

2005 DRAFTING REQUEST

Assembly Amendment (AA-AB774)

Received: 10/26/2005

Received By: gmalaise

Wanted: Soon

Identical to LRB:

For: Thomas Lothian (608) 266-1190

By/Representing: Royce DeBow

This file may be shown to any legislator: NO

Drafter: gmalaise

May Contact:

Addl. Drafters:

Subject: Higher Education - miscellaneous

Extra Copies:

Submit via email: YES

Requester's email: Rep.Lothian@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Eligibility of vocational diploma student for academic excellence scholarship; initial applicability

Instructions:

See Attached--provide that bill initially applies to scholarships originally awarded for the 2005-06 academic year (not 2006-07).

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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| /? | gmalaise 10/26/2005 | kfollett 10/26/2005 | | _____ | | | |
| /1 | | | pgreensl 10/26/2005 | _____ | lemery 10/26/2005 | lemery 10/26/2005 | |

FE Sent For:

<END>

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| /? | gmalaise | 1/1/05 f | 10/26/05 | 10/26/05 | | | |
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FE Sent For:

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Malaise, Gordon

From: Malaise, Gordon
Sent: Wednesday, October 26, 2005 3:30 PM
To: Little, Kevin; DeBow, Royce
Subject: RE: Amendment to AB 774

Kevin and Royce:

Just for the drafting record, since the constituent has been awarded a scholarship for 2005-06, the elaborate nonstatutory language proposed by myself below is not necessary. Rather, a simple amendment to AB 774 clarifying that the bill first applies to scholarships originally awarded in academic year 2006-06 will suffice.

Gordon.

-----Original Message-----

From: Little, Kevin
Sent: Wednesday, October 26, 2005 10:50 AM
To: Malaise, Gordon; DeBow, Royce
Subject: RE: Amendment to AB 774

Ok guys, I just spoke with HEAB and they assured me there was money originally set aside for our constituent since he was awarded the scholarship. In addition, she assured me that no other students would be affected - so all money is accounted for.

So, let's go with the 05-06 language so that it can be retroactively reimbursed for our constituent.

Thanks for all your help, Gordon.

- Kevin

-----Original Message-----

From: Malaise, Gordon
Sent: Wednesday, October 26, 2005 10:33 AM
To: Little, Kevin; DeBow, Royce
Subject: RE: Amendment to AB 774

Kevin and Royce:

Until I read Kevin's e-mail I did not realize that you had a constituent who you wanted to help in the current academic year. I guess I should have known.

After I slept on this overnight it dawned on me this morning that there is some language that we can draft to help your constituent this year. Specifically, we can keep the 06-07 initial applicability for new cases going forward, but make that initial applicability provision subject to a nonstatutory provision requiring HEAB to reimburse the tuition and fees paid by a student who qualified for a scholarship for the 05-06 academic year, but who was not awarded a scholarship because he or she enrolled in a vocational diploma program instead of an associate or bachelor's program. Then, if the student maintains a 3.0 GPA in the vocational diploma program for this year, the student would be eligible for a scholarship in 06-07.

One concern with this approach might be that all of the scholarship money has already been awarded for 05-06, in which case HEAB would have to dip into next year's pot. If that is a concern to you, in the alternative we could write off this year, but make a vocational diploma student who qualified for a scholarship for this year and who maintains a 3.0 GPA for this year eligible for a scholarship beginning next year.

If you would like me to draft up either of these proposals, please advise and I will draft substitute amendments to each bill.

Gordon

-----Original Message-----

From: Little, Kevin
Sent: Tuesday, October 25, 2005 4:29 PM
To: Malaise, Gordon; DeBow, Royce
Subject: RE: Amendment to AB 774

Gordon and Royce,

I apologize for joining the conversation late. Let's change the Senate Bill to 06-07. I will make some calls to try and have it apply to our constituent.

Thanks,
Kevin

-----Original Message-----

From: Malaise, Gordon
Sent: Tuesday, October 25, 2005 4:15 PM
To: DeBow, Royce; Little, Kevin
Subject: RE: Amendment to AB 774

Royce and Kevin:

I don't see how retroactive application can be feasible. Section 39.41 (2) (b) requires a scholar to be making satisfactory progress towards an associate or bachelor's degree. So, a scholarship recipient in the current academic year must be enrolled in an associate or bachelor's degree program. A vocational diploma program doesn't cut it, at least for the current academic year.

I suppose that if we changed the law midstream for the current academic year a scholar could transfer out of an associate or bachelor's program into a vocational program and still maintain eligibility for a scholarship, so long as he or she is enrolled full-time and is maintaining a 3.0 average.

But I submit that it would more feasible to start fresh with the 06-07 academic year. That way a student can be awarded a scholarship next spring and start work next fall on a vocational diploma program.

Gordon

-----Original Message-----

From: DeBow, Royce
Sent: Tuesday, October 25, 2005 3:54 PM
To: Little, Kevin
Cc: Malaise, Gordon
Subject: FW: Amendment to AB 774

Kevin,

As this bill originated with Sen. Brown, please jump in to my conversation with Gordon on the logistics of timing for the bills and whether or not something retroactive will be feasible.

Royce K. DeBow
Legislative Aide
Office of State Representative Thomas A. Lothian P.O. Box 8952, Room 306N, State Capitol
Madison, WI 53708 608-266-1190

-----Original Message-----

From: Malaise, Gordon
Sent: Tuesday, October 25, 2005 3:19 PM
To: DeBow, Royce
Subject: RE: Amendment to AB 774

Royce:

When Senate Bill 370 was drafted there was still a chance that it could be enacted in time to kick in before the start of the 2005-06 academic year. By the time the assembly bill was drafted, the beginning of the 2005-06 academic year had already come and gone. Hence, the earliest that academic scholarships for vocational diploma students can begin is the 2006-07 academic year.

Accordingly, an amendment to SB-370 should probably be drafted to conform that bill to the assembly bill.

Gordon

-----Original Message-----

From: DeBow, Royce
Sent: Tuesday, October 25, 2005 1:00 PM
To: Malaise, Gordon
Subject: Amendment to AB 774

Gordon,

I know you had a drafter's note or something similar mentioning the difference in what is now AB 774 from its senate companion. AB 774 has an effective date in section 3 of 2006-2007, whereas the senate companion is 2005-2006. After speaking with Kevin Little in Senator Brown's office, we decided, if it is possible, to have an amendment to AB 774 drafted so the dates in section 3 match. Please let me know your thoughts. Thanks.

Royce K. DeBow
Legislative Aide
Office of State Representative Thomas A. Lothian P.O. Box 8952, Room 306N, State Capitol
Madison, WI 53708 608-266-1190

2005

Date (time) needed

5pm

LRBa 1264, 1

AMENDMENT

GMM:lgf:

See form AMENDMENTS — COMPONENTS & ITEMS.

LPS: fix request sheet pls.

S A AMENDMENT

TO S A AMENDMENT (LRBa /),
TO S A SUBSTITUTE AMENDMENT (LRBs /),
TO 2005 SB SJR SR AB AR 774 (LRB- /)

At the locations indicated, amend the bill as follows:
(fill ONLY if "engrossed ..." or "as shown by")

#. Page 2, line 20: delete "2006-07" and substitute "2005-06".

(E2)

#. Page ..., line ...:

#. Page ..., line ...:

#. Page ..., line ...:

#. Page ..., line ...: