

**ASSEMBLY AMENDMENT 40,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2005 ASSEMBLY BILL 100**

June 21, 2005 – Offered by Representative GARD.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 26, line 11: delete lines 11 and 12 and substitute:

3 “(g) Subsection (1) does not apply to property that is subject to sale by the
4 department of veterans affairs under s. 45.32 (7).”.

5 **2.** Page 93, line 3: increase the dollar amount for fiscal year 2005–06 by
6 \$66,300 and increase the dollar amount for fiscal year 2006–07 by \$86,700 to
7 increase the authorized FTE positions for the department of public instruction by 1.0
8 GPR advanced placement consultant.

9 **3.** Page 118, line 16: decrease the dollar amount for fiscal year 2005–06 by
10 \$20,000 and decrease the dollar amount for fiscal year 2006–07 by \$175,000 to
11 decrease funding for the purpose for which the appropriation is made.

1 **4.** Page 120, line 15: increase the dollar amount for fiscal year 2005–06 by
2 \$20,000 and increase the dollar amount for fiscal year 2006–07 by \$175,000 to
3 increase funding for the purposes for which the appropriation is made.

4 **5.** Page 180, line 17: increase the dollar amount for fiscal year 2005–06 by
5 \$482,600 and increase the dollar amount for fiscal year 2006–07 by \$492,600 for the
6 purpose of increasing the FTE positions for the department of workforce
7 development by 1.2 FED positions on July 1, 2005, for apprenticeship standards and
8 to provide additional funding for apprenticeship programs.

9 **6.** Page 196, line 2: after that line insert:

10 “(dm) Military funeral honors GPR B 175,500 175,500”.

11 **7.** Page 196, line 17: delete that line.

12 **8.** Page 264, line 3: delete “(1m)” and substitute “(1mq)”.

13 **9.** Page 303, line 14: delete lines 14 to 25 and substitute:

14 “**SECTION 374m.** 20.485 (1) (go) of the statutes, as affected by 2005 Wisconsin
15 Act (Assembly Bill 210), is amended to read:

16 20.485 **(1)** (go) *Self-amortizing housing facilities; principal repayment and*
17 *interest.* From the moneys received for providing housing services at Wisconsin
18 veterans homes under s. 45.50 and the Northern Wisconsin Center for the
19 Developmentally Disabled, a sum sufficient to reimburse s. 20.866 (1) (u) for the
20 principal and interest costs incurred in acquiring, constructing, developing,
21 enlarging or improving housing facilities at Wisconsin veterans homes under s. 45.50
22 and the Northern Wisconsin Center for the Developmentally Disabled and to make
23 the payments determined by the building commission under s. 13.488 (1) (m) that are
24 attributable to the proceeds of obligations incurred in financing such facilities.”.

1 **10.** Page 304, line 1: delete lines 1 to 14 and substitute:

2 “**SECTION 375cm.** 20.485 (1) (q) of the statutes is created to read:

3 20.485 (1) (q) *Assistance to indigent residents.* From the veterans trust fund,
4 the amounts in the schedule for the payment of assistance to indigent veterans under
5 s. 45.43 to enable the veterans to reside at the Wisconsin Veterans Home at Union
6 Grove.

7 **SECTION 375dm.** 20.485 (2) (b) of the statutes is created to read:

8 20.485 (2) (b) *Housing vouchers for homeless veterans.* From the general fund,
9 the amounts in the schedule to provide housing vouchers to chronically homeless
10 veterans under s. 45.03 (13) (k). No moneys may be encumbered from the
11 appropriation under this paragraph after June 30, 2007.

12 **SECTION 375gm.** 20.485 (2) (f) of the statutes is created to read:

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

16 **11.** Page 304, line 22: delete the material beginning with that line and ending
17 with page 305, line 23, and substitute:

18 “**SECTION 377m.** 20.485 (2) (km) of the statutes is created to read:

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

1 **SECTION 378m.** 20.485 (2) (q) of the statutes is renumbered 20.485 (2) (dm) and
2 amended to read:

3 20.485 (2) (dm) *Military honors funerals.* Biennially, from the general fund,
4 the amounts in the schedule to provide military honors funerals for veterans under
5 s. 45.19 (1).

6 **SECTION 379m.** 20.485 (2) (th) of the statutes, as affected by 2005 Wisconsin
7 Act (Assembly Bill 210), is repealed.

8 **SECTION 380r.** 20.485 (2) (vg) of the statutes, as affected by 2005 Wisconsin Act
9 (Assembly Bill 210), is repealed.

10 **SECTION 381m.** 20.485 (2) (vm) of the statutes, as affected by 2005 Wisconsin
11 Act (Assembly Bill 210), is amended to read:

12 20.485 (2) (vm) *Subsistence aid Assistance to needy veterans.* The amounts in
13 the schedule for ~~payment of subsistence aid to veterans and their dependents under~~
14 payments under s. 45.40 (1).

15 **SECTION 382m.** 20.485 (2) (vz) of the statutes, as affected by 2005 Wisconsin
16 Act (Assembly Bill 210), is repealed.

17 **SECTION 384t.** 20.485 (4) (r) of the statutes, as affected by 2005 Wisconsin Act
18 (Assembly Bill 210), is amended to read:

19 20.485 (4) (r) *Cemetery energy costs.* From the veterans trust fund, the amounts
20 in the schedule to be used at the veterans memorial cemeteries operated under s.
21 45.61 for utilities and for fuel, heat and air conditioning and for costs incurred by or
22 on behalf of the department of veterans affairs under ~~ss. s.~~ s. 16.858 and 16.895.

23 **SECTION 385m.** 20.485 (5) (title) of the statutes is renumbered 20.292 (2) (title).

24 **SECTION 386f.** 20.485 (5) (g) of the statutes, as affected by 2005 Wisconsin Act
25 (Assembly Bill 210), is renumbered 20.292 (2) (g) and amended to read:

1 20.292 **(2)** (g) *Proprietary school programs.* The amounts in the schedule for
2 the examination and approval of proprietary school programs. All Ninety percent of
3 all moneys received from the issuance of solicitor’s permits under s. 39.90 (6) 38.50
4 (8) and from the fees under s. ~~39.90 (7)~~ 38.50 (10) shall be credited to this
5 appropriation account.”.

6 **12.** Page 305, line 24: delete the material beginning with that line and ending
7 with page 306, line 7, and substitute:

8 “**SECTION 387m.** 20.485 (5) (gm) of the statutes, as affected by 2005 Wisconsin
9 Act (Assembly Bill 210), is renumbered 20.292 (2) (gm) and amended to read:

10 20.292 **(2)** (gm) *Student protection.* All moneys received from the fees received
11 under s. ~~39.90 (7)~~ 38.50 (10) (c) 4. and all moneys transferred under 2005 Wisconsin
12 Act (this act), section 9246 (1mq), from the appropriation account under par. (g),
13 for the purpose of indemnifying students, parents, or sponsors under s. ~~39.90 (7) (a)~~
14 38.50 (10) (a) and for the purpose of preserving under s. 38.50 (11) the student records
15 of schools, as defined in s. 38.50 (11) (a) 2., that have discontinued their operations.

16 **SECTION 388d.** 20.485 (5) (h) of the statutes is repealed.”.

17 **13.** Page 314, line 10: delete lines 10 to 12 and substitute:

18 “**SECTION 423g.** 20.505 (8) (hm) 13m. of the statutes is created to read:

19 20.505 **(8)** (hm) 13m. The amount transferred to s. 20.485 (2) (km) shall be the
20 amount in the schedule under s. 20.485 (2) (km).”.

21 **14.** Page 353, line 3: delete lines 3 to 22 and substitute:

22 “**SECTION 529g.** 25.36 (1) of the statutes, as affected by 2005 Wisconsin Act

23 (Assembly Bill 210), is amended to read:

1 25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred
2 by law shall constitute the veterans trust fund which shall be used for the lending
3 of money to the mortgage loan repayment fund under s 45.37 (5) (a) 12. and for the
4 veterans programs under ss. 20.485 (2) (m), (mn), (tm), (u), (v), (vo), (vy), (~~vz~~), (w),
5 (z), and (zm), 45.03 (19), 45.07, 45.20, 45.21, 45.40 (1), 45.41, 45.42, 45.43, and 45.82
6 and administered by the department of veterans affairs, including all moneys
7 received from the federal government for the benefit of veterans or their dependents;
8 all moneys paid as interest on and repayment of loans under the post-war
9 rehabilitation fund; soldiers rehabilitation fund, veterans housing funds as they
10 existed prior to July 1, 1961; all moneys paid as interest on and repayment of loans
11 under this fund; all moneys paid as expenses for, interest on, and repayment of
12 veterans trust fund stabilization loans under s. 45.356, 1995 stats.; all moneys paid
13 as expenses for, interest on, and repayment of veterans personal loans; the net
14 proceeds from the sale of mortgaged properties related to veterans personal loans;
15 all mortgages issued with the proceeds of the 1981 veterans home loan revenue bond
16 issuance purchased with moneys in the veterans trust fund; all moneys received from
17 the state investment board under s. 45.42 (8) (b); all moneys received from the
18 veterans mortgage loan repayment fund under s. 45.37 (7) (a) and (c); and all gifts
19 of money received by the board of veterans affairs for the purposes of this fund.”.

20 **15.** Page 372, line 19: delete lines 19 to 23 and substitute:

21 “**SECTION 588m.** 29.506 (7m) (a) of the statutes, as affected by 2005 Wisconsin
22 Act (Assembly Bill 210), is amended to read:

23 29.506 (7m) (a) The department shall issue a taxidermy school permit to a
24 person who applies for the permit; who, on August 15, 1991, holds a valid

1 taxidermist permit issued under this section; and who, on August 15, 1991, operates
2 a taxidermy school approved by the educational approval board under s. ~~39.90~~
3 38.50.”.

4 **16.** Page 388, line 4: delete lines 4 to 11 and substitute:

5 “**SECTION 698m.** 36.27 (2) (b) 4. of the statutes, as affected by 2005 Wisconsin
6 Act (Assembly Bill 210), is amended to read:

7 36.27 (2) (b) 4. A person who was a resident of this state at the time of entry
8 into active duty, who is a resident of and living in this state at the time of registering
9 at an institution, and who is a veteran, as defined in s. 45.01 (12), ~~and who is a~~
10 ~~resident for purposes of receiving benefits under ch. 45,~~ is entitled to the exemption
11 under par. (a).”.

12 **17.** Page 391, line 20: delete lines 20 and 21 and substitute “credits or 8
13 semesters, whichever is longer, less the amount of any academic fees or segregated
14 fees paid under 10 USC 2107 (c) or 38 USC 3104 (a) (7) (A), to any student who is a
15 veteran.”.

16 **18.** Page 400, line 16: delete “federal tuition reimbursement” and substitute
17 “fees paid under 10 USC 2107 (c) or 38 USC 3104 (a) (7) (A)”.

18 **19.** Page 403, line 21: delete the material beginning with that line and ending
19 with page 405, line 18, and substitute:

20 “**SECTION 725g.** 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.

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

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

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

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

1 the subjects of those student records or the authorized representatives of those
2 persons, the association shall take possession of those student records.

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

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

19 **20.** Page 408, line 12: after that line insert:

20 “**SECTION 735b.** Subchapter V (title) of chapter 39 [precedes 39.90] of the
21 statutes, as created by 2005 Wisconsin Act (Assembly Bill 210), is repealed.

22 **SECTION 735c.** 39.90 (title) of the statutes, as created by 2005 Wisconsin Act
23 (Assembly Bill 210), is renumbered 38.50 (title).

1 **SECTION 735d.** 39.90 (1) (intro.) of the statutes, as created by 2005 Wisconsin
2 Act (Assembly Bill 210), is renumbered 38.50 (1) (intro.).

3 **SECTION 735e.** 39.90 (1) (a) of the statutes, as created by 2005 Wisconsin Act
4 (Assembly Bill 210), is renumbered 38.50 (1) (a) and amended to read:

5 38.50 (1) (a) “~~Board~~” Notwithstanding s. 38.01 (2), “board” means the
6 educational approval board.

7 **SECTION 735f.** 39.90 (1) (b) of the statutes, as created by 2005 Wisconsin Act
8 (Assembly Bill 210), is renumbered 38.50 (1) (b).

9 **SECTION 735g.** 39.90 (1) (c) of the statutes, as created by 2005 Wisconsin Act
10 (Assembly Bill 210), is renumbered 38.50 (1) (c).

11 **SECTION 735h.** 39.90 (1) (d) of the statutes, as created by 2005 Wisconsin Act
12 (Assembly Bill 210), is renumbered 38.50 (1) (d).

13 **SECTION 735i.** 39.90 (1) (e) of the statutes, as created by 2005 Wisconsin Act
14 (Assembly Bill 210), is renumbered 38.50 (1) (e).

15 **SECTION 735j.** 39.90 (1) (f) of the statutes, as created by 2005 Wisconsin Act
16 (Assembly Bill 210), is renumbered 38.50 (1) (f).

17 **SECTION 735k.** 39.90 (1) (g) of the statutes, as created by 2005 Wisconsin Act
18 (Assembly Bill 210), is renumbered 38.50 (1) (g).

19 **SECTION 735km.** 39.90 (2) of the statutes, as created by 2005 Wisconsin Act
20 (Assembly Bill 210), is renumbered 38.50 (2).

21 **SECTION 735m.** 39.90 (3) of the statutes, as created by 2005 Wisconsin Act
22 (Assembly Bill 210), is renumbered 38.50 (3).

23 **SECTION 735n.** 39.90 (4) of the statutes, as created by 2005 Wisconsin Act
24 (Assembly Bill 210), is renumbered 38.50 (5) and amended to read:

1 **38.50 (5) EMPLOYEES, QUARTERS.** The board shall employ a person to perform
2 the duties of an executive secretary and any other persons under the classified
3 service that may be necessary to carry out the board’s responsibilities. The person
4 performing the duties of the executive secretary shall be in charge of the
5 administrative functions of the board. The board shall, to the maximum extent
6 practicable, keep its office with the ~~department of veterans affairs~~ technical college
7 system board.

8 **SECTION 735o.** 39.90 (5) of the statutes, as created by 2005 Wisconsin Act
9 (Assembly Bill 210), is renumbered 38.50 (7).

10 **SECTION 735p.** 39.90 (6) of the statutes, as created by 2005 Wisconsin Act
11 (Assembly Bill 210), is renumbered 38.50 (8), and 38.50 (8) (b) and (c) 5., as
12 renumbered, are amended to read:

13 **38.50 (8) (b) *Solicitor’s permit.*** The application for a solicitor’s permit shall be
14 made on a form furnished by the board and shall be accompanied by a fee and a surety
15 bond acceptable to the board in the sum of \$2,000. The board shall, by rule, specify
16 the amount of the fee for a solicitor’s permit. The bond may be continuous and shall
17 be conditioned to provide indemnification to any student suffering loss as the result
18 of any fraud or misrepresentation used in procuring his or her enrollment or as a
19 result of the failure of the school to perform faithfully the agreement the solicitor
20 made with the student, and may be supplied by the solicitor or by the school itself
21 either as a blanket bond covering each of its solicitors in the amount of \$2,000 or the
22 surety bond under sub. ~~(5)~~ (7) (i). Upon approval of a permit, the board shall issue
23 an identification card to the solicitor giving his or her name and address, the name
24 and address of the employing school, and certifying that the person whose name
25 appears on the card is authorized to solicit students for the school. A permit shall

1 be valid for one year from the date issued. Liability under this paragraph of the
2 surety on the bond for each solicitor covered by the bond shall not exceed the sum of
3 \$2,000 as an aggregate for any and all students for all breaches of the conditions of
4 the bond. The surety of a bond may cancel the bond upon giving 30 days' notice in
5 writing to the board and shall be relieved of liability under this paragraph upon
6 giving the notice for any breach of condition occurring after the effective date of the
7 cancellation. An application for renewal shall be accompanied by a fee, a surety bond
8 acceptable to the board in the sum of \$2,000 if a continuous bond has not been
9 furnished, and such information as the board requests of the applicant. The board
10 shall, by rule, specify the amount of the fee for renewal of a solicitor's permit.

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

14 **SECTION 735q.** 39.90 (7) (title) of the statutes, as created by 2005 Wisconsin Act
15 (Assembly Bill 210), is renumbered 38.50 (10) (title).

16 **SECTION 735r.** 39.90 (7) (a) of the statutes, as created by 2005 Wisconsin Act
17 (Assembly Bill 210), is renumbered 38.50 (10) (a) and amended to read:

18 **38.50 (10) (a) Authority.** All proprietary schools shall be examined and
19 approved by the board before operating in this state. Approval shall be granted to
20 schools meeting the criteria established by the board for a period not to exceed one
21 year. No school may advertise in this state unless approved by the board. All
22 approved schools shall submit quarterly reports, including information on
23 enrollment, number of teachers and their qualifications, course offerings, number of
24 graduates, number of graduates successfully employed, and such other information
25 as the board considers necessary. If a school closure results in losses to students,

1 parents, or sponsors, the board may authorize the full or partial payment of those
2 losses from the appropriation under s. ~~20.485 (5)~~ 20.292 (2) (gm).

3 **SECTION 735s.** 39.90 (7) (b) of the statutes, as created by 2005 Wisconsin Act
4 (Assembly Bill 210), is renumbered 38.50 (10) (b).

5 **SECTION 735t.** 39.90 (7) (c) of the statutes, as created by 2005 Wisconsin Act
6 (Assembly Bill 210), is renumbered 38.50 (10) (c).

7 **SECTION 735u.** 39.90 (7) (cm) of the statutes, as created by 2005 Wisconsin Act
8 (Assembly Bill 210), is renumbered 38.50 (10) (cm).

9 **SECTION 735v.** 39.90 (7) (d) of the statutes, as created by 2005 Wisconsin Act
10 (Assembly Bill 210), is renumbered 38.50 (10) (d).

11 **SECTION 735w.** 39.90 (7) (e) of the statutes, as created by 2005 Wisconsin Act
12 (Assembly Bill 210), is renumbered 38.50 (10) (e).

13 **SECTION 735x.** 39.90 (7) (f) of the statutes, as created by 2005 Wisconsin Act
14 (Assembly Bill 210), is renumbered 38.50 (10) (f).”.

15 **21.** Page 409, line 21: delete the material beginning with that line and ending
16 with page 427, line 6, and substitute:

17 “**SECTION 745b.** 45.03 (5) (c) 1. a. of the statutes, as affected by 2005 Wisconsin
18 Act (Assembly Bill 210), is amended to read:

19 45.03 (5) (c) 1. a. Without limitation by reason of any other provisions of the
20 statutes except s. 16.848, unless otherwise required by law, the power to sell and to
21 convey title in fee simple to a nonprofit corporation any land and any existing
22 buildings owned by the state that are under the jurisdiction of the department for
23 the consideration and upon the terms and conditions as in the judgment of the board
24 are in the public interest.

1 **SECTION 745d.** 45.03 (13) (j) of the statutes is created to read:

2 45.03 **(13)** (j) Provide grants to eligible persons who administer a program to
3 identify, train, and place volunteers at the community level who will assist national
4 guard members, members of the U.S. armed forces or forces incorporated in the U.S.
5 armed forces, and their spouses and dependents, who return to this state after
6 serving on active duty. The department shall make available to the volunteers,
7 veterans, and their spouses and dependents, a packet of information about the
8 benefits that they may be eligible to receive from the state or federal government.
9 This paragraph does not apply after June 30, 2007.

10 **SECTION 745f.** 45.03 (13) (k) of the statutes is created to read:

11 45.03 **(13)** (k) Provide \$117,300 in 2005–06 and \$117,300 in 2006–07 to a
12 housing authority in a 1st class city in a county with a population of at least 500,000
13 to supplement the housing costs of chronically homeless veterans and their families
14 if the housing authority does all of the following:

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

18 2. Uses at least 50 percent of the money for supplementing temporary privately
19 owned rental housing costs and the remainder for subsidizing public rental housing
20 costs.

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

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

- 1 b. The size of the veterans' households.
- 2 c. The amount of the supplement and time that the supplement was provided
- 3 to each veteran's household.
- 4 d. The housing status of the assisted veteran's household at the time the
- 5 supplement ended.
- 6 e. Any other information that the department considers necessary to evaluate
- 7 the program.

8 **SECTION 745h.** 45.03 (13) (L) of the statutes is created to read:

9 45.03 (13) (L) Provide verification to the educational institution of the

10 information required under s. 36.27 (3p) (a) or 38.24 (8) (a).

11 **SECTION 745i.** 45.03 (13) (m) of the statutes is created to read:

12 45.03 (13) (m) Provide verification to the educational institution of the

13 information required under s. 36.27 (3n) (a) or 38.24 (7) (a).

14 **SECTION 745j.** 45.03 (13) (n) of the statutes is created to read:

15 45.03 (13) (n) Provide verification to the department of revenue of the

16 information required under s. 71.07 (6e) (a) 2. or 3.

17 **SECTION 746g.** 45.20 of the statutes, as affected by 2005 Wisconsin Act

18 (Assembly Bill 210), is repealed and recreated to read:

19 **45.20 Tuition reimbursement. (1) DEFINITIONS.** In this section:

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

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

22 1. Enrollment in courses for which no more than 11 semester or the equivalent

23 trimester or quarter credits will be given upon satisfactory completion.

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

1 (d) “Tuition,” when referring to the University of Wisconsin System, means
2 academic fees and segregated fees; when referring to the technical colleges, means
3 “program fees” and “additional fees” as described in s. 38.24 (1m) and (1s); and when
4 referring to a high school, a school that is approved under s. 45.03 (11), or a
5 proprietary school that is approved under s. 38.50, means the charge for the courses
6 for which a person is enrolled.

7 (2) TUITION REIMBURSEMENT PROGRAM. (a) *Administration.* 1. The department
8 shall administer a tuition reimbursement program for eligible veterans enrolling as
9 undergraduates in any institution of higher education in this state, enrolling in a
10 school that is approved under s. 45.03 (11), enrolling in a proprietary school that is
11 approved under s. 38.50, enrolling in a public or private high school, or receiving a
12 waiver of nonresident tuition under s. 39.47.

13 2. A veteran who is a resident of this state and otherwise qualified to receive
14 benefits under this subsection may receive the benefits under this subsection upon
15 the completion of any correspondence courses or part–time classroom study from an
16 institution of higher education located outside this state, from a school that is
17 approved under s. 45.03 (11), or from a proprietary school that is approved under s.
18 38.50, if any of the following applies:

19 a. The part–time classroom study is not offered within 50 miles of the veteran’s
20 residence by any school or institution under this paragraph and the educational
21 institution from which the study is offered is located not more than 50 miles from the
22 boundary line of this state.

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

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

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

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

7 c. The veteran is a resident at the time of application for the program and was
8 a Wisconsin resident at the time of entry into service or was a resident for any
9 consecutive 12-month period after entry into service and before the date of his or her
10 application. If a person applying for a benefit under this subsection meets the
11 residency requirement of 12 consecutive months, the department may not require
12 the person to reestablish that he or she meets that residency requirement when he
13 or she later applies for any other benefit under this chapter that requires that
14 residency.

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

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

19 (c) *Program benefits.* 1. A veteran who meets the eligibility requirements
20 under par. (b) 1. may be reimbursed upon satisfactory completion of an
21 undergraduate semester in any institution of higher education in this state, or upon
22 satisfactory completion of a course at any school that is approved under s. 45.03 (11),
23 any proprietary school that is approved under s. 38.50, any public or private high
24 school, or any institution from which the veteran receives a waiver of nonresident
25 tuition under s. 39.47. Except as provided in par. (e), the amount of reimbursement

1 may not exceed the total cost of the veteran's tuition minus any grants or
2 scholarships that the veteran receives specifically for the payment of the tuition, or,
3 if the tuition is for an undergraduate semester in any institution of higher education,
4 the standard cost of tuition for a state resident for an equivalent undergraduate
5 semester at the University of Wisconsin–Madison, whichever is less.

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

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

12 b. Contain the information necessary to establish eligibility as determined by
13 the department.

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

15 d. Contain the signatures of both the applicant and a representative of the
16 institution or school certifying that the applicant has satisfactorily completed the
17 semester.

18 3. Reimbursement provided under this subsection 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 par. (e), or deny applications for reimbursement
23 that would otherwise qualify under this subsection. In those cases, the department
24 shall determine the reimbursement percentage, except to disabled veterans who are

1 eligible for 100 percent of tuition and fees under par. (e), and eligibility on the basis
2 of the dates on which applications for reimbursement were received.

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

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

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

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

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

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

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

13 b. A statement that the veteran is not delinquent in child support or
14 maintenance payments and does not owe past support, medical expenses or birth
15 expenses, signed by the department of workforce development or its designee within
16 7 working days before the date of the application.

17 3. A veteran may not receive reimbursement under this subsection for any
18 semester in which he or she is eligible for or received a grant under s. 21.49 or under
19 10 USC 2007.

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

23 (e) *Disabled veteran eligibility.* A disabled veteran who meets the requirements
24 under this subsection and whose disability is rated at 30% or more under 38 USC
25 1114 or 1134 may be reimbursed for up to 100% of the cost of tuition and fees, but that

1 reimbursement is limited to 100% of the standard cost for a state resident for tuition
2 and fees for an equivalent undergraduate course at the University of
3 Wisconsin–Madison per course if the tuition and fees are for an undergraduate
4 semester in any institution of higher education.

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

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

16 **SECTION 746r.** 45.21 (2) (a) of the statutes, as affected by 2005 Wisconsin Act
17 (Assembly Bill 210), is amended to read:

18 45.21 (2) (a) The veteran is enrolled in a training course in a technical college
19 under ch. 38 or in a proprietary school in the state approved by the educational
20 approval board under s. ~~39.90~~ 38.50, other than a proprietary school offering a
21 4-year degree or 4-year program, or is engaged in a structured on-the-job training
22 program that meets program requirements promulgated by the department by rule.

23 **SECTION 763p.** 45.31 (9) of the statutes, as affected by 2005 Wisconsin Act
24 (Assembly Bill 210), is amended to read:

1 45.31 (9) “Home” means a building or portion of a building used as the veteran’s
2 principal place of ~~by the veteran as a~~ residence, and includes condominiums and
3 income-producing property, a portion of which is used as a principal place of
4 residence by the veteran, and the land, including existing improvements,
5 appertaining to the building.

6 **SECTION 763q.** 45.31 (15) of the statutes is created to read:

7 45.31 (15) “Qualified veterans’ mortgage bonds” means federally tax-exempt
8 bonds issued under the authority of 26 USC 143.

9 **SECTION 763r.** 45.33 (1) (d) of the statutes is created to read:

10 45.33 (1) (d) Any person who has completed 6 continuous years of service under
11 honorable conditions in the army or air national guard or in any reserve component
12 of the U.S. armed forces, and who is living in this state at the time of his or her
13 application for benefits.

14 **SECTION 763s.** 45.34 (1) (c) of the statutes, as affected by 2005 Wisconsin Act
15 (Assembly Bill 210), is amended to read:

16 45.34 (1) (c) A loan of ~~not more than \$25,000~~ to improve a home, including the
17 construction of a garage or the removal or other alteration of existing improvements
18 that were made to improve the accessibility of a home for a permanently and totally
19 disabled individual.

20 **SECTION 763t.** 45.34 (1) (d) of the statutes, as affected by 2005 Wisconsin Act
21 (Assembly Bill 210), is repealed and recreated to read:

22 45.34 (1) (d) Refinancing the balance due on an indebtedness that was incurred
23 for a use designated in pars. (a) to (c).

24 **SECTION 763u.** 45.34 (2) (b) 1. of the statutes, as affected by 2005 Wisconsin Act
25 (Assembly Bill 210), is amended to read:

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

4 **SECTION 763v.** 45.34 (3) of the statutes is created to read:

5 45.34 (3) QUALIFIED VETERANS MORTGAGE BONDS. If the source of the funding for
6 a loan under this subchapter is the proceeds of a qualified veterans mortgage bond,
7 the department shall apply any applicable requirements of the Internal Revenue
8 Code in determining a person's eligibility for a loan to assure that the bonds are
9 exempt from federal tax.

10 **SECTION 795c.** 45.40 of the statutes, as affected by 2005 Wisconsin Act
11 (Assembly Bill 210), is repealed and recreated to read:

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

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

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

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

9 (c) The department may not provide health care aid under this subsection
10 unless the aid recipient’s health care provider agrees to accept, as full payment for
11 the health care provided, the amount of the payment, the amount of the recipient’s
12 health insurance or other 3rd–party payments, if any, and the amount that the
13 department determines the veteran is capable of paying. The department may not
14 pay health care aid under this subsection if the liquid assets of the veteran are in
15 excess of \$1,000.

16 **(2m)** DEPENDENTS ELIGIBILITY. (a) The unremarried spouse and dependent
17 children of a veteran who died on active duty, or in the line of duty while on active
18 or inactive duty for training purposes, in the U.S. armed forces or forces incorporated
19 in the U.S. armed forces are eligible to receive payments under subs. (1) and (2) if the
20 household income of those persons does not exceed the income limitations
21 established under sub. (3m).

22 (b) The spouse and dependent children of a member of the U.S. armed forces
23 or of the Wisconsin national guard who has been activated or deployed to serve in the
24 U.S. armed forces who are residents of this state, who have suffered a loss of income
25 due to that activation or deployment, and who experience an economic emergency

1 during the member's activation or deployment are eligible to receive assistance
2 under subs. (1) and (2).

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

5 **(3m) RULES.** The department shall promulgate rules establishing eligibility
6 criteria and household income limits for payments under subs. (1), (2), and (2m).

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

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

24 **SECTION 795d.** 45.42 (2) of the statutes, as affected by 2005 Wisconsin Act
25 (Assembly Bill 210), is amended to read:

1 45.42 (2) The department may lend a veteran, a veteran's unremarried
2 surviving spouse, or a deceased veteran's child not more than \$25,000, or a lesser
3 amount established by the department under sub. (9). The department may
4 prescribe loan conditions, but the term of the loan may not exceed 10 years, or a
5 shorter term established by the department under sub. (12). The department shall
6 ensure that the proceeds of any loan made under this section shall first be applied
7 to pay any delinquent child support or maintenance payments owed by the person
8 receiving the loan and then to pay any past support, medical expenses, or birth
9 expenses owed by the person receiving the loan.

10 **SECTION 795e.** 45.42 (12) of the statutes is created to read:

11 45.42 (12) Subject to the limit established in sub. (2), the department may
12 periodically adjust the maximum term limits for loans based upon financial market
13 conditions, funds available, needs of the veterans trust fund, or other factors that the
14 department considers relevant.

15 **SECTION 795f.** 45.50 (6) (a) of the statutes, as affected by 2005 Wisconsin Act
16 (Assembly Bill 210), is amended to read:

17 45.50 (6) (a) The department may enter into agreements for furnishing and
18 charging for water and sewer service from facilities constructed at and for veterans
19 homes to public and private properties lying in the immediate vicinity of veterans
20 homes.

21 **SECTION 795g.** 45.51 (3) (b) of the statutes, as affected by 2005 Wisconsin Act
22 ...(Assembly Bill 210), is amended to read:

23 45.51 (3) (b) Spouses, surviving spouses, and parents derive their eligibility
24 from the eligibility of the person under sub. (2) (a) 1. or 2. Surviving spouses and
25 parents of eligible persons under sub. (2) (a) 1. or 2. ~~are~~ shall not be eligible for

1 ~~admission only to a skilled nursing facility at a veterans home~~ for admission to the
2 Wisconsin Veterans Home at Union Grove or the Wisconsin Veterans Home at King
3 unless a home's overall occupancy level is below an optimal level as determined by
4 the board.

5 **SECTION 795h.** 45.51 (10) (b) of the statutes, as affected by 2005 Wisconsin Act
6 (Assembly Bill 210), is amended to read:

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

14 **SECTION 816r.** 45.60 (2) of the statutes, as affected by 2005 Wisconsin Act
15 (Assembly Bill 210), is repealed.

16 **SECTION 824m.** 45.82 (4) of the statutes, as affected by 2005 Wisconsin Act
17 ...(Assembly Bill 210), is amended to read:

18 45.82 (4) The department shall provide grants to the governing bodies of
19 federally recognized American Indian tribes and bands from the appropriation
20 under s. 20.485 (2) ~~(vz)~~ (km) if that governing body enters into an agreement with
21 the department regarding the creation, goals, and objectives of a tribal veterans
22 service officer, appoints a veteran to act as a tribal veterans service officer, and gives
23 that veteran duties similar to the duties described in s. 45.80 (5), except that the
24 veteran shall report to the governing body of the tribe or band. The department may

1 make annual grants of up to ~~\$2,500~~ \$8,500 under this subsection and shall
2 promulgate rules to implement this subsection.”.

3 **22.** Page 444, line 21: delete the material beginning with “a Community” and
4 ending with “Program” on line 22 and substitute “a community integration
5 program”.

6 **23.** Page 453, line 25: delete “a Community Integration Program” and
7 substitute “a community integration program”.

8 **24.** Page 535, line 18: delete “2007” and substitute “2010”.

9 **25.** Page 546, line 23: delete “**1360s**” and substitute “**1260s**”.

10 **26.** Page 616, line 14: delete “(5b), (5g)” and substitute “(5b), and (5g)”.

11 **27.** Page 732, line 20: on lines 20 and 22, delete “(6) (cr)” and substitute “(3)
12 (cr)”.

13 **28.** Page 758, line 19: delete “\$4,160” and substitute “\$4,610”.

14 **29.** Page 887, line 9: delete “at least”.

15 **30.** Page 887, line 18: substitute “and” for “or”.

16 **31.** Page 888, line 6: delete “up to”.

17 **32.** Page 890, line 6: after that line insert:

18 “**(5m)** RULES. The department shall promulgate rules for the administration
19 of the program under this section.”.

20 **33.** Page 958, line 16: substitute “shall” for “may”.

21 **34.** Page 994, line 16: delete “In” and substitute:

22 “(a) Except as provided in paragraph (b), in”.

1 **35.** Page 994, line 20: after that line insert:

2 “(b) If the village of new Glarus agrees with the department of transportation
3 that a lower cost improvement project would provide substantially similar safety
4 enhancements as the project described in par. (a), the department of transportation
5 may construct the lower cost improvement project instead of constructing the project
6 described in par. (a).”.

7 **36.** Page 997, line 24: delete “\$480,000” and substitute “\$576,000”.

8 **37.** Page 1006, line 15: delete the material beginning with that line and
9 ending with page 1007, line 2, and substitute:

10 “(1) TUITION REIMBURSEMENT PROGRAM EMERGENCY RULES. The department of
11 veterans affairs may promulgate emergency rules under section 227.24 of the
12 statutes implementing section 45.20 of the statutes, as affected by this act.
13 Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not
14 required to provide evidence that promulgating a rule under this subsection as an
15 emergency rule is necessary for the preservation of public peace, health, safety, or
16 welfare and is not required to provide a finding of emergency for a rule promulgated
17 under this subsection.

18 “(1f) PAYMENT OF CERTAIN TUITION AND PART-TIME CLASSROOM COURSES. From the
19 appropriation account under section 20.485 (2) (tf) of the statutes, the department
20 of veterans affairs may expend not more than \$1,020,000 in fiscal year 2005–06 to
21 fund payments under sections 45.25 and 45.396, 2003 stats., for course work
22 completed before July 1, 2005.”.

23 **38.** Page 1007, line 12: delete lines 12 to 19 and substitute:

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

9 **39.** Page 1025, line 1: delete lines 1 to 8 and substitute:

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

18 **40.** Page 1025, line 23: delete lines 23 to 25 and substitute:

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

22 **41.** Page 1037, line 1: delete “(1) (e)” and substitute “(1) (ce)”.

23 **42.** Page 1040, line 15: delete lines 15 to 22 and substitute:

