



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-0328/2
RPN:jld/wlj/lmk:rs

TODAY

DOA:.....Caucutt, BB0110 - Education grant program

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

D-N

don't gen

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

Insert ANL

Analysis by the Legislative Reference Bureau
VETERANS AND MILITARY AFFAIRS

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. 16.75 (4) (d) of the statutes is amended to read:

3 16.75 (4) (d) In this subsection and s. 16.755, "veteran-owned business" means
4 a small business, as defined in par. (c), that is certified by the department of veterans
5 affairs as being at least 51% owned by one or more veterans, as defined in s. 45.35
6 (5) 45.001 (4).

7 SECTION 2. 20.485 (2) (th) of the statutes is repealed.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1 **SECTION 3.** 25.36 (1) of the statutes is amended to read:

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

21 **SECTION 4.** 45.16 of the statutes is amended to read:

22 **45.16 Burial allowance.** Each county veterans' service officer shall cause to
23 be interred in a decent and respectable manner in any cemetery in this state, other
24 than those used exclusively for the burial of paupers, the body of any person who was
25 living in the county at the time of death, meets the definition of a "veteran" under

1 s. ~~45.35 (5)~~ 45.001 (4) and who dies not leaving sufficient means to defray the
2 necessary expenses of a decent burial, or under financial circumstances that would
3 distress the person's family to pay the expenses of the burial, and the body of a spouse
4 or surviving spouse of the person who dies not leaving such means or under the same
5 financial circumstances and who was living in the county at the time of death, at an
6 expense to the county of not more than \$300 in addition to the burial allowance
7 payable under laws administered by the U.S. department of veterans affairs.

8 **SECTION 5.** 45.25 (1) of the statutes is created to read:

9 45.25 (1) DEFINITIONS. In this section:

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

11 (b) "Median household income" means the median family income for the state,
12 as determined annually by the U.S. department of housing and urban development.

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

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

17 ^{plain} 2. Enrollment ~~by any undergraduate student~~ in courses during a summer
18 semester or session.

19 (d) "Tuition," when referring to the University of Wisconsin System, means
20 "academic fees," as described in s. 36.27 (1), and when referring to the technical
21 colleges, means "program fees," as described in s. 38.24 (1m) (a) and (b).

22 **SECTION 6.** 45.25 (1g) of the statutes is repealed.

23 **SECTION 7.** 45.25 (1m) of the statutes is renumbered 45.25 (1m) (a) and
24 amended to read:

SECTION 7

1 45.25 (1m) (a) The department shall administer a tuition reimbursement
2 program for eligible veterans enrolling as undergraduates in any institution of
3 higher education, ~~as defined in s. 45.396 (1) (a),~~ in this state, enrolling in a school that
4 is approved under s. 45.35 (9m), enrolling in a proprietary school that is approved
5 under s. 45.54, enrolling in a public or private high school, or receiving a waiver of
6 nonresident tuition under s. 39.47.

7 **SECTION 8.** 45.25 (2) (intro.) (except 45.25 (2) (title)) of the statutes is
8 renumbered 45.25 (2) (a) (intro.).

9 **SECTION 9.** 45.25 (2) (a) of the statutes is renumbered 45.25 (2) (a) 1. and
10 amended to read:

11 45.25 (2) (a) 1. The annual income of the veteran and his or her spouse does not
12 exceed the ~~amount under s. 45.396 (7) (a)~~ median household income for the state.

13 ~~**SECTION 10.** 45.25 (2) (c) of the statutes is renumbered 45.25 (2) (a) 2.~~

14 **SECTION 11.** 45.25 (2) (cm) of the statutes is created to read:

15 45.25 (2) (cm) A veteran is not eligible under this program if the veteran has
16 an undergraduate degree from any institution of higher education.

17 **SECTION 12.** 45.25 (2) (d) of the statutes is renumbered 45.25 (2) (a) 3.

18 **SECTION 13.** 45.25 (2) (e) of the statutes is repealed.

19 **SECTION 14.** 45.25 (3) (a) of the statutes is amended to read:

20 45.25 (3) (a) ~~Except as provided in par. (am), a~~ A veteran who meets the
21 eligibility requirements under sub. (2), may be reimbursed upon satisfactory
22 completion of ~~a full-time~~ an undergraduate semester in any institution of higher
23 education, ~~as defined in s. 45.396 (1) (a),~~ in this state, or upon satisfactory completion
24 of a course at any school that is approved under s. 45.35 (9m), any proprietary school
25 that is approved under s. 45.54, any public or private high school, or any institution

1 from which the veteran receives a waiver of nonresident tuition under s. 39.47, may
2 be reimbursed an amount. The amount of reimbursement may not to exceed the total
3 cost of the veteran's tuition minus any grants or scholarships that the veteran
4 receives specifically for the payment of the tuition, or, if the tuition is for an
5 undergraduate semester in any institution of higher education, the standard cost of
6 tuition for a state resident for an equivalent undergraduate semester at the
7 University of Wisconsin-Madison, whichever is less. ~~Reimbursement is available~~
8 ~~only for tuition that is part of a curriculum that is relevant to a degree in a particular~~
9 ~~course of study at the institution.~~

10 SECTION 15. 45.25 (3) (am) of the statutes is repealed.

11 SECTION 16. 45.25 (3) (b) 1. of the statutes is amended to read:

12 45.25 (3) (b) 1. Be completed and received by the department no later than 60
13 days after the completion of the semester or course. The department may accept an
14 application received more than 60 days after the completion of the semester or course
15 if the applicant shows good cause for the delayed receipt.

16 SECTION 17. 45.25 (3) (c) of the statutes is amended to read:

17 45.25 (3) (c) Reimbursement provided under this section shall be paid from the
18 appropriation under s. 20.485 (2) (tf). If the amount of funds applied for exceeds the
19 amount available under s. 20.485 (2) (tf), the department may ^{percent} reduce the
20 reimbursement percentage ~~or deny applications for reimbursement that would~~
21 otherwise qualify under this section. In those cases, the department shall determine
22 the reimbursement percentage and eligibility on the basis of the dates on which
23 applications for reimbursement were received.

24 SECTION 18. 45.25 (3) (d) (intro.) of the statutes is amended to read:

1 45.25 (3) (d) (intro.) Reimbursement of tuition and fees for a course may be
2 provided at an institution or school under par. (a) other than the one from which the
3 veteran is receiving his or her degree or certificate of graduation or course completion
4 if all of the following apply:

5 **SECTION 19.** 45.25 (4) (a) of the statutes is renumbered 45.25 (4) (a) (intro.) and
6 amended to read:

7 45.25 (4) (a) (intro.) A ~~veteran is not eligible~~ veteran's eligibility for
8 reimbursement under sub. (2) ~~for more than 120 credits or 8 full semesters of~~
9 ~~full-time study~~ at any institution of higher education, as defined in s. 45.396 (1) (a),
10 in this state, ~~60 credits or 4 full semesters of full-time study at any institution of~~
11 ~~higher education, as defined in s. 45.396 (1) (a), in this state that offers a degree upon~~
12 ~~completion of 60 credits, or an equivalent amount of credits~~ at a school that is
13 approved under s. 45.35 (9m), at a proprietary school that is approved under s. 45.54,
14 at a public or private high school, or at an institution where he or she is receiving a
15 waiver of nonresident tuition under s. 39.47. is limited to the following:

16 **SECTION 20.** 45.25 (4) (a) 1. to 3. of the statutes are created to read:

17 45.25 (4) (a) 1. If the veteran served on active duty, except service on active duty
18 for training purposes, for 90 to 180 days, the veteran may be reimbursed for a
19 maximum of 30 credits or 2 semesters, or an equivalent amount of credits or
20 semesters if at a school other than an institution of higher education.

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

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

5 **SECTION 21.** 45.25 (4) (c) of the statutes is amended to read:

6 45.25 (4) (c) A veteran may not receive reimbursement under sub. (2) for any
7 semester in which he or she is eligible for or received a grant under s. 21.49 or 45.396
8 under 10 USC 2007.

9 **SECTION 22.** 45.35 (4) (a) of the statutes is amended to read:

10 45.35 (4) (a) The secretary shall appoint under the classified service such
11 persons as are necessary to carry out the policy of the board and for the proper
12 conduct of the Wisconsin Veterans Museum. All persons appointed by the
13 department shall, if possible, be veterans as defined in ~~sub. (5)~~ 45.001 (4) and
14 preference shall be given to disabled veterans.

15 **SECTION 23.** 45.35 (5) of the statutes is repealed.

16 **SECTION 24.** 45.35 (8) (b) 4. of the statutes is repealed.

17 **SECTION 25.** 45.396 (title) of the statutes is repealed.

18 **SECTION 26.** 45.396 (1) of the statutes is repealed.

19 **SECTION 27.** 45.396 (2) of the statutes is repealed.

20 **SECTION 28.** 45.396 (3) of the statutes is renumbered 45.25 (1m) (b), and 45.25
21 (1m) (b) 1., as renumbered, is amended to read:

22 45.25 (1m) (b) 1. The part-time classroom study is not offered within 50 miles
23 of the veteran's residence by any school or institution under ~~sub. (2)~~ par. (a) and the
24 educational institution from which the study is offered is located not more than 50
25 miles from the boundary line of this state.

1 **SECTION 29.** 45.396 (4) of the statutes is repealed.

2 **SECTION 30.** 45.396 (5) of the statutes is repealed.

3 **SECTION 31.** 45.396 (5m) of the statutes is repealed.

4 **SECTION 32.** 45.396 (6) of the statutes is repealed.

5 **SECTION 33.** 45.396 (7) (a) of the statutes is repealed.

6 **SECTION 34.** 45.396 (7) (b) of the statutes is renumbered 45.25 (2) (bm).

7 **SECTION 35.** 45.396 (8) of the statutes is repealed.

8 **SECTION 36.** 45.396 (9) of the statutes is renumbered 45.25 (5) and amended ✓

9 to read:

10 45.25 (5) DISABLED VETERAN ELIGIBILITY. A disabled veteran who meets the
11 requirements under this section and whose disability is rated at 30% or more under
12 38 USC 1114 or 1134 may be reimbursed for up to 100% of the cost of tuition and fees,
13 but that reimbursement is limited to 100% of the standard cost for a state resident
14 for tuition and fees for an equivalent undergraduate course at the University of
15 Wisconsin-Madison per course and ~~may not be provided to an individual more than~~
16 ~~4 times during any consecutive 12-month period~~ if the tuition and fees are for an
17 undergraduate semester in any institution of higher education.

 ****NOTE: Is this subsection an exception to the limits in s. 45.25 (3) (a) or s. 45.25
(4) (a), or both?

18 **SECTION 37.** 45.397 (2) (cm) of the statutes is amended to read:

19 45.397 (2) (cm) The veteran requesting a grant has not received
20 reimbursement under s. 45.25 ~~or 45.396~~ for courses completed during the same
21 semester for which a grant would be received under this section.

22 **SECTION 38.** 45.43 (1) (am) of the statutes is amended to read:

1 45.43 (1) (am) Except as provided under par. (b), the county board may appoint
2 assistant county veterans' service officers who shall be Wisconsin residents who
3 served on active duty, other than active duty for training, under honorable conditions
4 in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces and
5 who meet at least one of the conditions listed in s. 45.35 (5) (a) 1. a. to d. ~~[s. 45.001~~
6 ~~(4) (a) 1. a. to d.]~~ ^{e delete} 45.001 (4) (a) 1. a. to d. and at least one of the conditions listed in
7 s. 45.35 (5) (a) 2. a. to c. ~~[s. 45.001 (4) (a) 2. a. to c.]~~ ^{e delete} 45.001 (4) (a) 1. a. to d.

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

9 (1) EDUCATIONAL GRANT PROGRAM EMERGENCY RULES. The department of veterans
10 affairs may promulgate emergency rules under section 227.24 of the statutes
11 implementing section 45.25 of the statutes, as affected by this act. Notwithstanding
12 section 227.24 (1) (a) and (3) of the statutes, the department is not required to provide
13 evidence that promulgating a rule under this subsection as an emergency rule is
14 necessary for the preservation of public peace, health, safety, or welfare and is not
15 required to provide a finding of emergency for a rule promulgated under this
16 subsection.

17 **SECTION 9353. Initial applicability; veterans affairs.**

18 (1) EDUCATIONAL GRANT PROGRAM. The treatment of sections 16.75 (4) (d), 20.485
19 (2) (th), 25.36 (1), 45.16, 45.25 (1), (1g), and (1m), (2) (intro.) (except 45.25 (2) (title)),
20 (a), (c), (cm), (d), and (e), (3) (a), (am), (b) 1., (c) and (d) (intro.), (4) (c), 45.35 (4) (a),
21 and (8) (b) 4., 45.396 (title), (1), (2), (3), (4), (5), (5m), (6), (7) (a) and (b), (8), (9), 45.397
22 (2) (cm) and 45.43 (1) (am) of the statutes, the renumbering and amending of section
23 45.25 (4) (a) of the statutes, and the creation of section 45.25 (2) (cm) and (4) (a) 1. to

1 3. of the statutes and SECTION 9153 (1) of this act first apply to courses completed on
2 the effective date of this subsection.

3 (END)

D-note
↓

2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0328/2ins
RPN:jld/wlj/lmk:rs

Insert 13

insert anl:

UW
Under current law, DVA provides reimbursement to veterans for the costs associated with enrollment and completion of correspondence courses and classroom study at proprietary schools, schools approved for the training of veterans, and institutions of higher education. Under the current tuition reimbursement program, a veteran is eligible for reimbursement if the person is enrolled as an undergraduate for at least 12 credits during a semester and the reimbursement is equal to the tuition or the standard cost of tuition for a state resident at the University of Wisconsin-Madison, whichever is less, minus any grants or scholarships. Eligibility for the tuition reimbursement program is limited to courses begun within 10 years after leaving active service, and the annual income of the veteran and the spouse may not exceed \$50,000, plus \$1,000 for each dependent in excess of 2 dependents. Reimbursement is limited to 120 credits or 8 full semesters at an institution of higher education or 60 credits or 4 semesters if the institution provides a degree after the completion of 60 credits.

Under the part-time classroom study program, a student may be reimbursed for the tuition paid for taking less than twelve credits, if an undergraduate, or less than nine credits, if a graduate student, for attending a summer session, or for taking a correspondence class. The reimbursement amount and income eligibility are the same as for the full-time tuition reimbursement program. Veterans with a master's degree are not eligible for reimbursement under this program.

This bill combines these two programs and makes the following changes in the new, combined program:

1. Eligibility is limited to veterans whose annual income combined with his or her spouse's income is less than the median household income for the state.

2. Veterans with undergraduate degrees are not eligible.

3. If funds are insufficient to provide for all the veterans who apply for reimbursement, the bill allows the department to reduce the reimbursement percentage. This provision does not apply to reimbursement for courses taken by veterans whose disability is rated at 30% or more by the federal Department of Veterans Affairs.

4. The credits that are reimbursable are limited to 30 credits if the veteran served on active duty for 90 to 180 days, 60 credits if the veteran served for 181 days to 730 days, and 120 credits if the veteran served more than 730 days.

5. The limit on reimbursement to courses taken within 10 years after leaving service does not apply to part-time classroom study.

(end insert anl)

1

2

insert 4-13:



1 **SECTION 1.** 45.25 (2) (c)^x of the statutes is renumbered 45.25 (2) (a) 2. and
2 amended to read:

3 45.25 (2) (a) 2. The veteran applies for the tuition reimbursement program for
4 courses begun within 10 years after separation from the service. This subdivision
5 does not apply to a veteran who is applying for reimbursement for part-time
6 classroom study.

7 **History:** 1993 a. 254; 1995 a. 27, 255, 404; 1997 a. 27, 115, 121, 237; 1999 a. 9; 2001 a. 16, 103; 2003 a. 33, 83.

(end ins 4-13)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0328/2dn
RPN;jld/wlj/lmk:rs

Dan,

I am not sure that the definition of part-time classroom study includes correspondence courses or classes in high school or in proprietary school, but that is the current language in s. 45.396 (1) (b).[✓]

Robert P. Nelson
Senior Legislative Attorney
Phone: (608) 267-7511
E-mail: robert.nelson@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0328/2dn
RPN:jld/wlj/lmk:jf

January 24, 2005

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Robert P. Nelson
Senior Legislative Attorney
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E-mail: robert.nelson@legis.state.wi.us



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-0328/2
RPN:jld/wlj/lmk/jf
Keep

DOA:.....Caucutt, BB0110 - Education grant program

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

DN

Dan Caucutt
Josh Humbert
This draft reconciles LRB-0328/2, LRB-0329/2
and LRB-1510/1. All of these drafts
should continue in the compiled bill. V
RPN

Do NOT Gen

dn

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

Analysis by the Legislative Reference Bureau

VETERANS AND MILITARY AFFAIRS

Under current law, DVA provides reimbursement to veterans for the costs associated with enrollment and completion of correspondence courses and class room study at proprietary schools, schools approved for the training of veterans, and institutions of higher education. Under the current tuition reimbursement program, a veteran is eligible for reimbursement if the person is enrolled as an undergraduate for at least 12 credits during a semester and the reimbursement is equal to the tuition or the standard cost of tuition for a state resident at the UW-Madison, whichever is less, minus any grants or scholarships. Eligibility for the tuition reimbursement program is limited to courses begun within ten years after leaving active service, and the annual income of the veteran and the spouse may not exceed \$50,000, plus \$1,000 for each dependent in excess of two dependents. Reimbursement is limited to 120 credits or eight full semesters at an institution of higher education or 60 credits or four semesters if the institution provides a degree after the completion of 60 credits.

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1. Eligibility is limited to a veteran whose annual income combined with his or her spouse's income is less than the median household income for the state.

2. Veterans with undergraduate degrees are not eligible.

3. If funds are insufficient to provide for all of the veterans who apply for reimbursement, the bill allows DVA to reduce the reimbursement percentage. This provision does not apply to reimbursement for courses taken by veterans whose disability is rated at 30 percent or more by the federal Department of Veterans Affairs.

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5. The limit on reimbursement to courses taken ~~with~~ ^{within} ten years after leaving service does not apply to part-time classroom study.

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. 16.75 (4) (d) of the statutes is amended to read:

2 16.75 (4) (d) In this subsection and s. 16.755, "veteran-owned business" means
3 a small business, as defined in par. (c), that is certified by the department of veterans
4 affairs as being at least 51% owned by one or more veterans, as defined in s. 45.35
5 (5) 45.001 (4).

6 SECTION 2. 20.485 (2) (th) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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8 25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred
9 by law shall constitute the veterans trust fund which shall be used for the lending
10 of money to the mortgage loan repayment fund under s. 45.35 (22) and for the
11 veterans programs under ss. 20.485 (2) (m), (mn), (tm), (u), (v), (vo), (vy), (vz), (w),
12 (z), and (zm), 45.014, 45.25, 45.35 (23), 45.351-~~(1)~~, 45.353, 45.356, 45.357, 45.396,

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

XXXX Note: This is reconciled s. 25.36(1). This SECTION has been affected by Drafts with the following LRB #s: 0328, 0329.

15 **SECTION 4.** 45.16 of the statutes is amended to read:

16 **45.16 Burial allowance.** Each county veterans' service officer shall cause to LRB

17 be interred in a decent and respectable manner in any cemetery in this state, other
 18 than those used exclusively for the burial of paupers, the body of any person who was
 19 living in the county at the time of death, meets the definition of a "veteran" under
 20 s. ~~45.35 (5)~~ 45.001 (4) and who dies not leaving sufficient means to defray the
 21 necessary expenses of a decent burial, or under financial circumstances that would
 22 distress the person's family to pay the expenses of the burial, and the body of a spouse
 23 or surviving spouse of the person who dies not leaving such means or under the same
 24 financial circumstances and who was living in the county at the time of death, at an

1 expense to the county of not more than \$300 in addition to the burial allowance
2 payable under laws administered by the U.S. department of veterans affairs.

3 **SECTION 5.** 45.25 (1) of the statutes is created to read:

4 45.25 (1) DEFINITIONS. In this section:

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

6 (b) "Median household income" means the median family income for the state,
7 as determined annually by the U.S. department of housing and urban development.

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

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

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

12 (d) "Tuition," when referring to the University of Wisconsin System, means
13 "academic fees," as described in s. 36.27 (1), and when referring to the technical
14 colleges, means "program fees," as described in s. 38.24 (1m) (a) and (b).

15 **SECTION 6.** 45.25 (1g) of the statutes is repealed.

16 **SECTION 7.** 45.25 (1m) of the statutes is renumbered 45.25 (1m) (a) and
17 amended to read:

18 45.25 (1m) (a) The department shall administer a tuition reimbursement
19 program for eligible veterans enrolling as undergraduates in any institution of
20 higher education, ~~as defined in s. 45.396 (1) (a),~~ in this state, enrolling in a school that
21 is approved under s. 45.35 (9m), enrolling in a proprietary school that is approved
22 under s. ~~45.54~~^{38.505} enrolling in a public or private high school, or receiving a waiver of
23 nonresident tuition under s. 39.47.

24 **SECTION 8.** 45.25 (2) (intro.) (except 45.25 (2) (title)) of the statutes is
25 renumbered 45.25 (2) (a) (intro.).

*** Note: This is reconciled s. 45.25 (1m) (a). This
SECTION has been affected by drafts with the following
CRB #s: 0328, 1510. LRB

1 SECTION 9. 45.25 (2) (a) of the statutes is renumbered 45.25 (2) (a) 1. and
2 amended to read:

3 45.25 (2) (a) 1. The annual income of the veteran and his or her spouse does not
4 exceed the amount under s. 45.396 (7) (a) median household income for the state.

5 SECTION 10. 45.25 (2) (c) of the statutes is renumbered 45.25 (2) (a) 2. and
6 amended to read:

7 45.25 (2) (a) 2. The veteran applies for the tuition reimbursement program for
8 courses begun within 10 years after separation from the service. This subdivision
9 does not apply to a veteran who is applying for reimbursement for part-time
10 classroom study.

11 SECTION 11. 45.25 (2) (cm) of the statutes is created to read:

12 45.25 (2) (cm) A veteran is not eligible under this program if the veteran has
13 an undergraduate degree from any institution of higher education.

14 SECTION 12. 45.25 (2) (d) of the statutes is renumbered 45.25 (2) (a) 3.

15 SECTION 13. 45.25 (2) (e) of the statutes is repealed.

16 SECTION 14. 45.25 (3) (a) of the statutes is amended to read:

17 45.25 (3) (a) ~~Except as provided in par. (am), a~~ ⁽⁵⁾ A veteran who meets the
18 eligibility requirements under sub. (2), may be reimbursed upon satisfactory
19 completion of ~~a full-time~~ an undergraduate semester in any institution of higher
20 education, as defined in s. 45.396 (1) (a), in this state, or upon satisfactory completion
21 of a course at any school that is approved under s. 45.35 (9m), any proprietary school
22 that is approved under s. ~~45.547~~ ^{38.52a} any public or private high school, or any institution
23 from which the veteran receives a waiver of nonresident tuition under s. 39.47, may
24 be reimbursed an amount. ~~The amount of reimbursement may not to exceed the total~~ ^{Except as provided in sub. (5)^(}
25 cost of the veteran's tuition minus any grants or scholarships that the veteran

*** Note: This is reconciled s. 45.25 (3)(a).
This SECTION has been affected by drafts with the
following LRB #s: 0327, 1510 LRB

1 receives specifically for the payment of the tuition, or, if the tuition is for an
2 undergraduate semester in any institution of higher education, the standard cost of
3 tuition for a state resident for an equivalent undergraduate semester at the
4 University of Wisconsin-Madison, whichever is less. Reimbursement is available
5 only for tuition that is part of a curriculum that is relevant to a degree in a particular
6 course of study at the institution.

7 SECTION 15. 45.25 (3) (am) of the statutes is repealed.

8 SECTION 16. 45.25 (3) (b) 1. of the statutes is amended to read:

9 45.25 (3) (b) 1. Be completed and received by the department no later than 60
10 days after the completion of the semester or course. The department may accept an
11 application received more than 60 days after the completion of the semester or course
12 if the applicant shows good cause for the delayed receipt.

13 SECTION 17. 45.25 (3) (c) of the statutes is amended to read:

14 45.25 (3) (c) Reimbursement provided under this section shall be paid from the
15 appropriation under s. 20.485 (2) (tf). If the amount of funds applied for exceeds the
16 amount available under s. 20.485 (2) (tf), the department may reduce the
17 reimbursement percentage, except to disabled veterans who are eligible for 100
18 percent of tuition and fees under sub. (5), or deny applications for reimbursement
19 that would otherwise qualify under this section. In those cases, the department shall
20 determine the reimbursement percentage, except to disabled veterans who are
21 eligible for 100 percent of tuition and fees under sub. (5), and eligibility on the basis
22 of the dates on which applications for reimbursement were received.

23 SECTION 18. 45.25 (3) (d) (intro.) of the statutes is amended to read:

24 45.25 (3) (d) (intro.) Reimbursement of tuition and fees for a course may be
25 provided at an institution or school under par. (a) other than the one from which the

**** Note: This is recodified s. 45.25 (4)(a) (intro.). This SECTION has been affected by drafts with the following LRB #s: 0328, 1510*

LRB-

1 veteran is receiving his or her degree or certificate of graduation or course completion
2 if all of the following apply:

3 SECTION 19. 45.25 (4) (a) of the statutes is renumbered 45.25 (4) (a) (intro.) and
4 amended to read:

5 45.25 (4) (a) (intro.) A ~~veteran is not eligible~~ veteran's eligibility for
6 reimbursement under sub. (2) ~~for more than 120 credits or 8 full semesters of~~
7 ~~full-time study~~ at any institution of higher education, as defined in s. 45.396 (1) (a),
8 in this state, ~~60 credits or 4 full semesters of full-time study at any institution of~~
9 ~~higher education, as defined in s. 45.396 (1) (a), in this state that offers a degree upon~~
10 ~~completion of 60 credits, or an equivalent amount of credits at a school that is~~
11 approved under s. 45.35 (9m), at a proprietary school that is approved under s. ~~45.54~~^{38.50a}
12 at a public or private high school, or at an institution where he or she is receiving a ~~waiver~~^{strike}
13 waiver of nonresident tuition under s. 39.47- is limited to the following:

14 SECTION 20. 45.25 (4) (a) 1. to 3. of the statutes are created to read:

15 45.25 (4) (a) 1. If the veteran served on active duty, except service on active duty
16 for training purposes, for 90 to 180 days, the veteran may be reimbursed for a
17 maximum of 30 credits or 2 semesters, or an equivalent amount of credits or
18 semesters if at a school other than an institution of higher education.

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

23 3. If the veteran served on active duty, except service on active duty for training
24 purposes, for more than 730 days, the veteran may be reimbursed for a maximum

1 of 120 credits or 8 semesters, or an equivalent amount of credits or semesters if at
2 a school other than an institution of higher education.

3 **SECTION 21.** 45.25 (4) (c) of the statutes is amended to read:

4 45.25 (4) (c) A veteran may not receive reimbursement under sub. (2) for any
5 semester in which he or she is eligible for or received a grant under s. 21.49 or 45.396
6 under 10 USC 2007.

7 **SECTION 22.** 45.35 (4) (a) of the statutes is amended to read:

8 45.35 (4) (a) The secretary shall appoint under the classified service such
9 persons as are necessary to carry out the policy of the board and for the proper
10 conduct of the Wisconsin Veterans Museum. All persons appointed by the
11 department shall, if possible, be veterans as defined in ~~sub. (5)~~ 45.001 (4) and
12 preference shall be given to disabled veterans.

13 **SECTION 23.** 45.35 (5) of the statutes is repealed.

14 **SECTION 24.** 45.35 (8) (b) 4. of the statutes is repealed.

15 **SECTION 25.** 45.396 (title) of the statutes is repealed.

16 **SECTION 26.** 45.396 (1) of the statutes is repealed.

17 **SECTION 27.** 45.396 (2) of the statutes is repealed.

18 **SECTION 28.** 45.396 (3) of the statutes is renumbered 45.25 (1m) (b), and 45.25

(1m) (b) ^{(intro.) and are} 1., as renumbered, ~~is~~ amended to read:

19 *Insert*
20 45.25 (1m) (b) 1. The part-time classroom study is not offered within 50 miles
21 of the veteran's residence by any school or institution under ~~sub. (2)~~ par. (a) and the
22 educational institution from which the study is offered is located not more than 50
23 miles from the boundary line of this state.

24 **SECTION 29.** 45.396 (4) of the statutes is repealed.

25 **SECTION 30.** 45.396 (5) of the statutes is repealed.

1 **SECTION 31.** 45.396 (5m) of the statutes is repealed.

2 **SECTION 32.** 45.396 (6) of the statutes is repealed.

3 **SECTION 33.** 45.396 (7) (a) of the statutes is repealed.

4 **SECTION 34.** 45.396 (7) (b) of the statutes is renumbered 45.25 (2) (bm).

5 **SECTION 35.** 45.396 (8) of the statutes is repealed.

6 **SECTION 36.** 45.396 (9) of the statutes is renumbered 45.25 (5) and amended
7 to read:

8 45.25 (5) DISABLED VETERAN ELIGIBILITY. A disabled veteran who meets the
9 requirements under this section and whose disability is rated at 30% or more under
10 38 USC 1114 or 1134 may be reimbursed for up to 100% of the cost of tuition and fees,
11 but that reimbursement is limited to 100% of the standard cost for a state resident
12 for tuition and fees for an equivalent undergraduate course at the University of
13 Wisconsin-Madison per course and may not be provided to an individual more than
14 4 times during any consecutive 12-month period if the tuition and fees are for an
15 undergraduate semester in any institution of higher education.

OK
****NOTE: Is this subsection an exception to the limits in s. 45.25 (3) (a) or s. 45.25
(4) (a), or both?

16 **SECTION 37.** 45.397 (2) (cm) of the statutes is amended to read:

17 45.397 (2) (cm) The veteran requesting a grant has not received
18 reimbursement under s. 45.25 ~~or 45.396~~ for courses completed during the same
19 semester for which a grant would be received under this section.

20 **SECTION 38.** 45.43 (1) (am) of the statutes is amended to read:

21 45.43 (1) (am) Except as provided under par. (b), the county board may appoint
22 assistant county veterans' service officers who shall be Wisconsin residents who
23 served on active duty, other than active duty for training, under honorable conditions

1 in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces and
2 who meet at least one of the conditions listed in s. ~~45.35 (5) (a) 1. a. to d.~~ 45.001 (4)
3 (a) 1. a. to d. and at least one of the conditions listed in s. ~~45.35 (5) (a) 2. a. to e.~~ 45.001
4 (4) (a) 1. a. to d.

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

6 (1) EDUCATIONAL GRANT PROGRAM EMERGENCY RULES. The department of veterans
7 affairs may promulgate emergency rules under section 227.24 of the statutes
8 implementing section 45.25 of the statutes, as affected by this act. Notwithstanding
9 section 227.24 (1) (a) and (3) of the statutes, the department is not required to provide
10 evidence that promulgating a rule under this subsection as an emergency rule is
11 necessary for the preservation of public peace, health, safety, or welfare and is not
12 required to provide a finding of emergency for a rule promulgated under this
13 subsection.

14 **SECTION 9353. Initial applicability; veterans affairs.**

15 (1) EDUCATIONAL GRANT PROGRAM. The treatment of sections 16.75 (4) (d), 20.485
16 (2) (th), 25.36 (1), 45.16, 45.25 (1), (1g), ~~and~~ (1m), (2) (intro.) (except 45.25 (2) (title)),
17 (a), (c), (cm), (d), and (e), (3) (a), (am), (b) 1., (c), and (d) (intro.), ^{and} (4) (c), 45.35 (4) (a)
18 and (8) (b) 4., 45.396 (title), (1), (2), (3), (4), (5), (5m), (6), (7) (a) and (b), (8), (9), 45.397
19 (2) (cm), ^{and} 45.43 (1) (am) of the statutes, the renumbering and ^{amendment} of section
20 45.25 (4) (a) of the statutes, and the creation of section 45.25 (2) (cm) and (4) (a) 1.
21 to 3. of the statutes and SECTION 9153 (1) of this act first apply to courses completed
22 on the effective date of this subsection.

23 (END)

d-n

**2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0328/2ins
RPN:jld/wlj/lmk:jf

1 insert 8-19:

2 45.25 (1m) (b) (intro.) A veteran who is a resident of this state and otherwise
3 qualified to receive benefits under this section may receive the benefits under this
4 section upon the completion of any correspondence courses or part-time classroom
5 study from an institution of higher education located outside this state, from a school
6 that is approved under s. 45.35 (9m), or from a proprietary school that is approved
7 under s. ~~45.54~~ [✓] 38.50, if any of the following applies:

History: 1971 c. 42; 1971 c. 125 s. 522 (1); 1971 c. 154, 198, 307; 1975 c. 39, 199, 224, 422; 1979 c. 34 ss. 819b, 2102 (56) (a); 1981 c. 20; 1983 a. 481, 503, 538; 1985 a. 29, 129; 1987 a. 27, 242; 1989 a. 31, 56; 1991 a. 39, 166; 1993 a. 16; 1995 a. 27, 404; 1997 a. 27, 115, 121; 1999 a. 9; 2001 a. 16, 38; 2003 a. 33, 83.

****NOTE: This is reconciled s.45.25 (1m) (b) (intro.). This SECTION has been affected
by drafts with the following LRB numbers: -0328, -1510.

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↖ ↗
LRB
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DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0328/3dn
RPN:wlj:rs

January 26, 2005

Dan Caucutt and Josh Hummert:

This draft reconciles LRB-0328/2, LRB-0329/2, and LRB-1510/1. All of these drafts should continue in the compiled bill.

Robert P. Nelson
Senior Legislative Attorney
Phone: (608) 267-7511
E-mail: robert.nelson@legis.state.wi.us



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-0328/3
RPN:jld/wlj/lmk:rs

DOA:.....Caucutt, BB0110 - Education grant program

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

don't gen

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

Analysis by the Legislative Reference Bureau

VETERANS AND MILITARY AFFAIRS

Under current law, DVA provides reimbursement to veterans for the costs associated with enrollment and completion of correspondence courses and class room study at proprietary schools, schools approved for the training of veterans, and institutions of higher education. Under the current tuition reimbursement program, a veteran is eligible for reimbursement if the person is enrolled as an undergraduate for at least 12 credits during a semester and the reimbursement is equal to the tuition or the standard cost of tuition for a state resident at the UW-Madison, whichever is less, minus any grants or scholarships. Eligibility for the tuition reimbursement program is limited to courses begun within ten years after leaving active service, and the annual income of the veteran and the spouse may not exceed \$50,000, plus \$1,000 for each dependent in excess of two dependents. Reimbursement is limited to 120 credits or eight full semesters at an institution of higher education or 60 credits or four semesters if the institution provides a degree after the completion of 60 credits.

Under the part-time classroom study program, a student may be reimbursed for the tuition paid for taking less than 12 credits, if an undergraduate, or less than nine credits, if a graduate student, for attending a summer session or for taking a correspondence class. The reimbursement amount and income eligibility are the same as for the full-time tuition reimbursement program. Veterans with a master's degree are not eligible for reimbursement under this program.

This bill combines these two programs and makes the following changes in the new, combined program:

1. Eligibility is limited to a veteran whose annual income combined with his or her spouse's income is less than the median household income for the state.

2. Veterans with undergraduate degrees are not eligible.

3. If funds are insufficient to provide for all of the veterans who apply for reimbursement, the bill allows DVA to reduce the reimbursement percentage. This provision does not apply to reimbursement for courses taken by veterans whose disability is rated at 30 percent or more by the federal Department of Veterans Affairs.

4. The credits that are reimbursable are limited to 30 credits if the veteran served on active duty for 90 to 180 days, 60 credits if the veteran served for 181 days to 730 days, and 120 credits if the veteran served more than 730 days.

5. The limit on reimbursement to courses taken within ten years after leaving service does not apply to part-time classroom study. *courses*

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

up to 60 credits of

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

1 **SECTION 1.** 16.75 (4) (d) of the statutes is amended to read:

2 16.75 (4) (d) In this subsection and s. 16.755, "veteran-owned business" means
3 a small business, as defined in par. (c), that is certified by the department of veterans
4 affairs as being at least 51% owned by one or more veterans, as defined in s. 45.35
5 (~~5~~) 45.001 (4).

6 **SECTION 2.** 20.485 (2) (th) of the statutes is repealed.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

7 **SECTION 3.** 25.36 (1) of the statutes is amended to read:

8 25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred
9 by law shall constitute the veterans trust fund which shall be used for the lending
10 of money to the mortgage loan repayment fund under s. 45.35 (22) and for the
11 veterans programs under ss. 20.485 (2) (m), (mn), (tm), (u), (v), (vo), (vy), (vz), (w),
12 (z), and (zm), 45.014, 45.25, 45.35 (23), 45.351 (1), 45.353, 45.356, 45.357, 45.396,

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

****NOTE: This is reconciled s. 25.36 (1). This SECTION has been affected by drafts
with the following LRB numbers: LRB-0328, LRB-0329.

15 **SECTION 4.** 45.16 of the statutes is amended to read:

16 **45.16 Burial allowance.** Each county veterans' service officer shall cause to
17 be interred in a decent and respectable manner in any cemetery in this state, other
18 than those used exclusively for the burial of paupers, the body of any person who was
19 living in the county at the time of death, meets the definition of a "veteran" under
20 s. ~~45.35 (5)~~ 45.001 (4) and who dies not leaving sufficient means to defray the
21 necessary expenses of a decent burial, or under financial circumstances that would
22 distress the person's family to pay the expenses of the burial, and the body of a spouse
23 or surviving spouse of the person who dies not leaving such means or under the same

1 financial circumstances and who was living in the county at the time of death, at an
2 expense to the county of not more than \$300 in addition to the burial allowance
3 payable under laws administered by the U.S. department of veterans affairs.

4 **SECTION 5.** 45.25 (1) of the statutes is created to read:

5 45.25 (1) DEFINITIONS. In this section:

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

7 (b) "Median household income" means the median family income for the state,
8 as determined annually by the U.S. department of housing and urban development.

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

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

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

13 (d) "Tuition," when referring to the University of Wisconsin System, means
14 "academic fees," as described in s. 36.27 (1), and when referring to the technical
15 colleges, means "program fees," as described in s. 38.24 (1m) (a) and (b).

16 **SECTION 6.** 45.25 (1g) of the statutes is repealed.

17 **SECTION 7.** 45.25 (1m) of the statutes is renumbered 45.25 (1m) (a) and
18 amended to read:

19 45.25 (1m) (a) The department shall administer a tuition reimbursement
20 program for eligible veterans enrolling as undergraduates in any institution of
21 higher education, ~~as defined in s. 45.396 (1) (a),~~ in this state, enrolling in a school that
22 is approved under s. 45.35 (9m), enrolling in a proprietary school that is approved
23 under s. 45.54, 38.50, enrolling in a public or private high school, or receiving a
24 waiver of nonresident tuition under s. 39.47.

****NOTE: This is reconciled s. 45.25 (1m) (a). This SECTION has been affected by drafts with the following LRB numbers: LRB-0328, LRB-1510.

1 **SECTION 8.** 45.25 (2) (intro.) (except 45.25 (2) (title)) of the statutes is
2 renumbered 45.25 (2) (a) (intro.).

3 **SECTION 9.** 45.25 (2) (a) of the statutes is renumbered 45.25 (2) (a) 1. and
4 amended to read:

5 45.25 (2) (a) 1. The annual income of the veteran and his or her spouse does not
6 exceed the amount under s. 45.396 (7) (a) median household income for the state.

7 **SECTION 10.** 45.25 (2) (c) of the statutes is renumbered 45.25 (2) (a) 2. and
8 amended to read:

9 45.25 (2) (a) 2. The veteran applies for the tuition reimbursement program for
10 courses begun within 10 years after separation from the service. This subdivision
11 does not apply to a veteran who is applying for reimbursement for ^{up to 60 credits of} part-time
12 classroom study. ^{Courses}

13 **SECTION 11.** 45.25 (2) (cm) of the statutes is created to read:

14 45.25 (2) (cm) A veteran is not eligible under this program if the veteran has
15 an undergraduate degree from any institution of higher education.

16 **SECTION 12.** 45.25 (2) (d) of the statutes is renumbered 45.25 (2) (a) 3.

17 **SECTION 13.** 45.25 (2) (e) of the statutes is repealed.

18 **SECTION 14.** 45.25 (3) (a) of the statutes is amended to read:

19 45.25 (3) (a) ~~Except as provided in par. (am), a~~ A veteran who meets the
20 eligibility requirements under sub. (2), may be reimbursed upon satisfactory
21 completion of ~~a full-time~~ an undergraduate semester in any institution of higher
22 education, ~~as defined in s. 45.396 (1) (a), in this state,~~ or upon satisfactory completion
23 of a course at any school that is approved under s. 45.35 (9m), any proprietary school

1 that is approved under s. 45.54, 38.50, any public or private high school, or any
2 institution from which the veteran receives a waiver of nonresident tuition under s.
3 39.47, may be reimbursed an amount. Except as provided in sub. (5), the amount of
4 reimbursement may not to exceed the total cost of the veteran's tuition minus any
5 grants or scholarships that the veteran receives specifically for the payment of the
6 tuition, or, if the tuition is for an undergraduate semester in any institution of higher
7 education, the standard cost of tuition for a state resident for an equivalent
8 undergraduate semester at the University of Wisconsin–Madison, whichever is less.
9 ~~Reimbursement is available only for tuition that is part of a curriculum that is~~
10 ~~relevant to a degree in a particular course of study at the institution.~~

****NOTE: This is reconciled s. 45.25 (3) (a). This SECTION has been affected by drafts
with the following LRB numbers: LRB-0328, LRB-1510.

11 **SECTION 15.** 45.25 (3) (am) of the statutes is repealed.

12 **SECTION 16.** 45.25 (3) (b) 1. of the statutes is amended to read:

13 45.25 (3) (b) 1. Be completed and received by the department no later than 60
14 days after the completion of the semester or course. The department may accept an
15 application received more than 60 days after the completion of the semester or course
16 if the applicant shows good cause for the delayed receipt.

17 **SECTION 17.** 45.25 (3) (c) of the statutes is amended to read:

18 45.25 (3) (c) Reimbursement provided under this section shall be paid from the
19 appropriation under s. 20.485 (2) (tf). If the amount of funds applied for exceeds the
20 amount available under s. 20.485 (2) (tf), the department may reduce the
21 reimbursement percentage, except to disabled veterans who are eligible for 100
22 percent of tuition and fees under sub. (5), or deny applications for reimbursement
23 that would otherwise qualify under this section. In those cases, the department shall

1 determine the reimbursement percentage, except to disabled veterans who are
2 eligible for 100 percent of tuition and fees under sub. (5), and eligibility on the basis
3 of the dates on which applications for reimbursement were received.

4 **SECTION 18.** 45.25 (3) (d) (intro.) of the statutes is amended to read:

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

9 **SECTION 19.** 45.25 (4) (a) of the statutes is renumbered 45.25 (4) (a) (intro.) and
10 amended to read:

11 45.25 (4) (a) (intro.) A ~~veteran is not eligible~~ veteran's eligibility for
12 reimbursement under sub. (2) ~~for more than 120 credits or 8 full semesters of~~
13 ~~full-time study at any institution of higher education, as defined in s. 45.396 (1) (a),~~
14 ~~in this state, 60 credits or 4 full semesters of full-time study at any institution of~~
15 ~~higher education, as defined in s. 45.396 (1) (a), in this state that offers a degree upon~~
16 ~~completion of 60 credits, or an equivalent amount of credits at a school that is~~
17 ~~approved under s. 45.35 (9m), at a proprietary school that is approved under s. 45.54,~~
18 38.50, at a public or private high school, or at an institution where he or she is
19 receiving a waiver of nonresident tuition under s. 39.47. is limited to the following:

****NOTE: This is reconciled s. 45.25 (4) (a) (intro.). This SECTION has been affected
by drafts with the following LRB numbers: LRB-0328, LRB-1510.

20 **SECTION 20.** 45.25 (4) (a) 1. to 3. of the statutes are created to read:

21 45.25 (4) (a) 1. If the veteran served on active duty, except service on active duty
22 for training purposes, for 90 to 180 days, the veteran may be reimbursed for a

1 maximum of 30 credits or 2 semesters, or an equivalent amount of credits or
2 semesters if at a school other than an institution of higher education.

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

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

11 **SECTION 21.** 45.25 (4) (c) of the statutes is amended to read:

12 45.25 (4) (c) A veteran may not receive reimbursement under sub. (2) for any
13 semester in which he or she is eligible for or received a grant under s. 21.49 or ~~45.396~~
14 under 10 USC 2007.

15 **SECTION 22.** 45.35 (4) (a) of the statutes is amended to read:

16 45.35 (4) (a) The secretary shall appoint under the classified service such
17 persons as are necessary to carry out the policy of the board and for the proper
18 conduct of the Wisconsin Veterans Museum. All persons appointed by the
19 department shall, if possible, be veterans as defined in sub. ~~(5)~~ 45.001 (4) and
20 preference shall be given to disabled veterans.

21 **SECTION 23.** 45.35 (5) of the statutes is repealed.

22 **SECTION 24.** 45.35 (8) (b) 4. of the statutes is repealed.

23 **SECTION 25.** 45.396 (title) of the statutes is repealed.

24 **SECTION 26.** 45.396 (1) of the statutes is repealed.

25 **SECTION 27.** 45.396 (2) of the statutes is repealed.

1 **SECTION 28.** 45.396 (3) of the statutes is renumbered 45.25 (1m) (b), and 45.25
2 (1m) (b) (intro.) and 1., as renumbered, are amended to read:

3 45.25 (1m) (b) (intro.) A veteran who is a resident of this state and otherwise
4 qualified to receive benefits under this section may receive the benefits under this
5 section upon the completion of any correspondence courses or part-time classroom
6 study from an institution of higher education located outside this state, from a school
7 that is approved under s. 45.35 (9m), or from a proprietary school that is approved
8 under s. 45.54 38.50, if any of the following applies:

 ****NOTE: This is reconciled s. 45.25 (1m) (b) (intro.). This SECTION has been
affected by drafts with the following LRB numbers: LRB-0328, LRB-1510.

9 1. The part-time classroom study is not offered within 50 miles of the veteran's
10 residence by any school or institution under ~~sub. (2)~~ par. (a) and the educational
11 institution from which the study is offered is located not more than 50 miles from the
12 boundary line of this state.

13 **SECTION 29.** 45.396 (4) of the statutes is repealed.

14 **SECTION 30.** 45.396 (5) of the statutes is repealed.

15 **SECTION 31.** 45.396 (5m) of the statutes is repealed.

16 **SECTION 32.** 45.396 (6) of the statutes is repealed.

17 **SECTION 33.** 45.396 (7) (a) of the statutes is repealed.

18 **SECTION 34.** 45.396 (7) (b) of the statutes is renumbered 45.25 (2) (bm).

19 **SECTION 35.** 45.396 (8) of the statutes is repealed.

20 **SECTION 36.** 45.396 (9) of the statutes is renumbered 45.25 (5) and amended
21 to read:

22 45.25 (5) DISABLED VETERAN ELIGIBILITY. A disabled veteran who meets the
23 requirements under this section and whose disability is rated at 30% or more under

1 38 USC 1114 or 1134 may be reimbursed for up to 100% of the cost of tuition and fees,
2 but that reimbursement is limited to 100% of the standard cost for a state resident
3 for tuition and fees for an equivalent undergraduate course at the University of
4 Wisconsin–Madison per course and ~~may not be provided to an individual more than~~
5 4 times during any consecutive 12-month period if the tuition and fees are for an
6 undergraduate semester in any institution of higher education.

7 **SECTION 37.** 45.397 (2) (cm) of the statutes is amended to read:

8 45.397 (2) (cm) The veteran requesting a grant has not received
9 reimbursement under s. 45.25 ~~or 45.396~~ for courses completed during the same
10 semester for which a grant would be received under this section.

11 **SECTION 38.** 45.43 (1) (am) of the statutes is amended to read:

12 45.43 (1) (am) Except as provided under par. (b), the county board may appoint
13 assistant county veterans' service officers who shall be Wisconsin residents who
14 served on active duty, other than active duty for training, under honorable conditions
15 in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces and
16 who meet at least one of the conditions listed in s. ~~45.35 (5) (a) 1. a. to d.~~ 45.001 (4)
17 (a) 1. a. to d. and at least one of the conditions listed in s. ~~45.35 (5) (a) 2. a. to c.~~ 45.001
18 (4) (a) 1. a. to d.

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

20 (1) **EDUCATIONAL GRANT PROGRAM EMERGENCY RULES.** The department of veterans
21 affairs may promulgate emergency rules under section 227.24 of the statutes
22 implementing section 45.25 of the statutes, as affected by this act. Notwithstanding
23 section 227.24 (1) (a) and (3) of the statutes, the department is not required to provide
24 evidence that promulgating a rule under this subsection as an emergency rule is
25 necessary for the preservation of public peace, health, safety, or welfare and is not

1 required to provide a finding of emergency for a rule promulgated under this
2 subsection.

3 **SECTION 9353. Initial applicability; veterans affairs.**

4 (1) EDUCATIONAL GRANT PROGRAM. The treatment of sections 16.75 (4) (d), 20.485
5 (2) (th), 25.36 (1), 45.16, 45.25 (1), (1g), (1m), (2) (intro.) (except 45.25 (2) (title)), (a),
6 (c), (cm), (d), and (e), (3) (a), (am), (b) 1., (c), and (d) (intro.), and (4) (c), 45.35 (4) (a)
7 and (8) (b) 4., 45.396 (title), (1), (2), (3), (4), (5), (5m), (6), (7) (a) and (b), (8), (9), 45.397
8 (2) (cm), and 45.43 (1) (am) of the statutes, the renumbering and amendment of
9 section 45.25 (4) (a) of the statutes, and the creation of section 45.25 (2) (cm) and (4)
10 (a) 1. to 3. of the statutes and SECTION 9153 (1) of this act first apply to courses
11 completed on the effective date of this subsection.

12

(END)