 reimbursement under this subsection. The department may ~~not give prior~~
11 ~~authorization for the payment of health care aid under this subsection but may issue~~
12 a certificate of entitlement stating that a veteran or dependent is eligible for a health
13 care aid grant under this subsection if the treatment is received within a time period
14 that the department promulgates by rule. The department may not grant health
15 care aid to pay for care provided to the veteran or dependent before the time period
16 identified in the certificate of entitlement. Health care aid may be used to provide
17 payment for the treatment of alcoholism or other drug addiction or to provide
18 payment for health care required because of alcoholism or other drug addiction or
19 alcohol or other drug abuse. The department may not grant health care aid under
20 this subsection unless the aid recipient's health care provider agrees to accept, as full
21 payment for the medical treatment for which the aid is to be granted, the amount of
22 the grant, the amount of the recipient's health insurance or other 3rd-party
23 payments, if any, and the amount that the department determines the aid recipient
24 is capable of paying. The department may not grant health care aid under this
25 subsection if the combined liquid assets of the applicant for aid, and of the veteran

1 and veteran's dependents who are living in the same household with the applicant,
2 are in excess of \$1,000.

3 SECTION 12. 45.356 (2) of the statutes is amended to read:

4 45.356 (2) The department may lend a veteran, a veteran's unremarried
5 surviving spouse, or a deceased veteran's child not more than ~~\$15,000~~ \$25,000, or a
6 lesser amount established by the department ~~by rule, for the purchase of a mobile~~
7 ~~home, business, or business property, the education of the veteran or the veteran's~~
8 ~~spouse or children, the payment of medical or funeral expenses, the payment under~~
9 ~~sub. (6) (e), or the consolidation of debt~~ under sub. (10). The department may
10 prescribe loan conditions, but the term of the loan may not exceed 10 years. The
11 department shall ensure that the proceeds of any loan made under this section shall
12 first be applied to pay any delinquent child support or maintenance payments and
13 then to pay any past support, medical expenses, or birth expenses.

14 SECTION 13. 45.356 (3) of the statutes is amended to read:

15 45.356 (3) The department may lend not more than ~~\$15,000~~ \$25,000, or a lesser
16 amount established by the department ~~by rule~~ under sub. (10), to a veteran's
17 remarried surviving spouse or to the parent of a deceased veteran's child for the
18 education of a child.

19 SECTION 14. 45.356 (8) of the statutes is amended to read:

20 45.356 (8) No person may receive a loan under this section in an amount that,
21 when added to the balance outstanding on the person's existing loans under s. 45.351
22 (2), 1995 stats., and s. 45.356, 1995 stats., would result in a total indebtedness to the
23 department of more than ~~\$15,000, or a lesser amount as established by the~~
24 ~~department by rule~~ \$25,000.

25 SECTION 15. 45.356 (10) of the statutes is created to read:

1 45.356 (10) Subject to the limit established in subs. (2) and (3), the department
2 may periodically adjust the maximum loan amount based upon financial market
3 conditions, funds available, needs of the veterans trust funds, or other factors that
4 the department considers relevant.

5 **SECTION 16.** 45.356 (11) of the statutes is created to read:

6 45.356 (11) The department may periodically adjust the interest rates for loans
7 made under this section, which may vary based upon the term of the loan, the type
8 of security offered, the method of payment, or other factors that the department
9 considers relevant.

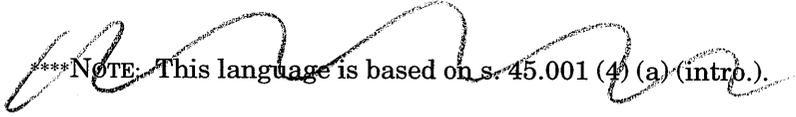
10 **SECTION 17.** 45.356 (12) of the statutes is created to read:

11 45.356 (12) Each loan made under this section, except a loan of \$5,000 or less
12 made to an applicant whose total indebtedness for loans made under this section is
13 \$5,000 or less, shall be evidenced by a promissory note and secured by a mortgage
14 on real estate located in this state. A loan of \$5,000 or less made to an applicant
15 whose total indebtedness for loans made under this section is \$5,000 or less shall be
16 evidenced by a promissory note and secured by a guarantor or by a mortgage on real
17 estate located in this state. A mortgage securing a loan made under this section is
18 acceptable if the applicant has equity in the property subject to the mortgage equal
19 to or exceeding a minimum amount that the department establishes by rule.

****NOTE: I left off the word "installment" after "promissory" because that word is
used only once in the 54 times that the term "promissory note" is used in the statutes, and
that is in this chapter.

20 **SECTION 18.** 45.358 (1) (b) of the statutes is amended to read:

21 45.358 (1) (b) "Veteran" means a person who has served on active duty, except
22 service on active duty for training purposes, in the U.S. armed forces ~~of in forces~~
23 incorporated as part of the U.S. armed forces


***NOTE: This language is based on s. 45.001 (4) (a) (intro.).

1 **SECTION 19.** 45.37 (19) of the statutes is created to read:

2 **45.37 (19) STIPENDS.** The department may develop a program to provide
3 stipends to individuals to attend school and receive the necessary credentials to
4 become employed at the home or the southeastern facility. If the department does
5 develop a stipend program under this subsection, the department shall promulgate
6 administrative rules related to the program, including the application process,
7 eligibility criteria, stipend amount, repayment provisions, and other provisions that
8 the department determines are necessary to administer the program.

9 **SECTION 20.** 45.385 of the statutes is amended to read:

10 **45.385 Veterans residential, treatment, and nursing care facilities.**

11 Subject to authorization under ss. 13.48 (10) and 20.924 (1), the department may
12 construct or renovate and operate residential, treatment, and nursing care facilities
13 in southeastern Wisconsin, including a community-based residential facility, to be
14 known as the ~~Southern Wisconsin Veterans Retirement Center~~ Home at Union
15 Grove. The department may employ any personnel that are necessary for the proper
16 management of the ~~Southern Wisconsin Veterans Retirement Center~~ Home at Union
17 Grove. The department may acquire by gift, purchase, or condemnation lands
18 necessary for the purposes of the ~~Southern Wisconsin Veterans Retirement Center~~
19 Home at Union Grove. Title to any properties acquired under this section shall be
20 taken in the name of this state. Every deed of conveyance shall be immediately
21 recorded in the office of the proper register of deeds and filed with the secretary of
22 state.

23 **SECTION 21.** 45.396 (2m) of the statutes is created to read:

1 45.396 (2m) A course at the institution or school that the veteran attends that
2 has been approved for credit through the department's Academic Credit for Military
3 Experience Program, which evaluates military experience and determines the
4 academic credit for that experience, is not eligible for reimbursement under this
5 section if the veteran is eligible to obtain those credits through the Academic Credit
6 for Military Experience Program.

7 **SECTION 22.** 45.396 (5) of the statutes is amended to read:

8 45.396 (5) ~~Except as provided in sub. (9), the~~ The amount of the reimbursement
9 may not exceed ~~85%~~ of the total cost of the ~~individual's~~ veteran's tuition and fees,
10 minus any grants or scholarships that the veteran receives specifically for the
11 payment of tuition or fees or ~~85%~~ 100% of the standard cost for a state resident for
12 tuition and fees for an equivalent undergraduate course at the University of
13 Wisconsin–Madison per course, whichever is less, ~~and.~~ Reimbursement under this
14 section may not be provided to ~~an individual~~ a veteran more than 4 times during any
15 consecutive 12–month period.

16 **SECTION 23.** 45.396 (7) (a) (intro.) of the statutes is renumbered 45.396 (7) (a)
17 and amended to read:

18 45.396 (7) (a) No veteran may receive a grant under this section if the
19 department determines, ~~after disregarding any payment described under s. 45.85,~~
20 ~~1997 stats.,~~ that the income of the veteran and his or her spouse exceeds \$500
21 \$50,000 plus \$1,000 for each dependent in excess of 2 dependents ~~plus whichever of~~
22 ~~the following applies:~~

23 **SECTION 24.** 45.396 (7) (a) 1. and 2. of the statutes are repealed.

24 **SECTION 25.** 45.396 (9) of the statutes is repealed.

25 **SECTION 26.** 45.43 (7) (c) of the statutes is amended to read:

1 45.43 (7) (c) Notwithstanding par. (b), an eligible county with a part-time
2 county veterans' service ~~officer~~ office shall be eligible for an annual grant not
3 exceeding \$500.

4 **SECTION 27.** 45.71 (2) of the statutes is amended to read:

5 45.71 (2) "Authorized lender" means any lender or servicer authorized under
6 s. 45.79 (5) (a) 5. to make or service loans under s. 45.79.

7 **SECTION 28.** 45.71 (16) (a) 2m. (intro.) of the statutes is amended to read:

8 45.71 (16) (a) 2m. (intro.) The person is ~~either~~ a resident of and living in this
9 state at the time of making application, is serving on active duty in the U.S. armed
10 forces at the time of making application, or is deceased, and meets one of the
11 following conditions:

12 **SECTION 29.** 45.79 (5) (a) 11. of the statutes is created to read:

13 45.79 (5) (a) 11. Enter into contracts with persons other than authorized
14 lenders for the servicing of loans made under this section.

15 **SECTION 30.** 45.79 (7) (a) 12. of the statutes is created to read:

16 45.79 (7) (a) 12. To make payments of obligations arising from the acquisition
17 of a headquarters building for the department under s. 45.35 (20).

18 **SECTION 31.** 45.79 (13) of the statutes is created to read:

19 45.79 (13) REPAYMENT OF LOAN. Any money appropriated or transferred by law
20 from the veterans mortgage loan repayment fund for purposes other than those
21 listed in sub. (7), other than moneys made temporarily available to other funds under
22 s. 20.002 (11), shall be repaid from the general fund with interest at a rate of 5% per
23 year from the the date of the appropriation or transfer to the date of repayment.

24 **SECTION 32.** 230.08 (2) (xm) of the statutes is amended to read:

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1725/1dn
RPN:wlj:pg

March 26, 2003

This includes changes suggested in SECTIONS 8 and 18 of the bill by DVA.

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Jim Doyle, Governor
Raymond G. Boland, Secretary

STATE OF WISCONSIN, DEPARTMENT OF VETERANS AFFAIRS

30 West Mifflin Street, P.O. Box 7843, Madison, WI 53707-7843
PHONE: (608) 266-1311 1-800-947-8387 (WIS VETS)
WEB SITE: <http://dva.state.wi.us>
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3/31 LM with John R.

DATE: March 26, 2003
TO: Senator Ron Brown
FROM: John Scocos, Deputy Secretary
RE: Tuition and Fee Reimbursement Grant

The following statutory language changes repeal the current restrictive eligibility criteria for TFRG and incorporates the general veteran eligibility criteria. Additionally, it precludes an otherwise eligible veteran from receiving a TFRG grant under 45.25 and a tuition grant under 21.49.

Section 1. 21.49 (4) (c) of the statutes is created to read:

21.49 (4) (c) No guard member may receive a grant under sub. (3) for any semester in which he or she received a grant under s. 45.25.

Section 2. 45.25 (2), intro., of the statutes is amended to read:

45.25 (2) **ELIGIBILITY.** An individual, who meets the definition of veteran at s. 45.001 (4), is eligible for the tuition and fee reimbursement program if he or she meets all of the following criteria:

John R - preferable - change "individual" throughout 45.25 to "veteran"

Section 3. 45.25 (2) (b) of the statutes is repealed.

Section 4. 45.25 (4) (c) of the statutes is amended to read:

45.25 (4) (c) An individual may not receive reimbursement under sub. (2) for any semester in which he or she received a grant under s. 21.49 or s. 45.396.