

**ASSEMBLY BILL 317**

1           2. An unremarried surviving spouse of an eligible veteran. The remission  
2 under this subdivision applies only during the first 10 years after the veteran died.

3           3. A child of an eligible veteran, if the child is at least 18 but not yet 26 years  
4 of age and is a full-time student at an institution.

*insert 23-12*

5           **SECTION 2.** 38.24 (7) of the statutes is created to read:

6           **38.24 (7) FEE REMISSION FOR SPOUSE, SURVIVING SPOUSE, AND CHILDREN OF CERTAIN**  
7 **VETERANS.** (a) In this subsection, "eligible veteran" means either of the following:

8           1. A person who has served on active duty under honorable conditions in the  
9 U.S. armed forces, in forces incorporated as part of the U.S. armed forces, in the  
10 national guard, or in a reserve component of the U.S. armed forces; who was a  
11 resident of this state at the time of entry or reentry into that service; and who, while  
12 a resident of this state ~~either died~~ on active duty, or ~~died~~ in the line of duty while on  
13 active or inactive duty for training purposes.

14           2. A person who was a resident of this state at the time of entry or reentry into  
15 service described in subd. 1. and who, while a resident of this state, incurred at least  
16 a 30 percent service-connected disability, as rated by the U.S. department of  
17 veterans affairs.

18           (b) Except as provided in subds. 1. to 3., the district board shall grant full  
19 remission of fees under sub. (1m) (a) to (c) for 128 credits or 8 semesters, whichever  
20 is longer, to any resident student who is also any of the following:

21           1. A spouse of an eligible veteran. The remission under this subdivision applies  
22 only during the first 10 years after the eligible veteran received the  
23 service-connected disability.

24           2. An unremarried surviving spouse of an eligible veteran. The remission  
25 under this subdivision applies only during the first 10 years after the veteran died.

**Nelson, Robert P.**

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**From:** Hardie, Anthony  
**Sent:** Tuesday, June 21, 2005 6:45 PM  
**To:** Nelson, Robert P.  
**Cc:** Nowak, Ellen; Shannon, Pam; Sweet, Richard; Rosinski, John; Rhatican, Tom - DVA  
**Subject:** FIX for the technical error in A.B. 100 Subst. Amend 1

**Importance:** High

Bob,

Just to confirm from our discussion that the language below is the language that would provide specific statutory citations in the UW and Tech Colleges Veterans Educational Tuition Remission (Wisconsin G.I. Bill, formerly AB 317 & AB 318) provisions in lieu of the broad, inaccurate catchphrase, "federal tuition reimbursement".

As we discussed, these federal programs are not reimbursement programs, so the language as currently drafted would not apply to the programs intended to be included, thus failing to recapture the federal tuition payment dollars intended to be recaptured.

Page 391, lines 20-21.

CHANGE FROM:

"...less the amount of any federal tuition reimbursement, to any student who is a veteran."

CHANGE TO:

"less the amount of any academic fees or segregated fees paid under 10 U.S.C. 2107 (c) or 38 U.S.C. 3104 (7) (A), to any student who is a veteran."

Page 400, lines 16-17.

CHANGE FROM:

"...less the amount of any federal tuition reimbursement, to any student who is a veteran."

CHANGE TO:

"less the amount of any fees paid under 10 U.S.C. 2107 (c) or 38 U.S.C. 3104 (7) (A), to any student who is a veteran."

As a reminder, 10 U.S.C. 2107 (c) is the citation for military ROTC tuition scholarships, and 38 U.S.C. 3104 (7) (A) is the citation for federal VA Vocational Rehabilitation tuition payments.

Thanks again. Please call me if you need anything, at cell 576-8508.

Anthony Hardie  
WDVA Executive Assistant  
Office of the Secretary  
Wisconsin Department of Veterans Affairs

**Direct Phone: (608) 266-0517 -- Fax: (608) 264-7616**

**Wisconsin Department of Veterans Affairs**

30 West Mifflin Street

P.O. Box 7843

Madison, WI 53707-7843

Toll-Free: (800) WIS-VETS (800-947-8387)

Web Site: [www.dva.state.wi.us](http://www.dva.state.wi.us)

6/21 gpa

Anthony Hardie

Problem with ASA 1, p

391, to 2021, and p 400,

line 16. The feds

do not reimburse, and

only want to cover military

payments under

38 USC 3104 (a)(7) A  
and

10 USC 2107 (c)

say something like:

"less the amt of any

.. (academic or sec fees) (fees)

pd under



State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-3221/2<sup>3</sup>

RPN:cx:jf/ch

*Stays*

2005 BILL

*Stays*  
*cut*

1 AN ACT *to repeal* 20.485 (2) (q), 20.485 (2) (th), 20.485 (2) (vg), 20.485 (2) (vz),  
2 20.485 (5) (h), subchapter V (title) of chapter 39 [precedes 39.90] and 45.60 (2);  
3 *to renumber* 20.485 (5) (title), 39.90 (title), 39.90 (1) (intro.), 39.90 (1) (b), 39.90  
4 (1) (c), 39.90 (1) (d), 39.90 (1) (e), 39.90 (1) (f), 39.90 (1) (g), 39.90 (2), 39.90 (3),  
5 39.90 (5), 39.90 (7) (title), 39.90 (7) (b), 39.90 (7) (c), 39.90 (7) (cm), 39.90 (7) (d),  
6 39.90 (7) (e) and 39.90 (7) (f); *to renumber and amend* 20.485 (5) (g), 20.485  
7 (5) (gm), 39.90 (1) (a), 39.90 (4), 39.90 (6) and 39.90 (7) (a); *to amend* 20.485 (1)  
8 (go), 20.485 (2) (vm), 20.485 (4) (r), 25.36 (1), 29.506 (7m) (a), 36.27 (2) (b) 4.,  
9 45.03 (5) (c) 1. a., 45.21 (2) (a), 45.31 (9), 45.34 (1) (c), 45.34 (2) (b) 1., 45.42 (2),  
10 45.50 (6) (a), 45.51 (3) (b), 45.51 (10) (b) and 45.82 (4); *to repeal and recreate*  
11 45.20, 45.34 (1) (d) and 45.40; *to create* 16.848 (2) (g), 20.485 (1) (q), 20.485 (2)  
12 (b), 20.485 (2) (f), 20.485 (2) (km), 20.505 (8) (hm) 13m., 38.50 (11), 45.03 (13)  
13 (j), 45.03 (13) (k), 45.03 (13) (L), 45.03 (13) (m), 45.03 (13) (n), 45.31 (15), 45.33  
14 (1) (d), 45.34 (3) and 45.42 (12) of the statutes; and *to affect* 2005 Wisconsin Act

**BILL**

1 .... (assembly Bill 100), section 9353 (2q), 2005 Wisconsin Act .... (assembly Bill  
2 100), section 9353 (2r) and 2005 Wisconsin Act .... (assembly Bill 100), section  
3 9455 (3w); **relating to:** veterans benefits and programs and the educational  
4 approval board and making an appropriation.

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***Analysis by the Legislative Reference Bureau***

2005 Assembly Bill 210 has passed both houses of the legislature and is currently ready for action by the governor. That bill recodifies chapter 45 of the statutes by repealing and recreating that chapter. 2005 Assembly Bill 100, the budget bill, amends numerous parts of chapter 45 of the statutes, referring to the statutory numbering system in effect before the recodification in Assembly Bill 210.

This bill reconciles the treatment of the veterans related items in 2005 Wisconsin Act .... (Assembly Bill 210) and 2005 Wisconsin Act .... (Assembly Bill 100).

For further information see the ***state and local*** 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:***

5 **SECTION 1.** 16.848 (2) (g) of the statutes is created to read:

6 16.848 (2) (g) Subsection (1) does not apply to property that is subject to sale  
7 by the department of veterans affairs under s. 45.32 (7).

8 **SECTION 2.** 20.485 (1) (go) of the statutes, as affected by 2005 Wisconsin Act ....  
9 (Assembly Bill 210), is amended to read:

10 20.485 (1) (go) *Self-amortizing housing facilities; principal repayment and*  
11 *interest.* From the moneys received for providing housing services at Wisconsin  
12 veterans homes under s. 45.50 and the Northern Wisconsin Center for the  
13 Developmentally Disabled, a sum sufficient to reimburse s. 20.866 (1) (u) for the  
14 principal and interest costs incurred in acquiring, constructing, developing,  
15 enlarging or improving housing facilities at Wisconsin veterans homes under s. 45.50  
16 and the Northern Wisconsin Center for the Developmentally Disabled and to make

**BILL**

1 the payments determined by the building commission under s. 13.488 (1) (m) that are  
2 attributable to the proceeds of obligations incurred in financing such facilities.

3 **SECTION 3.** 20.485 (1) (q) of the statutes is created to read:

4 20.485 (1) (q) *Assistance to indigent residents.* From the veterans trust fund,  
5 the amounts in the schedule for the payment of assistance to indigent veterans under  
6 s. 45.43 to enable the veterans to reside at the Wisconsin Veterans Home at Union  
7 Grove.

8 **SECTION 4.** 20.485 (2) (b) of the statutes is created to read:

9 20.485 (2) (b) *Housing vouchers for homeless veterans.* From the general fund,  
10 the amounts in the schedule to provide housing vouchers to chronically homeless  
11 veterans under s. 45.03 (13) (k). No moneys may be encumbered from the  
12 appropriation under this paragraph after June 30, 2007.

13 **SECTION 5.** 20.485 (2) (f) of the statutes is created to read:

14 20.485 (2) (f) *Mission welcome home.* From the general fund, the amounts in  
15 the schedule to provide payments under s. 45.03 (13) (j). No moneys may be  
16 encumbered from the appropriation under this paragraph after June 30, 2007.

17 **SECTION 6.** 20.485 (2) (km) of the statutes is created to read:

18 20.485 (2) (km) *American Indian grants.* The amounts in the schedule for  
19 grants to American Indian tribes and bands under s. 45.82 (4). All moneys  
20 transferred from the appropriation account under s. 20.505 (8) (hm) 13m. shall be  
21 credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the  
22 unencumbered balance on June 30 of each year shall revert to the appropriation  
23 account under s. 20.505 (8) (hm).

24 **SECTION 7.** 20.485 (2) (th) of the statutes, as affected by 2005 Wisconsin Act ....  
25 (Assembly Bill 210), is repealed.

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1 SECTION 8. 20.485 (2) (vg) of the statutes, as affected by 2005 Wisconsin Act ....  
2 (Assembly Bill 210), is repealed.

3 SECTION 9. 20.485 (2) (vm) of the statutes, as affected by 2005 Wisconsin Act  
4 .... (Assembly Bill 210), is amended to read:

5 20.485 (2) (vm) *Subsistence aid Assistance to needy veterans*. The amounts in  
6 the schedule for ~~payment of subsistence aid to veterans and their dependents under~~  
7 payments under s. 45.40 (1).

8 SECTION 10. 20.485 (2) (vz) of the statutes, as affected by 2005 Wisconsin Act  
9 .... (Assembly Bill 210), is repealed.

10 SECTION 11. 20.485 (4) (r) of the statutes, as affected by 2005 Wisconsin Act ....  
11 (Assembly Bill 210), is amended to read:

12 20.485 (4) (r) *Cemetery energy costs*. From the veterans trust fund, the amounts  
13 in the schedule to be used at the veterans memorial cemeteries operated under s.  
14 45.61 for utilities and for fuel, heat and air conditioning and for costs incurred by or  
15 on behalf of the department of veterans affairs under ~~ss. s. 16.858 and 16.895~~.

16 SECTION 12. 20.485 (5) (title) of the statutes is renumbered 20.292 (2) (title).

17 SECTION 13. 20.485 (5) (g) of the statutes, as affected by 2005 Wisconsin Act ....  
18 (Assembly Bill 210), is renumbered 20.292 (2) (g) and amended to read:

19 20.292 (2) (g) *Proprietary school programs*. The amounts in the schedule for  
20 the examination and approval of proprietary school programs. ~~All~~ Ninety percent of  
21 all moneys received from the issuance of solicitor's permits under s. 39.90 (6) 38.50  
22 (8) and from the fees under s. 39.90 (7) 38.50 (10) shall be credited to this  
23 appropriation account.

24 SECTION 14. 20.485 (5) (gm) of the statutes, as affected by 2005 Wisconsin Act  
25 .... (Assembly Bill 210), is renumbered 20.292 (2) (gm) and amended to read:

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1           20.292 (2) (gm) *Student protection*. All moneys received from the fees received  
2 under s. ~~39.90 (7)~~ 38.50 (10) (c) 4. and all moneys transferred under 2005 Wisconsin  
3 Act ... (this act), section 9246 (1m), from the appropriation account under par. (g),  
4 for the purpose of indemnifying students, parents, or sponsors under s. ~~39.90 (7) (a)~~  
5 38.50 (10) (a) and for the purpose of preserving under s. 38.50 (11) the student records  
6 of schools, as defined in s. 38.50 (11) (a) 2., that have discontinued their operations.

7           **SECTION 15.** 20.485 (5) (h) of the statutes is repealed.

8           **SECTION 16.** 20.505 (8) (hm) 13m. of the statutes is created to read:

9           20.505 (8) (hm) 13m. The amount transferred to s. 20.485 (2) (km) shall be the  
10 amount in the schedule under s. 20.485 (2) (km).

11           **SECTION 17.** 25.36 (1) of the statutes, as affected by 2005 Wisconsin Act ....  
12 (Assembly Bill 210), is amended to read:

13           25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred  
14 by law shall constitute the veterans trust fund which shall be used for the lending  
15 of money to the mortgage loan repayment fund under s 45.37 (5) (a) 12. and for the  
16 veterans programs under ss. 20.485 (2) (m), (mn), (tm), (u), (v), (vo), (vy), ~~(vz)~~, (w),  
17 (z), and (zm), 45.03 (19), 45.07, 45.20, 45.21, 45.40 (1), 45.41, 45.42, 45.43, and 45.82  
18 and administered by the department of veterans affairs, including all moneys  
19 received from the federal government for the benefit of veterans or their dependents;  
20 all moneys paid as interest on and repayment of loans under the post-war  
21 rehabilitation fund; soldiers rehabilitation fund, veterans housing funds as they  
22 existed prior to July 1, 1961; all moneys paid as interest on and repayment of loans  
23 under this fund; all moneys paid as expenses for, interest on, and repayment of  
24 veterans trust fund stabilization loans under s. 45.356, 1995 stats.; all moneys paid  
25 as expenses for, interest on, and repayment of veterans personal loans; the net



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1 proceeds from the sale of mortgaged properties related to veterans personal loans;  
2 all mortgages issued with the proceeds of the 1981 veterans home loan revenue bond  
3 issuance purchased with moneys in the veterans trust fund; all moneys received from  
4 the state investment board under s. 45.42 (8) (b); all moneys received from the  
5 veterans mortgage loan repayment fund under s. 45.37 (7) (a) and (c); and all gifts  
6 of money received by the board of veterans affairs for the purposes of this fund.

7 SECTION 18. 29.506 (7m) (a) of the statutes, as affected by 2005 Wisconsin Act  
8 .... (Assembly Bill 210), is amended to read:

9 29.506 (7m) (a) The department shall issue a taxidermy school permit to a  
10 person who applies for the permit; who, on August 15, 1991, holds a valid  
11 taxidermist permit issued under this section; and who, on August 15, 1991, operates  
12 a taxidermy school approved by the educational approval board under s. ~~39.90~~ 38.50.

13 SECTION 19. 36.27 (2) (b) 4. of the statutes, as affected by 2005 Wisconsin Act  
14 .... (Assembly Bill 210), is amended to read:

15 36.27 (2) (b) 4. A person who was a resident of this state at the time of entry  
16 into active duty, who is a resident of and living in this state at the time of registering  
17 at an institution, and who is a veteran, as defined in s. 45.01 (12), and who is a  
18 resident for purposes of receiving benefits under ch. 45, is entitled to the exemption  
19 under par. (a).

20 SECTION 20. 38.50 (11) of the statutes is created to read:

21 38.50 (11) CLOSED SCHOOLS; PRESERVATION OF RECORDS. (a) In this subsection:

22 1. "Association" means the Wisconsin Association of Independent Colleges and  
23 Universities or a successor organization.

24 2. Notwithstanding sub. (1) (e), "school" has the meaning given in sub. (1) (e)  
25 (intro.) and also includes a school described in sub. (1) (e) 1., 6., 7., or 8.

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1           3. "Student record" means, in the case of a school, as defined in sub. (1) (e)  
2 (intro.), a transcript for a student or former student of a school showing the name of  
3 the student, the title of the program in which the student was or is enrolled, the total  
4 number of credits or hours of instruction completed by the student, the dates of  
5 enrollment, the grade for each course, lesson, or unit of instruction completed by the  
6 student, the student's cumulative grade for the program, and an explanation of the  
7 school's credit and grading system. In the case of a school described in sub. (1) (e) 1.,  
8 6., 7., or 8., "student record" means a transcript for a student or former student of the  
9 school showing such information about the academic work completed by the student  
10 or former student as is customarily maintained by the school.

11           (b) 1. If a school operating in this state discontinues its operations, proposes to  
12 discontinue its operations, or is in imminent danger of discontinuing its operations  
13 as determined by the board, if the student records of the school are not taken into  
14 possession under subd. 2., and if the board determines that the student records of the  
15 school are in danger of being destroyed, secreted, mislaid, or otherwise made  
16 unavailable to the persons who are the subjects of those student records or the  
17 authorized representatives of those persons, the board may take possession of those  
18 student records.

19           2. If a school operating in this state that is a member of the association  
20 discontinues its operations, proposes to discontinue its operations, or is in imminent  
21 danger of discontinuing its operations as determined by the association and if the  
22 association determines that the student records of the school are in danger of being  
23 destroyed, secreted, mislaid, or otherwise made unavailable to the persons who are  
24 the subjects of those student records or the authorized representatives of those  
25 persons, the association shall take possession of those student records.

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1 (c) If necessary to protect student records from being destroyed, secreted,  
2 mislaid, or otherwise made unavailable to the persons who are the subjects of those  
3 student records or the authorized representatives of those persons, the board or  
4 association may seek a court order authorizing the board or association to take  
5 possession of those student records.

6 (d) The board or association shall preserve a student record that comes into the  
7 possession of the board or association under par. (b) 1. or 2. and shall keep the student  
8 record confidential as provided under 20 USC 1232g and 34 CFR part 99. A student  
9 record in the possession of the board is not open to public inspection or copying under  
10 s. 19.35 (1). Upon request of the person who is the subject of a student record or an  
11 authorized representative of that person, the board or association shall provide a  
12 copy of the student record to the requester. The board or association may charge a  
13 fee for providing a copy of a student record. The fee shall be based on the  
14 administrative cost of taking possession of, preserving, and providing the copy of the  
15 student record. All fees collected by the board under this paragraph shall be credited  
16 to the appropriation account under s. 20.292 (2) (i).

17 **SECTION 21.** Subchapter V (title) of chapter 39 [precedes 39.90] of the statutes,  
18 as created by 2005 Wisconsin Act .... (Assembly Bill 210), is repealed.

19 **SECTION 22.** 39.90 (title) of the statutes, as created by 2005 Wisconsin Act ....  
20 (Assembly Bill 210), is renumbered 38.50 (title).

21 **SECTION 23.** 39.90 (1) (intro.) of the statutes, as created by 2005 Wisconsin Act  
22 .... (Assembly Bill 210), is renumbered 38.50 (1) (intro.).

23 **SECTION 24.** 39.90 (1) (a) of the statutes, as created by 2005 Wisconsin Act ....  
24 (Assembly Bill 210), is renumbered 38.50 (1) (a) and amended to read:

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1           38.50 (1) (a) ~~“Board”~~ Notwithstanding s. 38.01 (2), “board” means the  
2 educational approval board.

3           **SECTION 25.** 39.90 (1) (b) of the statutes, as created by 2005 Wisconsin Act ....  
4 (Assembly Bill 210), is renumbered 38.50 (1) (b).

5           **SECTION 26.** 39.90 (1) (c) of the statutes, as created by 2005 Wisconsin Act ....  
6 (Assembly Bill 210), is renumbered 38.50 (1) (c).

7           **SECTION 27.** 39.90 (1) (d) of the statutes, as created by 2005 Wisconsin Act ....  
8 (Assembly Bill 210), is renumbered 38.50 (1) (d).

9           **SECTION 28.** 39.90 (1) (e) of the statutes, as created by 2005 Wisconsin Act ....  
10 (Assembly Bill 210), is renumbered 38.50 (1) (e).

11           **SECTION 29.** 39.90 (1) (f) of the statutes, as created by 2005 Wisconsin Act ....  
12 (Assembly Bill 210), is renumbered 38.50 (1) (f).

13           **SECTION 30.** 39.90 (1) (g) of the statutes, as created by 2005 Wisconsin Act ....  
14 (Assembly Bill 210), is renumbered 38.50 (1) (g).

15           **SECTION 31.** 39.90 (2) of the statutes, as created by 2005 Wisconsin Act ....  
16 (Assembly Bill 210), is renumbered 38.50 (2).

17           **SECTION 32.** 39.90 (3) of the statutes, as created by 2005 Wisconsin Act ....  
18 (Assembly Bill 210), is renumbered 38.50 (3).

19           **SECTION 33.** 39.90 (4) of the statutes, as created by 2005 Wisconsin Act ....  
20 (Assembly Bill 210), is renumbered 38.50 (5) and amended to read:

21           38.50 (5) **EMPLOYEES, QUARTERS.** The board shall employ a person to perform  
22 the duties of an executive secretary and any other persons under the classified  
23 service that may be necessary to carry out the board's responsibilities. The person  
24 performing the duties of the executive secretary shall be in charge of the  
25 administrative functions of the board. The board shall, to the maximum extent

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1 practicable, keep its office with the ~~department of veterans affairs~~ technical college  
2 system board.

3 SECTION 34. 39.90 (5) of the statutes, as created by 2005 Wisconsin Act ...  
4 (Assembly Bill 210), is renumbered 38.50 (7).

5 SECTION 35. 39.90 (6) of the statutes, as created by 2005 Wisconsin Act ...  
6 (Assembly Bill 210), is renumbered 38.50 (8), and 38.50 (8) (b) and (c) 5., as  
7 renumbered, are amended to read:

8 38.50 (8) (b) *Solicitor's permit*. The application for a solicitor's permit shall be  
9 made on a form furnished by the board and shall be accompanied by a fee and a surety  
10 bond acceptable to the board in the sum of \$2,000. The board shall, by rule, specify  
11 the amount of the fee for a solicitor's permit. The bond may be continuous and shall  
12 be conditioned to provide indemnification to any student suffering loss as the result  
13 of any fraud or misrepresentation used in procuring his or her enrollment or as a  
14 result of the failure of the school to perform faithfully the agreement the solicitor  
15 made with the student, and may be supplied by the solicitor or by the school itself  
16 either as a blanket bond covering each of its solicitors in the amount of \$2,000 or the  
17 surety bond under sub. ~~(5)~~ (7) (i). Upon approval of a permit, the board shall issue  
18 an identification card to the solicitor giving his or her name and address, the name  
19 and address of the employing school, and certifying that the person whose name  
20 appears on the card is authorized to solicit students for the school. A permit shall  
21 be valid for one year from the date issued. Liability under this paragraph of the  
22 surety on the bond for each solicitor covered by the bond shall not exceed the sum of  
23 \$2,000 as an aggregate for any and all students for all breaches of the conditions of  
24 the bond. The surety of a bond may cancel the bond upon giving 30 days' notice in  
25 writing to the board and shall be relieved of liability under this paragraph upon

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1 giving the notice for any breach of condition occurring after the effective date of the  
2 cancellation. An application for renewal shall be accompanied by a fee, a surety bond  
3 acceptable to the board in the sum of \$2,000 if a continuous bond has not been  
4 furnished, and such information as the board requests of the applicant. The board  
5 shall, by rule, specify the amount of the fee for renewal of a solicitor's permit.

6 (c) 5. Failure of the school which the solicitor represents to meet requirements  
7 and standards established by and to comply with rules promulgated by the board  
8 under sub. ~~(5)~~ (7).

9 **SECTION 36.** 39.90 (7) (title) of the statutes, as created by 2005 Wisconsin Act  
10 .... (Assembly Bill 210), is renumbered 38.50 (10) (title).

11 **SECTION 37.** 39.90 (7) (a) of the statutes, as created by 2005 Wisconsin Act ....  
12 (Assembly Bill 210), is renumbered 38.50 (10) (a) and amended to read:

13 38.50 (10) (a) *Authority.* All proprietary schools shall be examined and  
14 approved by the board before operating in this state. Approval shall be granted to  
15 schools meeting the criteria established by the board for a period not to exceed one  
16 year. No school may advertise in this state unless approved by the board. All  
17 approved schools shall submit quarterly reports, including information on  
18 enrollment, number of teachers and their qualifications, course offerings, number of  
19 graduates, number of graduates successfully employed, and such other information  
20 as the board considers necessary. If a school closure results in losses to students,  
21 parents, or sponsors, the board may authorize the full or partial payment of those  
22 losses from the appropriation under s. ~~20.485 (5)~~ 20.292 (2) (gm).

23 **SECTION 38.** 39.90 (7) (b) of the statutes, as created by 2005 Wisconsin Act ....  
24 (Assembly Bill 210), is renumbered 38.50 (10) (b).

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1           **SECTION 39.** 39.90 (7) (c) of the statutes, as created by 2005 Wisconsin Act ...  
2 (Assembly Bill 210), is renumbered 38.50 (10) (c).

3           **SECTION 40.** 39.90 (7) (cm) of the statutes, as created by 2005 Wisconsin Act ...  
4 (Assembly Bill 210), is renumbered 38.50 (10) (cm).

5           **SECTION 41.** 39.90 (7) (d) of the statutes, as created by 2005 Wisconsin Act ...  
6 (Assembly Bill 210), is renumbered 38.50 (10) (d).

7           **SECTION 42.** 39.90 (7) (e) of the statutes, as created by 2005 Wisconsin Act ...  
8 (Assembly Bill 210), is renumbered 38.50 (10) (e).

9           **SECTION 43.** 39.90 (7) (f) of the statutes, as created by 2005 Wisconsin Act ...  
10 (Assembly Bill 210), is renumbered 38.50 (10) (f).

11           **SECTION 44.** 45.03 (5) (c) 1. a. of the statutes, as affected by 2005 Wisconsin Act  
12 .... (Assembly Bill 210), is amended to read:

13           45.03 (5) (c) 1. a. Without limitation by reason of any other provisions of the  
14 statutes except s. 16.848, unless otherwise required by law, the power to sell and to  
15 convey title in fee simple to a nonprofit corporation any land and any existing  
16 buildings owned by the state that are under the jurisdiction of the department for  
17 the consideration and upon the terms and conditions as in the judgment of the board  
18 are in the public interest.

19           **SECTION 45.** 45.03 (13) (j) of the statutes is created to read:

20           45.03 (13) (j) Provide grants to eligible persons who administer a program to  
21 identify, train, and place volunteers at the community level who will assist national  
22 guard members, members of the U.S. armed forces or forces incorporated in the U.S.  
23 armed forces, and their spouses and dependents, who return to this state after  
24 serving on active duty. The department shall make available to the volunteers,  
25 veterans, and their spouses and dependents, a packet of information about the

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1 benefits that they may be eligible to receive from the state or federal government.

2 This paragraph does not apply after June 30, 2007.

3 **SECTION 46.** 45.03 (13) (k) of the statutes is created to read:

4 45.03 (13) (k) Provide \$117,300 in 2005-06 and \$117,300 in 2006-07 to a  
5 housing authority in a 1st class city in a county with a population of at least 500,000  
6 to supplement the housing costs of chronically homeless veterans and their families  
7 if the housing authority does all of the following:

8 1. Provides evidence that the money will be used to provide multi-family  
9 housing for individuals and families that contain at least one veteran who has been  
10 chronically homeless.

11 2. Uses at least 50 percent of the money for supplementing temporary privately  
12 owned rental housing costs and the remainder for subsidizing public rental housing  
13 costs.

14 3. In coordination with the department, submits reports to the legislature  
15 under s. 13.172 (2) and to the governor by August 15, 2006, and August 15, 2007, that  
16 contain the following information related to the money received in the previous fiscal  
17 year:

18 a. The number of veterans that received a housing supplement.

19 b. The size of the veterans' households.

20 c. The amount of the supplement and time that the supplement was provided  
21 to each veteran's household.

22 d. The housing status of the assisted veteran's household at the time the  
23 supplement ended.

24 e. Any other information that the department considers necessary to evaluate  
25 the program.



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1           **SECTION 47.** 45.03 (13) (L) of the statutes is created to read:

2           45.03 (13) (L) Provide verification to the educational institution of the  
3 information required under s. 36.27 (3p) (a) or 38.24 (8) (a).

4           **SECTION 48.** 45.03 (13) (m) of the statutes is created to read:

5           45.03 (13) (m) Provide verification to the educational institution of the  
6 information required under s. 36.27 (3n) (a) or 38.24 (7) (a).

7           **SECTION 49.** 45.03 (13) (n) of the statutes is created to read:

8           45.03 (13) (n) Provide verification to the department of revenue of the  
9 information required under s. 71.07 (6e) (a) 2. or 3.

10           **SECTION 50.** 45.20 of the statutes, as affected by 2005 Wisconsin Act ...  
11 (Assembly Bill 210), is repealed and recreated to read:

12           **45.20 Tuition reimbursement.** (1) **DEFINITIONS.** In this section:

13           (a) "Institution of higher education" has the meaning given in 20 USC 1001 (a).

14           (c) "Part-time classroom study" means any of the following:

15           1. Enrollment in courses for which no more than 11 semester or the equivalent  
16 trimester or quarter credits will be given upon satisfactory completion.

17           2. Enrollment in courses during a summer semester or session.

18           (d) "Tuition," when referring to the University of Wisconsin System, means  
19 "academic fees," as described in s. 36.27 (1), when referring to the technical colleges,  
20 means "program fees," as described in s. 38.24 (1m) (a) and (b) and, when referring  
21 to a high school, a school that is approved under s. 45.03 (11), or a proprietary school  
22 that is approved under s. 38.50, means the charge for the courses for which a person  
23 is enrolled.

24           (2) **TUITION REIMBURSEMENT PROGRAM.** (a) *Administration.* 1. The department  
25 shall administer a tuition reimbursement program for eligible veterans enrolling as

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1 undergraduates in any institution of higher education in this state, enrolling in a  
2 school that is approved under s. 45.03 (11), enrolling in a proprietary school that is  
3 approved under s. 38.50, enrolling in a public or private high school, or receiving a  
4 waiver of nonresident tuition under s. 39.47.

5 2. A veteran who is a resident of this state and otherwise qualified to receive  
6 benefits under this subsection may receive the benefits under this subsection upon  
7 the completion of any correspondence courses or part-time classroom study from an  
8 institution of higher education located outside this state, from a school that is  
9 approved under s. 45.03 (11), or from a proprietary school that is approved under s.  
10 38.50, if any of the following applies:

11 a. The part-time classroom study is not offered within 50 miles of the veteran's  
12 residence by any school or institution under this paragraph and the educational  
13 institution from which the study is offered is located not more than 50 miles from the  
14 boundary line of this state.

15 b. The correspondence course is not offered in this state.

16 (b) *Eligibility.* 1. A veteran is eligible for the tuition reimbursement program  
17 if he or she meets all of the following criteria:

18 a. The annual income of the veteran and his or her spouse does not exceed  
19 \$50,000 plus \$1,000 for each dependent in excess of 2 dependents.

20 b. The veteran applies for the program for courses begun within 10 years after  
21 separation from the service. This subd. 1. b. does not apply to a veteran who is  
22 applying for reimbursement for up to 60 credits of part-time classroom study  
23 courses.

24 c. The veteran is a resident at the time of application for the program and was  
25 a Wisconsin resident at the time of entry into service or was a resident for any

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1 consecutive 12-month period after entry into service and before the date of his or her  
2 application. If a person applying for a benefit under this subsection meets the  
3 residency requirement of 12 consecutive months, the department may not require  
4 the person to reestablish that he or she meets that residency requirement when he  
5 or she later applies for any other benefit under this chapter that requires that  
6 residency.

7 2. In determining eligibility under this subsection, the department shall verify  
8 all reported income amounts.

9 3. A veteran is not eligible under this program if the veteran has an  
10 undergraduate degree from any institution of higher education.

11 (c) *Program benefits.* 1. A veteran who meets the eligibility requirements  
12 under par. (b) 1. may be reimbursed upon satisfactory completion of an  
13 undergraduate semester in any institution of higher education in this state, or upon  
14 satisfactory completion of a course at any school that is approved under s. 45.03 (11),  
15 any proprietary school that is approved under s. 38.50, any public or private high  
16 school, or any institution from which the veteran receives a waiver of nonresident  
17 tuition under s. 39.47. Except as provided in par. (e), the amount of reimbursement  
18 may not exceed the total cost of the veteran's tuition minus any grants or  
19 scholarships that the veteran receives specifically for the payment of the tuition, or,  
20 if the tuition is for an undergraduate semester in any institution of higher education,  
21 the standard cost of tuition for a state resident for an equivalent undergraduate  
22 semester at the University of Wisconsin-Madison, whichever is less.

23 2. An application for reimbursement of tuition under this subsection shall meet  
24 all of the following requirements:

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1           a. Be completed and received by the department no later than 60 days after the  
2 completion of the semester or course. The department may accept an application  
3 received more than 60 days after the completion of the semester or course if the  
4 applicant shows good cause for the delayed receipt.

5           b. Contain the information necessary to establish eligibility as determined by  
6 the department.

7           c. Be on the application form established by the department.

8           d. Contain the signatures of both the applicant and a representative of the  
9 institution or school certifying that the applicant has satisfactorily completed the  
10 semester.

11           3. Reimbursement provided under this subsection shall be paid from the  
12 appropriation under s. 20.485 (2) (tf). If the amount of funds applied for exceeds the  
13 amount available under s. 20.485 (2) (tf), the department may reduce the  
14 reimbursement percentage, except to disabled veterans who are eligible for 100  
15 percent of tuition and fees under par. (e), or deny applications for reimbursement  
16 that would otherwise qualify under this subsection. In those cases, the department  
17 shall determine the reimbursement percentage, except to disabled veterans who are  
18 eligible for 100 percent of tuition and fees under par. (e), and eligibility on the basis  
19 of the dates on which applications for reimbursement were received.

20           4. Reimbursement of tuition for a course may be provided at an institution or  
21 school under this paragraph other than the one from which the veteran is receiving  
22 his or her degree or certificate of graduation or course completion if all of the  
23 following apply:

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

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1           b. The course is accepted as transfer credits at the institution or school listed  
2 under this paragraph from which the veteran is receiving his or her degree but is not  
3 available at that institution or school.

4           (d) *Limitations.* 1. A veteran's eligibility for reimbursement under this  
5 subsection at any institution of higher education in this state, at a school that is  
6 approved under s. 45.03 (11), at a proprietary school that is approved under s. 38.50,  
7 at a public or private high school, or at an institution where he or she is receiving a  
8 waiver of nonresident tuition under s. 39.47 is limited to the following:

9           a. If the veteran served on active duty, except service on active duty for training  
10 purposes, for 90 to 180 days, the veteran may be reimbursed for a maximum of 30  
11 credits or 2 semesters, or an equivalent amount of credits or semesters if at a school  
12 other than an institution of higher education.

13           b. If the veteran served on active duty, except service on active duty for training  
14 purposes, for 181 to 730 days, the veteran may be reimbursed for a maximum of 60  
15 credits or 4 semesters, or an equivalent amount of credits or semesters if at a school  
16 other than an institution of higher education.

17           c. If the veteran served on active duty, except service on active duty for training  
18 purposes, for more than 730 days, the veteran may be reimbursed for a maximum  
19 of 120 credits or 8 semesters, or an equivalent amount of credits or semesters if at  
20 a school other than an institution of higher education.

21           2. The department may provide reimbursement under this subsection to a  
22 veteran who is delinquent in child support or maintenance payments or who owes  
23 past support, medical expenses or birth expenses, as established by appearance of  
24 the veteran's name on the statewide support lien docket under s. 49.854 (2) (b), only  
25 if the veteran provides the department with one of the following:

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1 a. A repayment agreement that the veteran has entered into, that has been  
2 accepted by the county child support agency under s. 59.53 (5) and that has been kept  
3 current for the 6-month period immediately preceding the date of the application.

4 b. A statement that the veteran is not delinquent in child support or  
5 maintenance payments and does not owe past support, medical expenses or birth  
6 expenses, signed by the department of workforce development or its designee within  
7 7 working days before the date of the application.

8 3. A veteran may not receive reimbursement under this subsection for any  
9 semester in which he or she is eligible for or received a grant under s. 21.49 or under  
10 10 USC 2007.

11 4. A veteran may not receive reimbursement under this subsection for any  
12 semester in which the veteran fails to receive at least a 2.0 grade point average or  
13 an average grade of "C".

14 (e) *Disabled veteran eligibility.* A disabled veteran who meets the requirements  
15 under this subsection and whose disability is rated at 30% or more under 38 USC  
16 1114 or 1134 may be reimbursed for up to 100% of the cost of tuition and fees, but that  
17 reimbursement is limited to 100% of the standard cost for a state resident for tuition  
18 and fees for an equivalent undergraduate course at the University of  
19 Wisconsin-Madison per course if the tuition and fees are for an undergraduate  
20 semester in any institution of higher education.

21 (f) *Reporting requirements.* The department shall promulgate a rule that  
22 establishes the number of days after the commencement of an academic term that  
23 begins after December 31, 2005, by which a veteran who will be seeking  
24 reimbursement under this section must provide the department with all of the  
25 following information:

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- 1           1. The veteran's name.
- 2           2. The educational institution the veteran is attending.
- 3           3. Whether the veteran is enrolled full-time or part-time at the educational
- 4 institution.
- 5           4. An estimate of the amount of tuition reimbursement that the veteran will
- 6 claim at the end of the academic term.

7           **SECTION 51.** 45.21 (2) (a) of the statutes, as affected by 2005 Wisconsin Act ...  
8 (Assembly Bill 210), is amended to read:

9           45.21 (2) (a) The veteran is enrolled in a training course in a technical college  
10 under ch. 38 or in a proprietary school in the state approved by the educational  
11 approval board under s. ~~39.90~~ 38.50, other than a proprietary school offering a  
12 4-year degree or 4-year program, or is engaged in a structured on-the-job training  
13 program that meets program requirements promulgated by the department by rule.

14           **SECTION 52.** 45.31 (9) of the statutes, as affected by 2005 Wisconsin Act ...  
15 (Assembly Bill 210), is amended to read:

16           45.31 (9) "Home" means a building or portion of a building used ~~as the veteran's~~  
17 ~~principal place of~~ by the veteran as a residence, and includes condominiums and  
18 income-producing property, a portion of which is used as a principal place of  
19 residence by the veteran, and the land, including existing improvements,  
20 appertaining to the building.

21           **SECTION 53.** 45.31 (15) of the statutes is created to read:

22           45.31 (15) "Qualified veterans' mortgage bonds" means federally tax-exempt  
23 bonds issued under the authority of 26 USC 143.

24           **SECTION 54.** 45.33 (1) (d) of the statutes is created to read:

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1           45.33 (1) (d) Any person who has completed 6 continuous years of service under  
2           honorable conditions in the army or air national guard or in any reserve component  
3           of the U.S. armed forces, and who is living in this state at the time of his or her  
4           application for benefits.

5           **SECTION 55.** 45.34 (1) (c) of the statutes, as affected by 2005 Wisconsin Act ...  
6           (Assembly Bill 210), is amended to read:

7           45.34 (1) (c) A loan of ~~not more than \$25,000~~ to improve a home, including the  
8           construction of a garage or the removal or other alteration of existing improvements  
9           that were made to improve the accessibility of a home for a permanently and totally  
10          disabled individual.

11          **SECTION 56.** 45.34 (1) (d) of the statutes, as affected by 2005 Wisconsin Act ...  
12          (Assembly Bill 210), is repealed and recreated to read:

13          45.34 (1) (d) Refinancing the balance due on an indebtedness that was incurred  
14          for a use designated in pars. (a) to (c).

15          **SECTION 57.** 45.34 (2) (b) 1. of the statutes, as affected by 2005 Wisconsin Act  
16          ... (Assembly Bill 210), is amended to read:

17          45.34 (2) (b) 1. The ~~residence~~ property to be purchased, constructed, improved,  
18          or refinanced with financial assistance under this subchapter will be used ~~as the~~  
19          ~~person's principal~~ by the person as a residence.

20          **SECTION 58.** 45.34 (3) of the statutes is created to read:

21          45.34 (3) **QUALIFIED VETERANS MORTGAGE BONDS.** If the source of the funding for  
22          a loan under this subchapter is the proceeds of a qualified veterans mortgage bond,  
23          the department shall apply any applicable requirements of the Internal Revenue  
24          Code in determining a person's eligibility for a loan to assure that the bonds are  
25          exempt from federal tax.



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1           **SECTION 59.** 45.40 of the statutes, as affected by 2005 Wisconsin Act ....  
2 (Assembly Bill 210), is repealed and recreated to read:

3           **45.40 Assistance to needy veterans. (1) SUBSISTENCE AID. (a)** The  
4 department may provide subsistence payments to a veteran on a month-to-month  
5 basis or for a 3-month period. The department may pay subsistence aid for a  
6 3-month period if the veteran will be incapacitated for more than 3 months and if  
7 earned or unearned income or aid from sources other than those listed in the  
8 application will not be available in the 3-month period. The department may provide  
9 subsistence payments only to a veteran who has suffered a loss of income due to  
10 illness, injury, or natural disaster. The department may grant subsistence aid under  
11 this subsection to a veteran whose loss of income is the result of abuse of alcohol or  
12 other drugs only if the veteran is participating in an alcohol and other drug abuse  
13 treatment program that is approved by the department. No payment may be made  
14 under this subsection if the veteran has other assets or income available to meet  
15 basic subsistence needs or if the veteran is eligible to receive aid from other sources  
16 to meet those needs.

17           (b) The maximum amount that any veteran may receive under this subsection  
18 per occurrence during a consecutive 12-month period may not exceed \$2,000.

19           **(2) HEALTH CARE. (a)** The department may provide health care aid to a veteran  
20 for dental care, including dentures; vision care, including eyeglass frames and  
21 lenses; and hearing care, including hearing aids.

22           (b) The maximum amount that may be paid under this subsection for any  
23 consecutive 12-month period may not exceed \$2,500 for dental care, \$500 for vision  
24 care, and \$1,500 per ear for hearing care.

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1           (c) The department may not provide health care aid under this subsection  
2 unless the aid recipient's health care provider agrees to accept, as full payment for  
3 the health care provided, the amount of the payment, the amount of the recipient's  
4 health insurance or other 3rd-party payments, if any, and the amount that the  
5 department determines the veteran is capable of paying. The department may not  
6 pay health care aid under this subsection if the liquid assets of the veteran are in  
7 excess of \$1,000.

8           **(2m) DEPENDENTS ELIGIBILITY.** (a) The unremarried spouse and dependent  
9 children of a veteran who died on active duty, or in the line of duty while on active  
10 or inactive duty for training purposes, in the U.S. armed forces or forces incorporated  
11 in the U.S. armed forces are eligible to receive payments under subs. (1) and (2) if the  
12 household income of those persons does not exceed the income limitations  
13 established under sub. (3m).

14           (b) The spouse and dependent children of a member of the U.S. armed forces  
15 or of the Wisconsin national guard who has been activated or deployed to serve in the  
16 U.S. armed forces who are residents of this state, who have suffered a loss of income  
17 due to that activation or deployment, and who experience an economic emergency  
18 during the member's activation or deployment are eligible to receive assistance  
19 under subs. (1) and (2).

20           **(3) LIMITATIONS.** The total cumulative amount that any veteran may receive  
21 under this section may not exceed \$5,000.

22           **(3m) RULES.** The department shall promulgate rules establishing eligibility  
23 criteria and household income limits for payments under subs. (1), (2), and (2m).

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1           (4) APPROPRIATIONS. The department may make payments under this section  
2 from the appropriation in s. 20.485 (2) (vm). Nothing in this section empowers the  
3 department to incur any state debt.

4           (5) JOINT FINANCE SUPPLEMENTAL FUNDING. The department may submit a  
5 request to the joint committee on finance for supplemental funds from the veterans  
6 trust fund to be credited to the appropriation account under s. 20.485 (2) (vm) to  
7 provide payments under this section. The joint committee on finance may, from the  
8 appropriation under s. 20.865 (4) (u), supplement the appropriation under s. 20.485  
9 (2) (vm) in an amount equal to the amount that the department expects to expend  
10 under this section. If the cochairpersons of the committee do not notify the  
11 department that the committee has scheduled a meeting for the purpose of reviewing  
12 the request for a supplement within 14 working days after the date of the  
13 department's notification, the supplement to the appropriation is approved. If,  
14 within 14 working days after the date of the department's notification, the  
15 cochairpersons of the committee notify the department that the committee has  
16 scheduled a meeting for the purpose of reviewing the proposed supplement, the  
17 supplement may occur only upon approval of the committee.

18           **SECTION 60.** 45.42 (2) of the statutes, as affected by 2005 Wisconsin Act ....  
19 (Assembly Bill 210), is amended to read:

20           45.42 (2) The department may lend a veteran, a veteran's unremarried  
21 surviving spouse, or a deceased veteran's child not more than \$25,000, or a lesser  
22 amount established by the department under sub. (9). The department may  
23 prescribe loan conditions, but the term of the loan may not exceed 10 years, or a  
24 shorter term established by the department under sub. (12). The department shall  
25 ensure that the proceeds of any loan made under this section shall first be applied

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1 to pay any delinquent child support or maintenance payments owed by the person  
2 receiving the loan and then to pay any past support, medical expenses, or birth  
3 expenses owed by the person receiving the loan.

4 **SECTION 61.** 45.42 (12) of the statutes is created to read:

5 45.42 (12) Subject to the limit established in sub. (2), the department may  
6 periodically adjust the maximum term limits for loans based upon financial market  
7 conditions, funds available, needs of the veterans trust fund, or other factors that the  
8 department considers relevant.

9 **SECTION 62.** 45.50 (6) (a) of the statutes, as affected by 2005 Wisconsin Act ....  
10 (Assembly Bill 210), is amended to read:

11 45.50 (6) (a) The department may enter into agreements for furnishing and  
12 charging for water and sewer service from facilities constructed at and for veterans  
13 homes to public and private properties lying in the immediate vicinity of veterans  
14 homes.

15 **SECTION 63.** 45.51 (3) (b) of the statutes, as affected by 2005 Wisconsin Act  
16 ...(Assembly Bill 210), is amended to read:

17 45.51 (3) (b) Spouses, surviving spouses, and parents derive their eligibility  
18 from the eligibility of the person under sub. (2) (a) 1. or 2. Surviving spouses and  
19 parents of eligible persons under sub. (2) (a) 1. or 2. ~~are~~ shall not be eligible for  
20 admission only to a skilled nursing facility at a veterans home for admission to the  
21 Wisconsin Veterans Home at Union Grove or the Wisconsin Veterans Home at King  
22 unless a home's overall occupancy level is below an optimal level as determined by  
23 the board.

24 **SECTION 64.** 45.51 (10) (b) of the statutes, as affected by 2005 Wisconsin Act ....  
25 (Assembly Bill 210), is amended to read:

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1           45.51 (10) (b) ~~The~~ Except where a sale occurs under s. 16.848, the department  
2 may manage, sell, lease, or transfer property passing to the state pursuant to this  
3 section or conveyed to it by members, defend and prosecute all actions concerning it,  
4 pay all just claims against it, and do all other things necessary for the protection,  
5 preservation, and management of the property. All expenditures necessary for the  
6 execution of functions under this paragraph or sub. (14) shall be made from the  
7 appropriation in s. 20.485 (1) (h).

8           **SECTION 65.** 45.60 (2) of the statutes, as affected by 2005 Wisconsin Act ...  
9 (Assembly Bill 210), is repealed.

10           **SECTION 66.** 45.82 (4) of the statutes, as affected by 2005 Wisconsin Act  
11 ...(Assembly Bill 210), is amended to read:

12           45.82 (4) The department shall provide grants to the governing bodies of  
13 federally recognized American Indian tribes and bands from the appropriation  
14 under s. 20.485 (2) ~~(vz)~~ (km) if that governing body enters into an agreement with  
15 the department regarding the creation, goals, and objectives of a tribal veterans  
16 service officer, appoints a veteran to act as a tribal veterans service officer, and gives  
17 that veteran duties similar to the duties described in s. 45.80 (5), except that the  
18 veteran shall report to the governing body of the tribe or band. The department may  
19 make annual grants of up to ~~\$2,500~~ \$8,500 under this subsection and shall  
20 promulgate rules to implement this subsection.

21           **SECTION 67.** 2005 Wisconsin Act ... (Assembly Bill 100), section 9353 (2q) is  
22 amended to read:

23           [2005 Wisconsin Act ... (Assembly Bill 100)], Section 9353 (2q) **FEE REMISSIONS**  
24 **FOR SPOUSE AND CHILDREN OF CERTAIN VETERANS.** The treatment of sections 36.27 (3n),  
25 and 38.24 (7), and 45.35 (14) (m) of the statutes first applies to students who enroll

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1 for classes in the academic year that commences after the effective date of this  
2 subsection.

3 **SECTION 68.** 2005 Wisconsin Act .... (Assembly Bill 100), section 9353 (2r) is  
4 amended to read:

5 [2005 Wisconsin Act .... (Assembly Bill 100)], Section 9353 (2r) FEE REMISSIONS  
6 FOR CERTAIN VETERANS. The treatment of sections 36.27 (3p), 38.22 (6) (f), and 38.24  
7 (8), ~~and 45.35 (14) (L)~~ of the statutes first applies to students who enroll for classes  
8 in the academic year that commences after the effective date of this subsection.

9 **SECTION 69.** 2005 Wisconsin Act .... (Assembly Bill 100), section 9455 (3w) is  
10 amended to read:

11 [2005 Wisconsin Act .... (Assembly Bill 100)], Section 9455 (3w) SALE OR  
12 CONTRACTUAL OPERATION OF STATE-OWNED HEATING, COOLING, AND POWER PLANTS AND  
13 WASTEWATER TREATMENT FACILITIES. The treatment of sections 13.48 (2) (k) 1. and 2.,  
14 16.84 (1), 16.85 (4), 16.895, 16.90, 16.91, 16.93 (2) and (3), 20.255 (1) (b), 20.245 (1)  
15 (c), 20.255 (1) (c), 20.285 (1) (c), 20.410 (1) (f) and (gm), 20.465 (1) (f), 20.485 (4) (r),  
16 and 20.505 (5) (ka), ~~and 45.365 (2m) (a)~~ of the statutes takes effect on April 1, 2007.

17 **SECTION 9153. Nonstatutory provisions; veterans affairs.**

18 (1) TUITION REIMBURSEMENT PROGRAM EMERGENCY RULES. The department of  
19 veterans affairs may promulgate emergency rules under section 227.24 of the  
20 statutes implementing section 45.20 of the statutes, as affected by this act.  
21 Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not  
22 required to provide evidence that promulgating a rule under this subsection as an  
23 emergency rule is necessary for the preservation of public peace, health, safety, or  
24 welfare and is not required to provide a finding of emergency for a rule promulgated  
25 under this subsection.

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1 (2) PAYMENT OF CERTAIN TUITION AND PART-TIME CLASSROOM COURSES. From the  
2 appropriation account under section 20.485 (2) (tf) of the statutes, the department  
3 of veterans affairs may expend not more than \$1,020,000 in fiscal year 2005-06 to  
4 fund payments under sections 45.25 and 45.396, 2003 stats., for course work  
5 completed before July 1, 2005.

6 (3) ASSISTANCE TO NEEDY VETERANS AND FAMILIES EMERGENCY RULES. The  
7 department of veterans affairs may promulgate an emergency rule under section  
8 227.24 of the statutes implementing section 45.40 (3m) of the statutes, as affected  
9 by this act. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the  
10 department is not required to provide evidence that promulgating a rule under this  
11 subsection as an emergency rule is necessary for the preservation of public peace,  
12 health, safety, or welfare and is not required to provide a finding of an emergency for  
13 a rule promulgated under this subsection.

14 (4) TREATMENTS VOID.

15 (a) The treatment of sections 16.848 (2) (g), 20.485 (1) (go) and (q), (2) (b), (f),  
16 (km), (q), (th), (vg), (vm), and (vz), (4) (r), and (5) (title), (g), (gm), and (h), 20.505 (8)  
17 (hm) 13m., 25.36 (1), 29.506 (7m) (a), 36.27 (2) (b) 4., <sup>(3p)</sup> 38.50 (11), 45.19 (1), 45.25 (1),  
18 (1g), (1m), (2) (intro.) (except 45.25 (2) (title)), (a), (c), (cm), (d), and (e), (3) (a), (am),  
19 (b) 1., (c), and (d) (intro.), (4) (c) and (d), and (6), 45.348 (title), (1) (intro.), and (2) (a)  
20 (intro.), 45.35 (8) (b) 4., (14) (h), (j), (k), (L), (m), and (n), and (17) (c) 1m. (intro.), 2.  
21 (intro.), and 3., 45.351, 45.356 (2) and (13), 45.365 (2m) (a), 45.37 (4) (b) and (c) 1m.  
22 c. and d. and (10) (c), 45.38 (2) (a) 1., 45.396 (title), (1), (2), (3), (4), (5), (5m), (6), (7)  
23 (a) and (b), (8), and (9), 45.397 (2) (a) and (cm), 45.54 (title), (1) (intro.), (a), (b), (c),  
24 (d), (e), (f), and (g), (2), (3), (5), (7), (8), and (10) (title), (a), (b), (c), (cm), (d), (e), and  
25 (f), 45.71 (8), (12) (a), (15), and (16) (d), and 45.76 (1) (c) and (d), (3) (b) 1., and (4) of

**BILL**

1 the statutes by 2005 Wisconsin Act .... (Assembly Bill 100), the renumbering and  
2 amendment of section 45.25 (4) (a) of the statutes by 2005 Wisconsin Act ....  
3 (Assembly Bill 100), the creation of section 45.25 (4) (a) 1. to 3. of the statutes by 2005  
4 Wisconsin Act .... (Assembly Bill 100), and SECTIONS 9153 (1), (1f), and (3k), 9246  
5 (1m), 9253 (1), and 9353 (1) of 2005 Wisconsin Act .... (Assembly Bill 100) are void.

6 (b) Paragraph (a) does not apply if 2005 Wisconsin Act .... (Assembly Bill 210)  
7 is not enacted into law by September 1, 2005.

**SECTION 9246. Appropriation changes; technical college system.**

9 (1m) EDUCATIONAL APPROVAL BOARD TRANSFER AND LAPSE. Notwithstanding  
10 section 20.001 (3) (a) of the statutes, on June 30, 2006, there is transferred from the  
11 appropriation account under section 20.292 (2) (g) of the statutes, as affected by the  
12 acts of 2005, to the appropriation account under section 20.292 (2) (gm) of the  
13 statutes, as affected by the acts of 2005, \$250,000 and, if after that transfer an  
14 unencumbered balance remains in the appropriation account under section 20.292  
15 (2) (g) of the statutes, as affected by the acts of 2005, that unencumbered balance  
16 shall lapse to the general fund.

**SECTION 9253. Appropriation changes; Veterans affairs.**

18 (1) MASSAGE THERAPISTS AND BODYWORKERS. The unencumbered balance in the  
19 appropriation account under section 20.485 (5) (h), 2003 stats., is transferred to the  
20 appropriation account under section 20.165 (1) (g) of the statutes.

**SECTION 9353. Initial applicability; Veterans affairs.**

22 (1) TUITION REIMBURSEMENT PROGRAM. The treatment of sections 20.485 (2) (th),  
23 25.36 (1), 45.20, and 45.21 (2) (a) of the statutes and SECTION 9153 (1) of this act first  
24 apply to courses completed on the effective date of this subsection.

*(Handwritten note in a large bracketed area):*  
④ (2) Fee remissions for certain veterans. The treatment of  
sections 36.27 (3p)(b) and 38.24 (8)(b) of the  
statutes first applies to students who enroll for classes in  
the academic year that commences after the effective date of this



**BILL**

1           **SECTION 9400. Effective dates; general.** Except as otherwise provided in  
2           SECTIONS 9453 and 9455, this act takes effect on the date of publication of 2005  
3           Wisconsin Act .... (Assembly Bill 100).

4           **SECTION 9453. Effective dates; Veterans affairs.**

5           (1) The amendment of 2005 Wisconsin Act .... (Assembly Bill 100), sections 9353  
6           (2q) and (2r) and 9455 (3w), by this act takes effect on the day after publication of  
7           2005 Wisconsin Act .... (Assembly Bill 100).

8           **SECTION 9455. Effective dates; other.**

9           (1) **SALE OR CONTRACTUAL OPERATION OF STATE-OWNED HEATING, COOLING, AND**  
10          **POWER PLANTS AND WASTEWATER TREATMENT FACILITIES.** The treatment of section 45.50  
11          (6) (a) of the statutes takes effect on April 1, 2007.

12   **(END)**

*inserts 6-19a*

1 3. The person has served on active duty for 90 days or more under honorable  
2 conditions in the U.S. armed forces or in forces incorporated in the U.S. armed forces  
3 during a war period or for any period of service under section 1 of executive order  
4 10957 dated August 10, 1961.

5 4. The term of service in the U.S. armed forces or in forces incorporated as part  
6 of the U.S. armed forces under honorable conditions entitled the person to receive the  
7 Armed Forces Expeditionary Medal, established by executive order 10977 on  
8 December 4, 1961, the Vietnam Service Medal established by executive order 11231  
9 on July 8, 1965, the Navy Expeditionary Medal, the Marine Corps Expeditionary  
10 Medal, or an equivalent expeditionary or service medal.

11 5. The person was honorably discharged from the U.S. armed forces or from  
12 forces incorporated in the U.S. armed forces for a service-connected disability, for a  
13 disability subsequently adjudicated to have been service connected, or for reasons of  
14 hardship.

15 6. The person was released under honorable conditions from the U.S. armed  
16 forces or from forces incorporated in the U.S. armed forces due to a reduction in the  
17 U.S. armed forces.

18 ~~36.27~~ (b) The board shall grant a remission equal to 100 percent of nonresident  
19 tuition and 50 percent of the academic fees and segregated fees charged for 128

20 credits or 8 semesters, whichever is longer, less the amount of any federal tuition  
21 reimbursement, to any student who is a veteran. *academic fees or segregated fees paid under*  
*10 USC 2107 (c) or*  
*38 USC 3104 (a) (7) (A)*

22 SECTION 704. 36.34 (1) (b) of the statutes is amended to read:

23 36.34 (1) (b) The board shall establish a grant program for minority  
24 undergraduates enrolled in the system. The board shall designate all grants under  
25 this subsection as Lawton grants. Grants shall be awarded from the appropriations

*to read.*

*insert 6-196*

1 4. The term of service in the U.S. armed forces or in forces incorporated as part  
2 of the U.S. armed forces under honorable conditions entitled the person to receive the  
3 Armed Forces Expeditionary Medal, established by executive order 10977 on  
4 December 4, 1961, the Vietnam Service Medal established by executive order 11231  
5 on July 8, 1965, the Navy Expeditionary Medal, the Marine Corps Expeditionary  
6 Medal, or an equivalent expeditionary or service medal.

7 5. The person was honorably discharged from the U.S. armed forces or from  
8 forces incorporated in the U.S. armed forces for a service-connected disability, for a  
9 disability subsequently adjudicated to have been service connected, or for reasons of  
10 hardship.

11 6. The person was released under honorable conditions from the U.S. armed  
12 forces or from forces incorporated in the U.S. armed forces due to a reduction in the

13 ~~U.S. armed forces~~  
*SECTION # 38.24(8)(b) of the statutes is created to read:*  
14 *38.24(8)(b)* The district board shall grant remission equal to 50 percent of the fees  
15 charged under sub. (1m) (a) to (c) for 128 credits or 8 semesters, whichever is longer,  
16 *fees paid under 10 USC 2107 (d) or 38 USC 3104 (d)*  
~~less the amount of any federal tuition reimbursement,~~ *(7) (A)*  
17 veteran.

18 ~~SECTION 710. 38.28 (1m) (a) 1. of the statutes is amended to read:~~

19 ~~38.28 (1m) (a) 1. "District aidable cost" means the annual cost of operating a~~  
20 ~~technical college district, including debt service charges for district bonds and~~  
21 ~~promissory notes for building programs or capital equipment, but excluding all~~  
22 ~~expenditures relating to auxiliary enterprises and community service programs, all~~  
23 ~~expenditures funded by or reimbursed with federal revenues, all receipts under sub.~~  
24 ~~(6) and ss. 38.12 (9), 38.14 (3) and (9), 118.15 (2) (a), and 118.55 (7r), and 146.55 (5),~~  
25 ~~all receipts from grants awarded under ss. 38.04 (8), (20), (28), and (31), 38.14 (11),~~

**Barman, Mike**

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**From:** Nowak, Ellen  
**Sent:** Tuesday, June 21, 2005 9:28 PM  
**To:** LRB.Legal  
**Subject:** Draft review: LRB 05-3221/3 Topic: Reconciliation of budget bill and recodification of ch. 45

It has been requested by <Nowak, Ellen> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 05-3221/3 Topic: Reconciliation of budget bill and recodification of ch. 45