

2007 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB67)

Received: 03/05/2008

Received By: jkreye

Wanted: Today

Identical to LRB:

For: Joseph Parisi (608) 266-5342

By/Representing:

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Addl. Drafters:

Subject: Education - miscellaneous

Extra Copies:

Submit via email: YES

Requester's email: Rep.Parisi@legis.wisconsin.gov

Carbon copy (CC:) to: joseph.kreye@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Higher education grants, tuition grants, Lawton minority undergraduate grants

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>
/?	jkreye 03/05/2008	kfollett 03/05/2008		_____			
/1			rschluet 03/05/2008	_____	cduerst 03/05/2008	cduerst 03/05/2008	

FE Sent For:

<END>

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/?	jkreye	1/15f 3/5					

FE Sent For:

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ASA

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~~AS~~ 2007 ASSEMBLY BILL 780 67

NOV

~~February 8, 2008 - Introduced by Representatives PARISI, BLACK, HIXSON, SMITH, HINTZ, HILGENBERG, GARTHWAITE, SHERIDAN, HEBL, POCAN, SINICKI, SHILLING, TURNER, BOYLE, BERCEAU and A. WILLIAMS, cosponsored by Senators RISSER, HANSEN and ROESSLER. Referred to Committee on Colleges and Universities.~~

Regen

1 AN ACT *to amend* 20.235 (1) (b), 20.235 (1) (fe), 20.235 (1) (ff), 20.235 (1) (km),  
2 20.285 (4) (dd), 20.505 (8) (hm) 10., 36.34 (1) (c) 2. (intro.), 36.34 (1) (c) 2. am.,  
3 36.34 (1) (c) 2. b., 36.34 (1) (c) 2. bm., 39.435 (7) (b) (intro.), 39.435 (7) (b) 2. and  
4 39.435 (7) (b) 2m.; and *to create* 36.34 (1) (c) 2. ag., 36.34 (1) (c) 2. ar., 39.30 (5),  
5 39.435 (7) (a) 3., 39.435 (7) (a) 4., 39.435 (7) (a) 5., 39.435 (7) (a) 6., 39.435 (7)  
6 (b) 1g., 39.435 (7) (b) 1r., 39.435 (7) (c) and 39.435 (7) (d) of the statutes; **relating**  
7 **to:** the method by which the amounts to be appropriated for higher education  
8 grants, tuition grants, and Lawton minority undergraduate grants are  
9 calculated and making appropriations.

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

Under current law, the Higher Educational Aids Board (HEAB) provides higher education grants to Wisconsin residents who are enrolled in the University of Wisconsin (UW) System, a technical college, or a tribal college and tuition grants to Wisconsin residents who are enrolled in accredited, nonprofit post-high school, educational institutions in this state. The Board Regents of the UW System provides grants, known as Lawton grants, to minority undergraduates enrolled in the UW System.

**ASSEMBLY BILL 780**

Currently, sum certain amounts are appropriated in each fiscal year for tuition grants and for higher education grants for technical college and tribal college students. For higher education grants for UW System students, beginning with the 2007-09 state fiscal biennium, there is appropriated a sum sufficient equal to the amount appropriated for those grants in the previous fiscal year (base amount) increased by the average percentage by which the undergraduate academic fees that will be charged for the next academic year at each institution within the UW System, as estimated by HEAB, will increase from the undergraduate academic fees charged for the current academic year. The same formula is also used to calculate the amount appropriated for Lawton grants.

This ~~bill~~ changes the formula used to calculate the amounts appropriated for higher education grants for UW System students and for Lawton grants. The ~~bill~~ also requires HEAB to use the new formula to calculate the amounts appropriated for tuition grants and for higher education grants for technical college and tribal college students. Specifically, under the bill, beginning with the 2009-11 state fiscal biennium, the amounts appropriated for tuition grants, for Lawton grants, and for higher education grants for UW System students, technical college students, and tribal college students are determined by increasing the base amount for each of those appropriations by the greater of the average percentage increase determined under current law or the amount obtained by multiplying the increase in the undergraduate academic fees that will be charged for a student to attend the UW-Madison for the next academic year, as estimated by HEAB, over the current academic year by the number of students who are receiving the respective grants for the current academic year.

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. 20.235 (1) (b) of the statutes is amended to read:

2           20.235 (1) (b) *Tuition grants.* Biennially, the amounts in the schedule A sum  
3           sufficient equal to the amount calculated under s. 39.30 (5) for the purposes of s.  
4           39.30.

*as affected by 2007 Wisconsin Act 20,*

5           SECTION 2. 20.235 (1) (fe) of the statutes is amended to read:

6           20.235 (1) (fe) *Wisconsin higher education grants; University of Wisconsin*  
7           *System students.* A sum sufficient equal to \$45,057,200 in the 2005-06 fiscal year,  
8           equal to \$39,280,600 in the 2006-07 fiscal year, and equal to the amount calculated

*Substitute amendment*

**ASSEMBLY BILL 780**

W/DEPT  
3-3

1 under s. 39.435 (7) (b) for the Wisconsin higher education grant program under s.  
2 39.435 for University of Wisconsin System students, except for grants awarded  
3 under s. 39.435 (2) or (5), thereafter.

4 **SECTION 3.** 20.235 (1) (ff) of the statutes is amended to read:

5 20.235 (1) (ff) *Wisconsin higher education grants; technical college students.*

6 ~~Biennially, the amounts in the schedule~~ A sum sufficient equal to the amount  
7 calculated under s. 39.435 (7) (c) for the Wisconsin higher education grant program  
8 under s. 39.435 for technical college students, except for grants awarded under s.  
9 39.435 (2) or (5).

10 **SECTION 4.** 20.235 (1) (km) of the statutes is amended to read:

11 20.235 (1) (km) *Wisconsin higher education grants; tribal college students.*

12 ~~Biennially, the amounts in the schedule~~ A sum sufficient equal to the amount  
13 calculated under s. 39.435 (7) (d) for the Wisconsin higher education grant program  
14 under s. 39.435 for tribal college students, except for grants awarded under s. 39.435  
15 (2) or (5). All moneys transferred from the appropriation account under s. 20.505 (8)  
16 (hm) 10. shall be credited to this appropriation account. Notwithstanding s. 20.001  
17 (3) (b), the unencumbered balance on June 30 of each odd-numbered year shall  
18 revert to the appropriation account under s. 20.505 (8) (hm).

19 **SECTION 5.** 20.285 (4) (dd) of the statutes is amended to read:

20 20.285 (4) (dd) *Lawton minority undergraduate grants program.* A sum

21 sufficient equal to \$5,218,300 ~~in the 2005-06 fiscal year and \$5,531,400 in the~~  
22 ~~2006-07 fiscal year, and in subsequent fiscal years a sum sufficient equal to the~~  
23 amount calculated under s. 36.34 (1) (c), for the Lawton minority undergraduate  
24 grant program under s. 36.34 (1).

25 **SECTION 6.** 20.505 (8) (hm) 10. of the statutes is amended to read:

**ASSEMBLY BILL 780****SECTION 6**

1           20.505 **(8)** (hm) 10. The amount transferred to s. 20.235 (1) (km) shall be the  
2 amount in the schedule under s. 20.235 (1) (km) as calculated by the higher  
3 educational aids board under s. 39.435 (7) (d).

4           **SECTION 7.** 36.34 (1) (c) 2. (intro.) of the statutes is amended to read:

5           36.34 **(1)** (c) 2. (intro.) ~~Beginning in 2007, biennially, by~~ By February 1, 2009,  
6 and biennially thereafter, the board shall calculate the amounts to be appropriated  
7 under s. 20.285 (4) (dd) for the next biennium as follows:

8           **SECTION 8.** 36.34 (1) (c) 2. ag. of the statutes is created to read:

9           36.34 **(1)** (c) 2. ag. The board shall determine the amount by which the  
10 undergraduate academic fees that will be charged for a student to attend the  
11 University of Wisconsin–Madison for the next academic year, as estimated by the  
12 board, will increase or decrease from the amount of the undergraduate academic fees  
13 charged for a student to attend that institution for the current academic year and  
14 multiply the amount of that increase by the number of students who are receiving  
15 grants from the appropriation account under s. 20.285 (4) (dd) for the current  
16 academic year.

17           **SECTION 9.** 36.34 (1) (c) 2. am. of the statutes is amended to read:

18           36.34 **(1)** (c) 2. am. The board shall determine the percentage by which the  
19 undergraduate academic fees that will be charged for the academic year after the  
20 next academic year at each institution within the University of Wisconsin System,  
21 as estimated by the board, will increase or decrease from the estimated  
22 undergraduate academic fees that will be charged for the next academic year.

23           **SECTION 10.** 36.34 (1) (c) 2. ar. of the statutes is created to read:

24           36.34 **(1)** (c) 2. ar. The board shall determine the amount by which the  
25 undergraduate academic fees that will be charged for a student to attend the

**ASSEMBLY BILL 780**

1 University of Wisconsin–Madison for the academic year after the next academic  
2 year, as estimated by the board, will increase or decrease from the estimated  
3 undergraduate academic fees that will be charged for a student to attend that  
4 institution for the next academic year and multiply the amount of that increase by  
5 the number of students who will be receiving grants from the appropriation account  
6 under s. 20.285 (4) (dd) for the next academic year, as estimated by the board.

7 **SECTION 11.** 36.34 (1) (c) 2. b. of the statutes is amended to read:

8 36.34 (1) (c) 2. b. The appropriation for the first fiscal year of the next biennium  
9 shall be the result obtained by increasing, to the nearest \$100, the base amount by  
10 the average of the percentage increases determined under subd. 2. a. or the amount  
11 determined under subd. 2. ag., whichever is greater, except that, if the  
12 undergraduate academic fees for the next academic year are estimated to decrease  
13 or not change from the undergraduate academic fees charged for the current  
14 academic year at each institution specified in subd. 2. a., the appropriation shall be  
15 the base amount.

16 **SECTION 12.** 36.34 (1) (c) 2. bm. of the statutes is amended to read:

17 36.34 (1) (c) 2. bm. The appropriation for the 2nd fiscal year of the next  
18 biennium shall be the result obtained by increasing, to the nearest \$100, the base  
19 amount by the average of the percentage increases determined under subd. 2. am.  
20 or the amount determined under subd. 2. ar., whichever is greater, except that, if the  
21 undergraduate academic fees for the academic year after the next academic year are  
22 estimated to decrease or not change from the estimated undergraduate academic  
23 fees charged for the next academic year at each institution specified under subd. 2.  
24 am., the appropriation shall be the base amount.

25 **SECTION 13.** 39.30 (5) of the statutes is created to read:

**ASSEMBLY BILL 780****SECTION 13**

1           39.30 (5) APPROPRIATION CALCULATION. (a) In this subsection:

2           1. For purposes of calculating the amount to be appropriated under s. 20.235

3 (1) (b) for fiscal year 2009–10, “base amount” means the amount shown in the  
4 schedule under s. 20.005 (3) for that appropriation for fiscal year 2008–09.

5           2. For purposes of calculating the amount to be appropriated under s. 20.235

6 (1) (b) for each fiscal year after fiscal year 2009–10, “base amount” means the  
7 appropriation amount calculated under par. (b) for the previous fiscal year.

8           (b) By February 1, 2009, and biennially thereafter, the board shall calculate the  
9 amount to be appropriated under s. 20.235 (1) (b) for the next biennium as follows:

10           1. The board shall determine the percentage by which the undergraduate  
11 academic fees that will be charged for the next academic year at each institution  
12 within the University of Wisconsin System, as estimated by the board, will increase  
13 or decrease from the undergraduate academic fees charged for the current academic  
14 year.

15           2. The board shall determine the amount by which the undergraduate  
16 academic fees that will be charged for a student to attend the University of  
17 Wisconsin–Madison for the next academic year, as estimated by the board, will  
18 increase or increase from the amount of undergraduate academic fees charged for a  
19 student to attend that institution for the current academic year and multiply the  
20 amount of that increase by the number of students who are receiving grants from the  
21 appropriation account under s. 20.235 (1) (b) for the current academic year.

22           3. The board shall determine the percentage by which the undergraduate  
23 academic fees that will be charged for the academic year after the next academic year  
24 at each institution within the University of Wisconsin System, as estimated by the



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1 board, will increase or decrease from the estimated undergraduate academic fees  
2 that will be charged for the next academic year.

3 4. The board shall determine the amount by which the undergraduate  
4 academic fees that will be charged for a student to attend the University of  
5 Wisconsin–Madison for the academic year after the next academic year, as estimated  
6 by the board, will increase or decrease from the estimated undergraduate academic  
7 fees that will be charged for a student to attend that institution for the next academic  
8 year and multiply the amount of that increase by the number of students who will  
9 be receiving grants from the appropriation account under s. 20.235 (1) (b) for the next  
10 academic year, as estimated by the board.

11 5. The appropriation for the first fiscal year of the next biennium shall be the  
12 result obtained by increasing, to the nearest \$100, the base amount by the average  
13 of the percentage increases determined under subd. 1. or the amount determined  
14 under subd. 2., whichever is greater, except that, if the undergraduate academic fees  
15 for the next academic year are estimated to decrease or not change from the  
16 undergraduate academic fees charged for the current academic year at each  
17 institution specified in subd. 1., the appropriation shall be the base amount.

18 6. The appropriation for the 2nd fiscal year of the next biennium shall be the  
19 result obtained by increasing, to the nearest \$100, the base amount by the average  
20 of the percentage increases determined under subd. 3. or the amount determined  
21 under subd. 4., whichever is greater, except that, if the undergraduate academic fees  
22 for the academic year after the next academic year are estimated to decrease or not  
23 change from the estimated undergraduate academic fees charged for the next  
24 academic year at each institution specified under subd. 3., the appropriation shall  
25 be the base amount.

**ASSEMBLY BILL 780****SECTION 14**

1           **SECTION 14.** 39.435 (7) (a) 3. of the statutes is created to read:

2           39.435 (7) (a) 3. For purposes of calculating the amount to be appropriated  
3 under s. 20.235 (1) (ff) for fiscal year 2009-10, "base amount" means the amount  
4 shown in the schedule under s. 20.005 for that appropriation for fiscal year 2008-09.

5           **SECTION 15.** 39.435 (7) (a) 4. of the statutes is created to read:

6           39.435 (7) (a) 4. For purposes of calculating the amount to be appropriated  
7 under s. 20.235 (1) (ff) for each fiscal year after fiscal year 2009-10, "base amount"  
8 means the appropriation amount calculated under par. (c) for the previous fiscal  
9 year.

10          **SECTION 16.** 39.435 (7) (a) 5. of the statutes is created to read:

11          39.435 (7) (a) 5. For purposes of calculating the amount to be appropriated  
12 under s. 20.235 (1) (km) for fiscal year 2009-10, "base amount" means the amount  
13 shown in the schedule under s. 20.005 for that appropriation for fiscal year 2008-09.

14          **SECTION 17.** 39.435 (7) (a) 6. of the statutes is created to read:

15          39.435 (7) (a) 6. For purposes of calculating the amount to be appropriated  
16 under s. 20.235 (1) (km) for each fiscal year after fiscal year 2009-10, "base amount"  
17 means the appropriation amount calculated under par. (d) for the previous fiscal  
18 year.

19          **SECTION 18.** 39.435 (7) (b) (intro.) of the statutes is amended to read:

20          39.435 (7) (b) (intro.) Biennially, beginning on By February 1, 2007 2009, and  
21 biennially thereafter, the board shall calculate the amounts to be appropriated under  
22 s. 20.235 (1) (fe) for the next biennium as follows:

23          **SECTION 19.** 39.435 (7) (b) 1g. of the statutes is created to read:

24          39.435 (7) (b) 1g. The board shall determine the amount by which the  
25 undergraduate academic fees that will be charged for a student to attend the

*as affected by 2007 Wisconsin Act 20, no score*

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1 University of Wisconsin–Madison for the next academic year, as estimated by the  
2 board, will increase or decrease from the amount of the undergraduate academic fees  
3 charged for a student to attend that institution for the current academic year and  
4 multiply the amount of that increase by the number of students who are receiving  
5 grants from the appropriation account under s. 20.235 (1) (fe) for the current  
6 academic year.

7 **SECTION 20.** 39.435 (7) (b) 1r. of the statutes is created to read:

8 39.435 (7) (b) 1r. The board shall determine the amount by which the  
9 undergraduate academic fees that will be charged for a student to attend the  
10 University of Wisconsin–Madison for the academic year after the next academic  
11 year, as estimated by the board, will increase or decrease from the estimated  
12 undergraduate academic fees that will be charged for a student to attend that  
13 institution for the next academic year and multiply the amount of that increase by  
14 the number of students who will be receiving grants from the appropriation account  
15 under s. 20.235 (1) (fe) for the next academic year, as estimated by the board.

16 **SECTION 21.** 39.435 (7) (b) 2. of the statutes is amended to read:

17 39.435 (7) (b) 2. The appropriation for the first fiscal year of the next biennium  
18 shall be the result obtained by increasing, to the nearest \$100, the base amount by  
19 the average of the percentage increases determined under subd. 1. or the amount  
20 determined under subd. 1g., whichever is greater, except that, if the undergraduate  
21 academic fees for the next academic year are estimated to decrease or not change  
22 from the undergraduate academic fees charged for the current academic year at each  
23 institution specified in subd. 1., the appropriation shall be the base amount.

24 **SECTION 22.** 39.435 (7) (b) 2m. of the statutes is amended to read:

**ASSEMBLY BILL 780****SECTION 22**

1           39.435 (7) (b) 2m. The appropriation for the 2nd fiscal year of the next biennium  
2 shall be the result obtained by increasing, to the nearest \$100, the base amount by  
3 the average of the percentage increases determined under subd. 1m. or the amount  
4 determined under subd. 1r., whichever is greater, except that, if the undergraduate  
5 academic fees for the academic year after the next academic year are estimated to  
6 decrease or not change from the estimated undergraduate academic fees charged for  
7 the next academic year at each institution specified in subd. 1m., the appropriation  
8 shall be the base amount.

9           **SECTION 23.** 39.435 (7) (c) of the statutes is created to read:

10           39.435 (7) (c) By February 1, 2009, and biennially thereafter, the board shall  
11 calculate the amount to be appropriated under s. 20.235 (1) (ff) for the next fiscal year  
12 as follows:

13           1. The board shall determine the percentage by which the undergraduate  
14 academic fees that will be charged for the next academic year at each institution  
15 within the University of Wisconsin System, as estimated by the board, will increase  
16 or decrease from the undergraduate academic fees charged for the current academic  
17 year.

18           2. The board shall determine the amount by which the undergraduate  
19 academic fees that will be charged for a student to attend the University of  
20 Wisconsin–Madison for the next academic year, as estimated by the board, will  
21 increase or decrease from the amount of undergraduate academic fees charged for  
22 a student to attend that institution for the current academic year and multiply the  
23 amount of that increase by the number of students who are receiving grants from the  
24 appropriation account under s. 20.235 (1) (ff) for the current academic year.

**ASSEMBLY BILL 780**

1           3. The board shall determine the percentage by which the undergraduate  
2 academic fees that will be charged for the academic year after the next academic year  
3 at each institution within the University of Wisconsin System, as estimated by the  
4 board, will increase or decrease from the estimated undergraduate academic fees  
5 that will be charged for the next academic year.

6           4. The board shall determine the amount by which the undergraduate  
7 academic fees that will be charged for a student to attend the University of  
8 Wisconsin–Madison for the academic year after the next academic year, as estimated  
9 by the board, will increase or decrease from the estimated undergraduate academic  
10 fees that will be charged for a student to attend that institution for the next academic  
11 year and multiply the amount of that increase by the number of students who will  
12 be receiving grants from the appropriation account under s. 20.235 (1) (ff) for the next  
13 academic year, as estimated by the board.

14           5. The appropriation for the next fiscal year shall be the result obtained by  
15 increasing, to the nearest \$100, the base amount by the highest percentage increase  
16 determined under subd. 1. or the amount determined under subd. 2., whichever is  
17 greater, except that, if the undergraduate academic fees for the current academic  
18 year decreased or did not change from the undergraduate academic fees charged for  
19 the previous academic year at each institution specified under subd. 1., the  
20 appropriation shall be the base amount.

21           6. The appropriation for the 2nd fiscal year of the next biennium shall be the  
22 result obtained by increasing, to the nearest \$100, the base amount by the average  
23 of the percentage increases determined under subd. 3. or the amount determined  
24 under subd. 4., whichever is greater, except that, if the undergraduate academic fees  
25 for the academic year after the next academic year are estimated to decrease or not

**ASSEMBLY BILL 780****SECTION 23**

1 change from the estimated undergraduate academic fees charged for the next  
2 academic year at each institution specified under subd. 3., the appropriation shall  
3 be the base amount.

4 **SECTION 24.** 39.435 (7) (d) of the statutes is created to read:

5 39.435 (7) (d) By February 1, 2009, and biennially thereafter, the board shall  
6 calculate the amount to be appropriated under s. 20.235 (1) (km) for the next  
7 biennium as follows:

8 1. The board shall determine the percentage by which the undergraduate  
9 academic fees charged for the next academic year at each institution within the  
10 University of Wisconsin System, as estimated by the board, will increase or decrease  
11 from the undergraduate academic fees charged for the current academic year.

12 2. The board shall determine the amount by which the undergraduate  
13 academic fees that will be charged for a student to attend the University of  
14 Wisconsin–Madison for the next academic year, as estimated by the board, will  
15 increase or decrease from the amount of undergraduate academic fees charged for  
16 a student to attend that institution for the current academic year and multiply the  
17 amount of that increase by the number of students who are receiving grants from the  
18 appropriation account under s. 20.235 (1) (km) for the current academic year.

19 3. The board shall determine the percentage by which the undergraduate  
20 academic fees that will be charged for the academic year after the next academic year  
21 at each institution within the University of Wisconsin System, as estimated by the  
22 board, will increase or decrease from the estimated undergraduate academic fees  
23 that will be charged for the next academic year.

24 4. The board shall determine the amount by which the undergraduate  
25 academic fees that will be charged for a student to attend the University of

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1 Wisconsin–Madison for the academic year after the next academic year, as estimated  
2 by the board, will increase or decrease from the estimated undergraduate academic  
3 fees that will be charged for a student to attend that institution for the next academic  
4 year and multiply the amount of that increase by the number of students who will  
5 be receiving grants from the appropriation account under s. 20.235 (1) (km) for the  
6 next academic year, as estimated by the board.

7 5. The appropriation for the next fiscal year shall be the result obtained by  
8 increasing, to the nearest \$100, the base amount by the highest percentage increase  
9 determined under subd. 1. or the amount determined under subd. 2., whichever is  
10 greater, except that, if the amount of the undergraduate academic fees for the current  
11 academic year decreased or did not change from the undergraduate academic fees  
12 charged for the previous academic year at each institution specified in subd. 1., the  
13 appropriation shall be the base amount.

14 6. The appropriation for the 2nd fiscal year of the next biennium shall be the  
15 result obtained by increasing, to the nearest \$100, the base amount by the average  
16 of the percentage increases determined under subd. 3. or the amount determined  
17 under subd. 4., whichever is greater, except that, if the undergraduate academic fees  
18 for the academic year after the next academic year are estimated to decrease or not  
19 change from the estimated undergraduate academic fees charged for the next  
20 academic year at each institution specified under subd. 3., the appropriation shall  
21 be the base amount.

22 **SECTION 25. Effective dates.** This act takes effect on the day after publication,  
23 except as follows:





Insert 3-3

20.235(1)(fe)

(fe) *Wisconsin higher education grants; University of Wisconsin System students.* A sum sufficient equal to \$50,000,000 in the 2007-08 fiscal year, equal to \$55,000,000 in the 2008-09 fiscal year, and equal to the amount calculated under s. 39.435 (7) for the Wisconsin higher education grant program under s. 39.435 for University of Wisconsin System students, except for grants awarded under s. 39.435 (2) or (5), thereafter.

(lr)

end of insert 3-3