

2005 DRAFTING REQUEST

Bill

Received: **09/08/2005**

Received By: **mlief**

Wanted: **As time permits**

Identical to LRB:

For: **Mary Lazich (608) 266-5400**

By/Representing: **carol**

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

Drafter: **mlief**

May Contact:

Addl. Drafters: **pgrant**

Subject: **Higher Education - tech. college
Higher Education - miscellaneous
Higher Education - UW System**

Extra Copies: **GMM**

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Registration priority for veterans

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mlief 09/08/2005	wjackson 09/08/2005		_____			
/1	pgrant 09/28/2005	wjackson 09/29/2005	jfrantze 09/08/2005	_____	sbasford 09/08/2005		
/2			rschluet 09/29/2005	_____	lnorthro 09/29/2005	mbarman 11/11/2005	
				_____	mbarman		

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

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FE Sent For:

<END>

e-mail
only

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Higher Education - UW System**

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PAN**

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1/?	mlief	1/1 WLj 9/8	J 9/8	J/Ch 9/8			

FE Sent For:

<END>

MJL & PG

3624/1

LRB-2040/1

PG/MJL/GMM:wjl:pg

↑
stays

D-N

Due TODAY

9/8

2005 ASSEMBLY BILL 378

April 27, 2005 - Introduced by Representatives MUSSER, GARD, KREIBICH, BALLWEG, NASS, TOWNS, BOYLE, PETTIS, PETROWSKI, J. FITZGERALD, PRIDEMORE, VAN ROY, GUNDERSON, AINSWORTH, LEMAHIEU, HAHN, CULLEN, KRAWCZYK, VOS, OWENS, BIES, FREESE, GUNDRUM, WOOD, HINES, DAVIS, MCCORMICK, ALBERS, OTT, HUNDERTMARK, POCAN and SUDER, cosponsored by Senators KEDZIE, LEIBHAM, BRESKE, DARLING, HANSEN, LASSA ROESSLER and GROTHMAN. Referred to Committee on Military Affairs.

Regen

- 1 AN ACT *to renumber and amend* 39.48; *to amend* 36.11 (47) (intro.) and 38.12
- 2 (13) (intro.); and *to create* 39.48 (1) of the statutes; **relating to:** college
- 3 reenrollment *and registration priority* of persons called into active military service.

Analysis by the Legislative Reference Bureau

Current law requires public colleges and universities, including technical colleges, to allow a student who is forced to withdraw from school after September 11, 2001, because he or she is called into active military service to reimburse the student for tuition, fees, and prorated room and board or to grant the student an incomplete and allow the student to complete the courses within six months of leaving service without paying additional tuition or fees. Current law requires a private college or university to grant such a student an incomplete and allow the student to complete the courses within six months of leaving service, without paying additional tuition or fees, but does not give a private college or university the option of reimbursing tuition, fees, and prorated room and board instead of granting an incomplete and permitting the student to complete the course.

This bill requires the colleges and universities, in addition to the protections described above, to reenroll the student beginning in the semester following his or her military discharge or the next succeeding semester, whichever the student prefers.

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

and to give the student the same priority in registering for courses that the student would have had had * he or she registered for courses at the beginning of the registration period

ASSEMBLY BILL 378

SECTION 1

1 SECTION 1. 36.11 (47) (intro.) of the statutes is amended to read:

2 36.11 (47) ARMED FORCES. (intro.) If a student who is ~~a resident of Wisconsin~~
3 and a member of a national guard or a member of a reserve unit of the U.S. armed
4 forces withdraws from school after September 11, 2001, because he or she is called
5 into state active duty ~~under ch. 21~~ or into active service with the U.S. armed forces
6 for at least 30 days, the board shall reenroll the student beginning in the semester
7 following his or her discharge from active duty or the next succeeding semester,
8 whichever the student prefers, ^{INSA ✓} and, at the student's request, do one of the following
9 for all courses from which the student had to withdraw:

10 SECTION 2. 38.12 (13) (intro.) of the statutes is amended to read:

11 38.12 (13) ARMED FORCES. (intro.) If a student who is ~~a resident of Wisconsin~~
12 and a member of a national guard or a member of a reserve unit of the U.S. armed
13 forces withdraws from school after September 11, 2001, because he or she is called
14 into state active duty ~~under ch. 21~~ or into active service with the U.S. armed forces
15 for at least 30 days, the district board shall reenroll the student beginning in the
16 semester following his or her discharge from active duty or the next succeeding
17 semester, whichever the student prefers, ^{INSA ✓} and, at the student's request, do one of the
18 following for all courses from which the student had to withdraw:

19 SECTION 3. 39.48 of the statutes is renumbered 39.48 (intro.) and amended to
20 read:

21 **39.48 Armed forces.** (intro.) If a student who is ~~a resident of Wisconsin~~ and
22 a member of a national guard or a member of a reserve unit of the U.S. armed forces
23 withdraws from a private nonprofit college or university located in this state after
24 September 11, 2001, because he or she is called into state active duty ~~under ch. 21~~

ASSEMBLY BILL 378

1 or into active service with the U.S. armed forces for at least 30 days, the college or
2 university shall, at the student's request, grant do all of the following:

3 (2) Grant the student an incomplete in all of the courses from which the student
4 had to withdraw and permit the student to complete the courses, within 6 months
5 after leaving state service or active service, without paying additional tuition or fees.

6 SECTION 4. 39.48 (1) of the statutes is created to read:

7 39.48 (1) Reenroll the student beginning in the semester following his or her
8 discharge from active duty or the next succeeding semester, whichever the student
9 prefers

9
10

and give ^{the} ~~the~~ (END)
Student the same priority
in registering for courses
that the student would
have had if he ^{or} she
had registered for courses
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registration period

INS A

Notshall give the student the samepriority in registering for courses thatthe student would have had ifhe or she had registeredfor courses at the beginning ofthe registration period.

Carole

⑨ Please note that we retained the language
in AB 378 concerning mandatory reenrollment
because without that language a ^{returning} student
would never have a chance to register for
courses in the first place.

MJL✓

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3624/1dn
MJL:wlj:jf

September 8, 2005

Carole:

Please note that we retained the language in AB378 concerning mandatory reenrollment because without that language a returning student would never have a chance to register for courses in the first place.

Madelon J. Lief
Senior Legislative Attorney
Phone: (608) 267-7380

Nelson, Robert P.

From: Schaeffer, Carole
Sent: Thursday, September 22, 2005 12:50 PM
To: Lief, Madelon; Nelson, Robert P.
Subject: FW:

Here are the changes per WDVA. The Senator would like to incorporate them.

Please give me a call if you have any questions.

Carole

From: Hardie, Anthony
Sent: Thursday, September 22, 2005 10:32 AM
To: Schaeffer, Carole
Cc: Rhatican, Tom - DVA
Subject: RE:

Carole,

Thanks for the opportunity to review this draft. The bill should really help a number of returning veterans.

- 1 I'm wondering if it might be further strengthened by changing "in the semester following his or her discharge" to read "in the current semester" or something similar? I'm envisioning a situation where a student returns in the first week or two of classes, feels capable of catching back up that same semester if he or she were allowed to immediately reenroll, but is held back until the next semester.
- 2 Additionally, you may want to look carefully at the word "discharge", as that may be limiting the scope to just those who have been formally "discharged". It could be broadened to include the full range of returning service members conditions by using "discharge, demobilization, or deactivation".
- 3 Finally, under 39.48(2), there may be situations where the student is going to be unable to ever complete the course if the Incomplete is granted, such as the student was only a few weeks into the semester and because of having missed most of the instruction, would find it impossible to complete the course without retaking it. Perhaps some language might be added that would offer the student the option of a Permanent Incomplete, or retaking the course without penalty.

Hope this is helpful. Again, thanks for the opportunity to review this draft.

All the best,

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

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

Wisconsin Department of Veterans Affairs

30 West Mifflin Street

P.O. Box 7843

Madison, WI 53707-7843

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

Web Site: www.dva.state.wi.us

From: Schaeffer, Carole [<mailto:Carole.Schaeffer@legis.state.wi.us>]
Sent: Friday, September 16, 2005 11:55 AM
To: Hardie, Anthony
Subject:

Anthony,

Here is the draft of LRB 05-3624 pertaining to veteran students registration priority per our conversation. Please take a look and let me know if you have any questions, comments, concerns or advice about the content.

Thank you.

Carole Schaeffer

Carole J. Schaeffer
Office of State Senator Mary Lazich
State Capitol, Room 18 South
Madison, WI 53707
608-266-5400
carole.schaeffer@legis.state.wi.us

<< File: Student Veterans registration priority.pdf >> << File: 05-36241.pdf drafters note.pdf >>

Grant, Peter

From: Grant, Peter
Sent: Monday, September 26, 2005 2:21 PM
To: Schaeffer, Carole
Subject: RE: LRB-3624

Carole, I made the first two changes suggested by Anthony Hardy but not the third. The language he refers to is really in all three places in the statutes (dealing with the UW, WTCS, and private colleges). To change it in one place, as he suggests, but not in the others would make no sense. Second, the student is granted an incomplete only upon request. If you like, however, we could change the language in all three places to "grant the student an incomplete, and permit the student to complete the course, or retake the course without penalty, within 6 months." It would mean amending ss. 36.11 (47) (b) and 38.12 (13) (b), which do not now appear in the draft, and possibly changing the relating clause. Let me know what you'd like to do.

Peter Grant

From: Nelson, Robert P.
Sent: Monday, September 26, 2005 1:55 PM
To: Grant, Peter
Subject: FW:

From: Schaeffer, Carole
Sent: Thursday, September 22, 2005 12:50 PM
To: Lief, Madelon; Nelson, Robert P.
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Anthony,

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Thank you.

Carole Schaeffer

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Office of State Senator Mary Lazich
State Capitol, Room 18 South
Madison, WI 53707
608-266-5400
carole.schaeffer@legis.state.wi.us

<< File: Student Veterans registration priority.pdf >> << File: 05-36241.pdf drafters note.pdf >>

Grant, Peter

From: Schaeffer, Carole
Sent: Wednesday, September 28, 2005 4:04 PM
To: Grant, Peter
Subject: RE: LRB-3624

Peter -

At this point, let's just go with the first two changes. I'm going to look into some things on the third point after talking to MAL and people at Vets, but we could always have it added as an amendment if it turns out to be in issue. The Senator would like to get it through the process in time for the October floor session.

Carole

From: Grant, Peter
Sent: Wednesday, September 28, 2005 3:52 PM
To: Schaeffer, Carole
Subject: LRB-3624

Carole, did you get a chance to review my email of Monday re LRB-3624? I'm wondering if I should put the redraft in editing the way it is or wait to hear from you. When do you need it?

Peter



State of Wisconsin
2005 - 2006 LEGISLATURE

Manday

LRB-3624/1
MJL&PG:wlj:jt ²

2005 BILL

Regen

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This bill requires the colleges and universities, in addition to the protections described above, to reenroll the student beginning in the semester ~~following his or her military discharge~~ or the next succeeding semester, whichever the student prefers and to give the student the same priority in registering for courses that the

in which he or she is discharged, demobilized, or deactivated

BILL

... in 1521... or deactivation

student would have had, had he or she registered for courses at the beginning of the registration period.

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SECTION 2. 38.12 (13) (intro.) of the statutes is amended to read:

38.12 (13) ARMED FORCES. (intro.) If a student who is ~~a resident of Wisconsin~~ and a member of a national guard or a member of a reserve unit of the U.S. armed forces withdraws from school after September 11, 2001, because he or she is called into state active duty ~~under ch. 21~~ or into active service with the U.S. armed forces for at least 30 days, the district board shall reenroll the student beginning in the semester following his or her discharge from active duty or the next succeeding semester, whichever the student prefers, shall give the student the same priority in registering for courses that the student would have had if he or she had registered

in which he or she is discharged, demobilized, or deactivated

BILL

1 for courses at the beginning of the registration period, and, at the student's request,
2 do one of the following for all courses from which the student had to withdraw:

3 **SECTION 3.** 39.48 of the statutes is renumbered 39.48 (intro.) and amended to
4 read:

5 **39.48 Armed forces.** (intro.) If a student who is ~~a resident of Wisconsin and~~
6 a member of a national guard or a member of a reserve unit of the U.S. armed forces
7 withdraws from a private nonprofit college or university located in this state after
8 September 11, 2001, because he or she is called into state active duty ~~under ch. 21~~
9 or into active service with the U.S. armed forces for at least 30 days, the college or
10 university shall, at the student's request, grant do all of the following:

11 (2) Grant the student an incomplete in all of the courses from which the student
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13 after leaving state service or active service, without paying additional tuition or fees.

14 **SECTION 4.** 39.48 (1) of the statutes is created to read:

15 39.48 (1) Reenroll the student beginning in the semester ~~following his or her~~
16 ~~discharge~~ from active duty or the next succeeding semester, whichever the student
17 prefers and give the student the same priority in registering for courses that the
18 student would have had if he or she had registered for courses at the beginning of the
19 registration period.

20 (END)

in which he or she is discharged,
demobilized, or deactivated

Basford, Sarah

From: Schaeffer, Carole
Sent: Friday, November 11, 2005 1:40 PM
To: LRB.Legal
Subject: Draft review: LRB 05-3624/2 Topic: Registration priority for veterans

It has been requested by <Schaeffer, Carole> that the following draft be jacketed for the SENATE:

Draft review: LRB 05-3624/2 Topic: Registration priority for veterans