

1           \*~~0867/P2.3~~**SECTION 1068.** 32.19 (2) (b) of the statutes is amended to read:

2           32.19 (2) (b) “Comparable dwelling” means one which, when compared with the  
3 dwelling being taken, is substantially equal concerning all major characteristics and  
4 functionally equivalent with respect to: the number and size of rooms and closets,  
5 area of living space, type of construction, age, state of repair, size and utility of any  
6 garage or other outbuilding, type of neighborhood and accessibility to public services  
7 and places of employment. “Comparable dwelling” shall meet all of the standard  
8 building requirements and other code requirements of the local governmental body  
9 and shall also be decent, safe and sanitary and within the financial means of the  
10 displaced person, as defined by the ~~department of administration~~ public service  
11 commission.

12           \*~~0867/P2.4~~**SECTION 1069.** 32.19 (2) (e) 1. b. of the statutes is amended to  
13 read:

14           32.19 (2) (e) 1. b. As a result of rehabilitation, demolition or other displacing  
15 activity, as determined by the ~~department of administration~~ public service  
16 commission, if the person is a tenant-occupant of a dwelling, business or farm  
17 operation and the displacement is permanent.

18           \*~~0867/P2.5~~**SECTION 1070.** 32.19 (3) (b) 1. of the statutes is amended to read:

19           32.19 (3) (b) 1. ‘Dwellings.’ Any displaced person who moves from a dwelling  
20 and who elects to accept the payments authorized by this paragraph in lieu of the  
21 payments authorized by par. (a) may receive an expense and dislocation allowance,  
22 determined according to a schedule established by the ~~department of administration~~  
23 public service commission.

24           \*~~0867/P2.6~~**SECTION 1071.** 32.19 (3) (b) 2. of the statutes is amended to read:

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1           32.19 (3) (b) 2. 'Business and farm operations.' Any displaced person who  
2 moves or discontinues his or her business or farm operation, is eligible under criteria  
3 established by the ~~department of administration~~ public service commission by rule  
4 and elects to accept payment authorized under this paragraph in lieu of the payment  
5 authorized under par. (a), may receive a fixed payment in an amount determined  
6 according to criteria established by the ~~department of administration~~ public service  
7 commission by rule, except that such payment shall not be less than \$1,000 nor more  
8 than \$20,000. A person whose sole business at the displacement dwelling is the  
9 rental of such property to others is not eligible for a payment under this subdivision.

10           \*~~-0867/P2.7~~\*SECTION 1072. 32.19 (3) (c) of the statutes is amended to read:

11           32.19 (3) (c) *Optional payment for businesses.* Any displaced person who moves  
12 his or her business, and elects to accept the payment authorized in par. (a), may, if  
13 otherwise qualified under par. (b) 2., elect to receive the payment authorized under  
14 par. (b) 2., minus whatever payment the displaced person received under par. (a), if  
15 the displaced person discontinues the business within 2 years of the date of receipt  
16 of payment under par. (a), provided that the displaced person meets eligibility  
17 criteria established by the ~~department of administration~~ public service commission  
18 by rule. In no event may the total combined payment be less than \$1,000 nor more  
19 than \$20,000.

20           \*~~-1080/P1.1~~\*SECTION 1073. 32.19 (3) (d) of the statutes is created to read:

21           32.19 (3) (d) *Federally financed projects.* Notwithstanding pars. (a) to (c), in  
22 the case of a program or project receiving federal financial assistance, a condemnor  
23 shall, in addition to any payment under pars. (a) to (c), make any additional payment  
24 required to comply with the federal Uniform Relocation Assistance and Real

1 Property Acquisition Policies Act of 1970, 42 USC 4601 to 4655, and any regulations  
2 adopted thereunder.

3 \*~~0867/P2.8~~**SECTION 1074.** 32.19 (4) (a) 2. of the statutes is amended to read:

4 32.19 (4) (a) 2. The amount of increased interest expenses and other debt  
5 service costs incurred by the owner to finance the purchase of another property  
6 substantially similar to the property taken, if at the time of the taking the land  
7 acquired was subject to a bona fide mortgage or was held under a vendee's interest  
8 in a bona fide land contract, and such mortgage or land contract had been executed  
9 in good faith not less than 180 days prior to the initiation of negotiations for the  
10 acquisition of such property. The computation of the increased interest costs shall  
11 be determined according to rules promulgated by the ~~department of administration~~  
12 public service commission.

13 \*~~0867/P2.9~~**SECTION 1075.** 32.19 (4) (b) (intro.) of the statutes is amended to  
14 read:

15 32.19 (4) (b) *Tenants and certain others.* (intro.) In addition to amounts  
16 otherwise authorized by this subchapter, the condemnor shall make a payment to  
17 any individual or family displaced from any dwelling which was actually and  
18 lawfully occupied by such individual or family for not less than 90 days prior to the  
19 initiation of negotiations for the acquisition of such property or, if displacement is not  
20 a direct result of acquisition, such other event as determined by the ~~department of~~  
21 administration public service commission by rule. For purposes of this paragraph,  
22 a corporation organized under ch. 181 that is a nonprofit corporation, as defined in  
23 s. 181.0103 (17), may, if otherwise eligible, be considered a displaced tenant. Subject  
24 to the limitations under par. (bm), such payment shall be either:

25 \*~~1080/P1.2~~**SECTION 1076.** 32.19 (4) (d) of the statutes is created to read:

1           32.19 (4) (d) *Federally financed projects.* Notwithstanding pars. (a) to (c), in  
2 the case of a program or project receiving federal financial assistance, a condemnor  
3 shall, in addition to any payment under pars. (a) to (c), make any additional payment  
4 required to comply with the federal Uniform Relocation Assistance and Real  
5 Property Acquisition Policies Act of 1970, 42 USC 4601 to 4655, and any regulations  
6 adopted thereunder.

7           \*~~0867/P2.10~~\*SECTION 1077. 32.19 (4m) (a) 2. of the statutes is amended to  
8 read:

9           32.19 (4m) (a) 2. The amount, if any, which will compensate such owner  
10 displaced person for any increased interest and other debt service costs which such  
11 person is required to pay for financing the acquisition of any replacement property,  
12 if the property acquired was encumbered by a bona fide mortgage or land contract  
13 which was a valid lien on the property for at least one year prior to the initiation of  
14 negotiations for its acquisition. The amount under this subdivision shall be  
15 determined according to rules promulgated by the ~~department of administration~~  
16 public service commission.

17           \*~~0867/P2.11~~\*SECTION 1078. 32.19 (4m) (b) (intro.) of the statutes is amended  
18 to read:

19           32.19 (4m) (b) *Tenant-occupied business or farm operation.* (intro.) In addition  
20 to amounts otherwise authorized by this subchapter, the condemnor shall make a  
21 payment to any tenant displaced person who has owned and occupied the business  
22 operation, or owned the farm operation, for not less than one year prior to initiation  
23 of negotiations for the acquisition of the real property on which the business or farm  
24 operation lies or, if displacement is not a direct result of acquisition, such other event  
25 as determined by the ~~department of administration~~ public service commission, and

1 who actually rents or purchases a comparable replacement business or farm  
2 operation for the displaced business or farm operation within 2 years after the date  
3 the person vacates the acquired property. At the option of the tenant displaced  
4 person, such payment shall be either:

5 \*~~0867/P2.12~~**SECTION 1079.** 32.19 (4m) (b) 1. of the statutes is amended to  
6 read:

7 32.19 (4m) (b) 1. The amount, not to exceed \$30,000, which is necessary to lease  
8 or rent a comparable replacement business or farm operation for a period of 4 years.  
9 The payment shall be computed by determining the average monthly rent paid for  
10 the property from which the person was displaced for the 12 months prior to the  
11 initiation of negotiations or, if displacement is not a direct result of acquisition, such  
12 other event as determined by the ~~department of administration~~ public service  
13 commission and the monthly rent of a comparable replacement business or farm  
14 operation, and multiplying the difference by 48; or

15 \*~~0867/P2.13~~**SECTION 1080.** 32.197 of the statutes is amended to read:

16 **32.197 Waiver of relocation assistance.** An owner-occupant of property  
17 being acquired may waive his or her right to receive any relocation payments or  
18 services under this subchapter if the property being acquired is not contiguous to any  
19 property which may be acquired by the condemnor and is not part of a previously  
20 identified or proposed project where it is reasonable to conclude that acquisition by  
21 the condemnor may occur in the foreseeable future. Prior to the execution of any  
22 waiver under this section, the condemnor shall provide to the owner-occupant, in  
23 writing, full information about the specific payments and services being waived by  
24 the owner-occupant. The ~~department of administration~~ public service commission

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1 shall by rule establish procedures for relocation assistance waivers under this  
2 section to ensure that the waivers are voluntarily and knowledgeably executed.

3 \*–0867/P2.14\*SECTION 1081. 32.20 of the statutes is amended to read:

4 **32.20 Procedure for collection of itemized items of compensation.**

5 Claims for damages itemized in ss. 32.19 and 32.195 shall be filed with the  
6 condemnor carrying on the project through which condemnee's or claimant's claims  
7 arise. All such claims must be filed after the damages upon which they are based  
8 have fully materialized but not later than 2 years after the condemnor takes physical  
9 possession of the entire property acquired or such other event as determined by the  
10 ~~department of administration~~ public service commission by rule. If such claim is not  
11 allowed within 90 days after the filing thereof, the claimant has a right of action  
12 against the condemnor carrying on the project through which the claim arises. Such  
13 action shall be commenced in a court of record in the county wherein the damages  
14 occurred. In causes of action, involving any state commission, board or other agency,  
15 excluding counties, the sum recovered by the claimant shall be paid out of any funds  
16 appropriated to such condemning agency. Any judgment shall be appealable by  
17 either party and any amount recovered by the body against which the claim was filed,  
18 arising from costs, counterclaims, punitive damages or otherwise may be used as an  
19 offset to any amount owed by it to the claimant, or may be collected in the same  
20 manner and form as any other judgment.

21 \*–0867/P2.15\*SECTION 1082. 32.25 (1) of the statutes is amended to read:

22 32.25 (1) Except as provided under sub. (3) and s. 85.09 (4m), no condemnor  
23 may proceed with any activity that may involve the displacement of persons,  
24 business concerns or farm operations until the condemnor has filed in writing a  
25 relocation payment plan and relocation assistance service plan and has had both

1 plans approved in writing by the ~~department of administration~~ public service  
2 commission.

3 **\*-0867/P2.16\*SECTION 1083.** 32.25 (2) (h) of the statutes is amended to read:

4 32.25 (2) (h) Assure that, within a reasonable time prior to displacement, there  
5 will be available, to the extent that may reasonably be accomplished, housing  
6 meeting the standards established by the ~~department of administration~~ public  
7 service commission for decent, safe and sanitary dwellings. The housing, so far as  
8 practicable, shall be in areas not generally less desirable in regard to public utilities,  
9 public and commercial facilities and at rents or prices within the financial means of  
10 the families and individuals displaced and equal in number to the number of such  
11 displaced families or individuals and reasonably accessible to their places of  
12 employment.

13 **\*-0867/P2.17\*SECTION 1084.** 32.26 (title) of the statutes is amended to read:

14 **32.26 (title) Authority of the ~~department of administration~~ public**  
15 **service commission.**

16 **\*-0867/P2.18\*SECTION 1085.** 32.26 (1) of the statutes is amended to read:

17 32.26 (1) In addition to all other powers granted in this subchapter, the  
18 ~~department of administration~~ public service commission shall formulate local  
19 standards for decent, safe and sanitary dwelling accommodations.

20 **\*-0867/P2.19\*SECTION 1086.** 32.26 (2) (a) of the statutes is amended to read:

21 32.26 (2) (a) The ~~department of administration~~ public service commission shall  
22 promulgate rules to implement and administer ss. 32.19 to 32.27.

23 **\*-0867/P2.20\*SECTION 1087.** 32.26 (2) (b) of the statutes is amended to read:

24 32.26 (2) (b) The ~~department of administration~~ public service commission and  
25 the department of transportation shall establish interdepartmental interagency

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1 liaison procedures for the purpose of cooperating and exchanging information to  
2 assist the ~~department of administration~~ public service commission in promulgating  
3 rules under par. (a).

4 **\*-0867/P2.21\*SECTION 1088.** 32.26 (3) of the statutes is amended to read:

5 32.26 (3) The ~~department of administration~~ public service commission may  
6 make investigations to determine if the condemnor is complying with ss. 32.19 to  
7 32.27. The ~~department~~ commission may seek an order from the circuit court  
8 requiring a condemnor to comply with ss. 32.19 to 32.27 or to discontinue work on  
9 that part of the project which is not in substantial compliance with ss. 32.19 to 32.27.  
10 The court shall give hearings on these actions precedence on the court's calendar.

11 **\*-0867/P2.22\*SECTION 1089.** 32.26 (4) of the statutes is amended to read:

12 32.26 (4) Upon the request of the ~~department of administration~~ public service  
13 commission, the attorney general shall aid and prosecute all necessary actions or  
14 proceedings for the enforcement of this subchapter and for the punishment of all  
15 violations of this subchapter.

16 **\*-0867/P2.23\*SECTION 1090.** 32.26 (5) of the statutes is amended to read:

17 32.26 (5) Any displaced person may, prior to commencing court action against  
18 the condemnor under s. 32.20, petition the ~~department of administration~~ public  
19 service commission for review of his or her complaint, setting forth in the petition the  
20 reasons for his or her dissatisfaction. The ~~department~~ commission may conduct an  
21 informal review of the situation and attempt to negotiate an acceptable solution. If  
22 an acceptable solution cannot be negotiated within 90 days, the ~~department~~  
23 commission shall notify all parties, and the petitioner may then proceed under s.  
24 32.20. The informal review procedure provided by this subsection is not a condition  
25 precedent to the filing of a claim and commencement of legal action pursuant to s.



1 32.20. In supplying information required by s. 32.25 (2) (d), the condemnor shall  
2 clearly indicate to each displaced person his or her right to proceed under this  
3 paragraph and under s. 32.20, and shall supply full information on how the displaced  
4 person may contact the ~~department of administration~~ public service commission.

5 \*~~0867/P2.24~~\***SECTION 1091.** 32.26 (6) of the statutes is amended to read:

6 32.26 (6) The ~~department of administration~~ public service commission, with  
7 the cooperation of the attorney general, shall prepare pamphlets in simple language  
8 and in readable format describing the eminent domain laws of this state, including  
9 the reasons for condemnation, the procedures followed by condemnors, how citizens  
10 may influence the condemnation process and the rights of property owners and  
11 citizens affected by condemnation. The ~~department~~ commission shall make copies  
12 of the pamphlets available to all condemnors, who may be charged a price for the  
13 pamphlets sufficient to recover the costs of production.

14 \*~~0867/P2.25~~\***SECTION 1092.** 32.26 (7) of the statutes is amended to read:

15 32.26 (7) The ~~department of administration~~ public service commission shall  
16 provide technical assistance on relocation plan development and implementation to  
17 any condemnor carrying out a project which may result in the displacement of any  
18 person.

19 \*~~0971/P5.253~~\***SECTION 1093.** 33.11 of the statutes is amended to read:

20 **33.11 Goals.** The primary goal of activity under this chapter shall be to  
21 improve or protect the quality of public inland lakes. In addition, compilation of basic  
22 scientific data on lakes of this state and assessment of experimental and innovative  
23 techniques of lake rehabilitation and protection shall be goals of the program.  
24 Districts may undertake protection and rehabilitation projects to achieve the  
25 purposes of such districts specified in s. 33.21. Projects may be undertaken in

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1 cooperation with the department, the University of Wisconsin System Authority, and  
2 other government agencies, and public and private organizations. Projects shall be  
3 divided into study, planning and implementation phases.

4 **\*-0971/P5.254\*SECTION 1094.** 33.16 (8) of the statutes is amended to read:

5 33.16 (8) The department may evaluate or contract with the University of  
6 Wisconsin System Authority to evaluate projects receiving financial assistance  
7 under this section.

8 **\*-1215/P3.69\*SECTION 1095.** 34.01 (1) of the statutes is amended to read:

9 34.01 (1) “Governing board” means the investment board in the case of the  
10 state, the ~~housing and economic development authority~~ Forward Wisconsin  
11 Development Authority if the authority elects to be bound by all or part of this  
12 chapter under s. ~~234.32~~ 235.0289 (2), the county board or committee designated by  
13 the county board to designate public depositories in the case of a county, the city  
14 council in the case of a city, the village board in the case of a village, the town board  
15 in the case of a town, the school board in the case of a school district, the board of  
16 control in the case of a cooperative educational service agency, the clerk of court in  
17 the case of any court in this state, and any other commission, committee, board or  
18 officer of any governmental subdivision of the state not mentioned in this subsection.

19 **\*-0807/P6.166\*SECTION 1096.** 34.01 (2) (a) of the statutes is amended to read:

20 34.01 (2) (a) Any loss of public moneys, which have been deposited in a  
21 designated public depository in accordance with this chapter, resulting from the  
22 failure of any public depository to repay to any public depositor the full amount of  
23 its deposit because the office of credit unions, administrator of federal credit unions,  
24 U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift  
25 supervision, federal deposit insurance corporation, resolution trust corporation, or

1 ~~division of banking~~ department of financial institutions and professional standards  
2 has taken possession of the public depository or because the public depository has,  
3 with the consent and approval of the office of credit unions, administrator of federal  
4 credit unions, U.S. office of thrift supervision, federal deposit insurance corporation,  
5 resolution trust corporation, or ~~division of banking~~ department of financial  
6 institutions and professional standards, adopted a stabilization and readjustment  
7 plan or has sold a part or all of its assets to another credit union, bank, savings bank,  
8 or savings and loan association which has agreed to pay a part or all of the deposit  
9 liability on a deferred payment basis or because the depository is prevented from  
10 paying out old deposits because of rules of the office of credit unions, administrator  
11 of federal credit unions, U.S. comptroller of the currency, federal home loan bank  
12 board, U.S. office of thrift supervision, federal deposit insurance corporation,  
13 resolution trust corporation, or ~~division of banking~~ department of financial  
14 institutions and professional standards.

15 \*~~1215/P3.70~~\*SECTION 1097. 34.01 (4) of the statutes is amended to read:

16 34.01 (4) "Public depositor" means the state or any county, city, village, town,  
17 drainage district, power district, school district, cooperative educational service  
18 agency, sewer district, or any commission, committee, board or officer of any  
19 governmental subdivision of the state or any court of this state, a corporation  
20 organized under s. 39.33 or the ~~housing and economic development authority~~  
21 Forward Wisconsin Development Authority if the authority elects to be bound by all  
22 or part of this chapter under s. ~~234.32~~ 235.0289 (2), which deposits any moneys in  
23 a public depository.

24 \*~~0807/P6.167~~\*SECTION 1098. 34.03 (3) of the statutes is amended to read:

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1           34.03 (3) Take such action as the ~~division~~ department deems necessary or  
2 appropriate for the protection, collection, compromise or settlement of any claim  
3 against or in favor of the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (a).

4           \*~~0807/P6.168~~\*SECTION 1099. 34.03 (4) of the statutes is amended to read:

5           34.03 (4) Exercise all powers reasonably necessary and proper to the full and  
6 complete performance of the ~~division's~~ department's functions under this chapter,  
7 including but not limited to ordinary powers granted corporations.

8           \*~~0807/P6.169~~\*SECTION 1100. 34.08 of the statutes is amended to read:

9           **34.08 Payment of losses.** (1) Except as provided in sub. (2), the  
10 appropriation in s. ~~20.144 (1)~~ 20.142 (2) (a) shall be used to repay public depositors  
11 for losses until the appropriation is exhausted.

12           (2) Payments under sub. (1) shall be made in the order in which satisfactory  
13 proofs of loss are received by the ~~division of banking~~ department of financial  
14 institutions and professional standards. The payment made to any public depositor  
15 for all losses of the public depositor in any individual public depository may not  
16 exceed \$400,000 above the amount of deposit insurance provided by an agency of the  
17 United States at the public depository that experienced the loss. Upon a satisfactory  
18 proof of loss, the ~~division of banking~~ department of financial institutions and  
19 professional standards shall direct the department of administration to draw its  
20 warrant payable from the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (a) and the  
21 secretary of administration shall pay the warrant under s. 16.401 (4) in favor of the  
22 public depositor that has submitted the proof of loss.

23           (3) Losses become fixed as of the date of loss. A public depositor experiencing  
24 a loss shall, within 60 days of the loss, assign its interest in the deposit, to the extent  
25 of the amount paid under this section, to the ~~division of banking~~ department of

1 financial institutions and professional standards. Upon failure to make the  
2 assignment, the public depositor shall forfeit its right to payment under this section.  
3 Any recovery made by the ~~division of banking~~ department of financial institutions  
4 and professional standards under the assignment shall be repaid to the  
5 appropriation under s. ~~20.144 (1)~~ 20.142 (2) (a).

6 \*~~0807/P6.170~~\*SECTION 1101. 34.10 of the statutes is amended to read:

7 **34.10 Reorganization and stabilization of financial institutions.**

8 Whenever the office of credit unions, administrator of federal credit unions, U.S.  
9 comptroller of the currency, federal home loan bank board, U.S. office of thrift  
10 supervision, federal deposit insurance corporation, resolution trust corporation, or  
11 ~~division of banking~~ department of financial institutions and professional standards  
12 has taken charge of a credit union, bank, savings bank, or savings and loan  
13 association with a view of restoring its solvency, pursuant to law, or with a view of  
14 stabilizing and readjusting the structure of any national or state credit union, bank,  
15 savings bank, or savings and loan association located in this state, and has approved  
16 a reorganization plan or a stabilization and readjustment agreement entered into  
17 between the credit union, bank, savings bank, or savings and loan association and  
18 depositors and unsecured creditors, or when a credit union, bank, savings bank, or  
19 savings and loan association, with the approval of the office of credit unions,  
20 administrator of federal credit unions, U.S. comptroller of the currency, federal home  
21 loan bank board, U.S. office of thrift supervision, federal deposit insurance  
22 corporation, resolution trust corporation, or ~~division of banking~~ department of  
23 financial institutions and professional standards proposes to sell its assets to  
24 another credit union, bank, savings bank, or savings and loan association which  
25 agrees to assume a part or all of the deposit liability of such selling credit union, bank,

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1 savings bank, or savings and loan association and to pay the same on a deferred  
2 payment basis, the governing board of the public depositor may, on the approval of  
3 the ~~division of banking~~ department of financial institutions and professional  
4 standards, join in the execution of any reorganization plan, or any stabilization and  
5 readjustment agreement, or any depositor's agreement relative to a proposed sale of  
6 assets if, in its judgment and that of the ~~division of banking~~ department of financial  
7 institutions and professional standards, the reorganization plan or stabilization and  
8 readjustment agreement or proposed sale of assets is in the best interest of all  
9 persons concerned. The joining in any reorganization plan, or any stabilization and  
10 readjustment agreement, or any proposed sale of assets which meets the approval  
11 of the ~~division of banking~~ department of financial institutions and professional  
12 standards does not waive any rights under this chapter.

13 \*~~0971/P5.255~~\*SECTION 1102. 35.001 (4) of the statutes is amended to read:

14 35.001 (4) "State agencies" include departments, boards, commissions,  
15 bureaus, and institutions ~~and the University of Wisconsin System.~~

16 \*~~0971/P5.256~~\*SECTION 1103. 35.01 (3) of the statutes is amended to read:

17 35.01 (3) Class 3 — All book printing required for state agencies, not otherwise  
18 classified, except ~~university press publications and technical or semitechnical~~  
19 ~~journals of the University of Wisconsin System, the Wisconsin Magazine of History,~~  
20 and books of the historical society.

21 \*~~0971/P5.257~~\*SECTION 1104. 35.015 (1) of the statutes is repealed.

22 \*~~0971/P5.258~~\*SECTION 1105. 35.83 (3) (intro.) of the statutes is amended to  
23 read:

24 35.83 (3) (intro.) Except as provided in sub. (4m) and s. 35.835 (1) ~~and~~ (3), each  
25 state agency shall deliver, at the expense of the state agency, sufficient copies of each

1 state document published by the state agency to the division for distribution to the  
2 following places in the quantities indicated:

3 \*~~0971/P5.259~~\*SECTION 1106. 35.835 (1) of the statutes is repealed.

4 \*~~0971/P5.260~~\*SECTION 1107. 35.835 (2) of the statutes is repealed.

5 \*~~0971/P5.261~~\*SECTION 1108. 35.93 (1) (a) of the statutes is amended to read:

6 35.93 (1) (a) “Agency” has the meaning given in s. 227.01 (1) and includes the  
7 Board of Regents of the University of Wisconsin System Authority.

\*\*\*\*NOTE: The above requires the LRB to treat the UWSA like other agencies with respect to publishing rules.

8 \*~~0971/P5.262~~\*SECTION 1109. Chapter 36 (title) of the statutes is amended to  
9 read:

10 **UNIVERSITY OF WISCONSIN**

11 **SYSTEM AUTHORITY**

12 \*~~0971/P5.263~~\*SECTION 1110. 36.01 (1) of the statutes is amended to read:

13 36.01 (1) ~~The legislature finds it in the public interest to provide~~ In recognition  
14 of the constitutional obligation to provide by law for the establishment of a state  
15 university at or near the seat of state government, and for connecting with the same,  
16 from time to time, such colleges in different parts of the state as the interests of  
17 education may require, there is hereby created a state system of higher education,  
18 provided by the authority, to be known as the University of Wisconsin System, which  
19 enables students of all ages, backgrounds and levels of income to participate in the  
20 search for knowledge and individual development; ~~which stresses undergraduate~~  
21 ~~teaching as its main priority; which offers selected professional graduate and~~  
22 ~~research programs with emphasis on state and national needs; which fosters~~  
23 diversity of educational opportunity; which promotes service to the public; which

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1 ~~makes effective and efficient use of human and physical resources; which functions~~  
2 ~~cooperatively with other educational institutions and systems; and which promotes~~  
3 ~~internal coordination and the wisest possible use of resources. The principal office~~  
4 ~~and one university of the system shall be located at or near the seat of state~~  
5 ~~government.~~

6 \*~~0971/P5.264~~\*SECTION 1111. 36.01 (2) of the statutes is amended to read:

7 36.01 (2) The mission of the system is to develop human resources to meet the  
8 state's workforce needs, to discover and disseminate knowledge, ~~to extend~~  
9 ~~knowledge and its application beyond the boundaries of its campuses and to serve~~  
10 ~~and stimulate society by developing~~ develop in students heightened intellectual,  
11 cultural, and humane sensitivities, scientific, professional and technological  
12 expertise, and a sense of purpose. ~~Inherent in this broad mission are methods of~~  
13 ~~instruction, research, extended training and public service designed to educate~~  
14 ~~people and improve the human condition. Basic to every purpose of the system is the~~  
15 ~~search for truth.~~

16 \*~~0971/P5.265~~\*SECTION 1112. 36.02 of the statutes is created to read:

17 **36.02 University of Wisconsin System Authority creation;**  
18 **organization.** (1) (a) There is created an authority, which is a public body corporate  
19 and politic, to be known as the “University of Wisconsin System Authority.” The  
20 Board of Regents shall consist of the following:

- 21 1. The state superintendent of public instruction.
- 22 2. The president, or by his or her designation another member, of the technical
- 23 college system board.



1           3. Fourteen citizen members nominated by the governor and with the advice  
2 and consent of the senate appointed for 7-year terms. At least one of the citizen  
3 members shall reside in each of this state's congressional districts.

4           4. Two student members nominated by the governor and with the advice and  
5 consent of the senate appointed for 2-year terms who are enrolled at least half-time  
6 and in good academic standing at institutions within the University of Wisconsin  
7 System and who are residents of this state. The student members may be selected  
8 from recommendations made by elected representatives of student governments at  
9 institutions within the University of Wisconsin System. The governor shall  
10 nominate one student member who is at least 18 years old and one undergraduate  
11 student member who is at least 24 years old and represents the views of  
12 nontraditional students, such as those who are employed or are parents. The term  
13 of the undergraduate student member who is at least 24 years old shall expire on May  
14 1 of every even-numbered year. The governor may not nominate a student member  
15 from the same institution in any 2 consecutive terms; the 2 student members may  
16 not be from the same institution; and a student from the University of  
17 Wisconsin-Madison and a student from the University of Wisconsin-Milwaukee  
18 may not serve on the board at the same time. If a student member loses the status  
19 upon which the appointment was based, he or she shall cease to be a member of the  
20 board.

21           (2) A vacancy on the board shall be filled in the same manner as the original  
22 appointment to the board for the remainder of the unexpired term, if any.

23           (3) A member of the board may not be compensated for his or her services but  
24 may be reimbursed for actual and necessary expenses, including travel expenses,  
25 incurred in the performance of his or her duties.

## SECTION 1112

1           (4) No cause of action of any nature may arise against and no civil liability may  
2 be imposed upon a member of the board for any act or omission in the performance  
3 of his or her powers and duties under this chapter, unless the person asserting  
4 liability proves that the act or omission constitutes willful misconduct.

5           (5) The members of the board shall annually elect a chairperson and may elect  
6 other officers as they consider appropriate. Ten voting members of the board  
7 constitute a quorum for the purpose of conducting the business and exercising the  
8 powers of the authority, notwithstanding the existence of any vacancy. The board  
9 may take action upon a vote of a majority of the members present, unless the bylaws  
10 of the authority require a larger number.

11           (6) The board shall appoint a chief executive officer of the authority who serves  
12 at the pleasure of the board. The chief executive office shall receive such  
13 compensation as the board fixes.

14           (7) The board shall provide in its operating policies for access to the board by  
15 the public, faculty, students, and employees.

16           \*~~0971/P5.266~~\*SECTION 1113. 36.03 of the statutes is repealed.

17           \*~~0971/P5.267~~\*SECTION 1114. 36.05 (1) of the statutes is amended to read:

18           36.05 (1) “Academic staff” means professional and administrative personnel  
19 with duties, and subject to types of appointments, that are primarily associated with  
20 higher education institutions or their administration, ~~but does not include faculty~~  
21 ~~and staff provided under s. 16.57.~~

      \*\*\*\*NOTE: The above definition is retained because it is used in the definition of  
“faculty.” As affected by this draft, the term is not otherwise used in ch. 36, but is used  
outside ch. 36 without a definition. See, e.g., s. 40.05 (4) (bp) 1., 2., and 3.

22           \*~~0971/P5.268~~\*SECTION 1115. 36.05 (1m) of the statutes is created to read:

23           36.05 (1m) “Authority” means the University of Wisconsin System Authority.

1           \*~~0971/P5.269~~\*SECTION 1116. 36.05 (2) of the statutes is amended to read:

2           36.05 (2) “Board of regents Regents” or “board” means the board of regents of  
3           governing the University of Wisconsin System Authority.

4           \*~~0971/P5.270~~\*SECTION 1117. 36.05 (5) of the statutes is amended to read:

5           36.05 (5) “Chancellor” means the chief executive of an institution or a similar  
6           position designated by the board.

7           \*~~0971/P5.271~~\*SECTION 1118. 36.05 (6) of the statutes is repealed.

8           \*~~0971/P5.272~~\*SECTION 1119. 36.05 (8) of the statutes is amended to read:

9           36.05 (8) “Faculty” means persons who hold the rank of professor, associate  
10          professor, assistant professor or instructor in an academic department or its  
11          functional equivalent in an institution, ~~persons described under s. 36.13 (4) (e) and~~  
12          such academic staff as may be designated by the ~~chancellor and faculty of the~~  
13          ~~institution~~ board.

14          \*~~0971/P5.273~~\*SECTION 1120. 36.05 (9m) of the statutes is repealed.

15          \*~~0971/P5.274~~\*SECTION 1121. 36.05 (9s) of the statutes is repealed.

16          \*~~0971/P5.275~~\*SECTION 1122. 36.05 (10) of the statutes is amended to read:

17          36.05 (10) “President” means the chief executive of the ~~system~~ authority.

18          \*~~0971/P5.276~~\*SECTION 1123. 36.05 (11) of the statutes is amended to read:

19          36.05 (11) “Student” means any person who is registered for study in any  
20          institution for the current academic period. For the purpose of administering  
21          particular programs or functions involving students, the board shall promulgate  
22          ~~rules~~ adopt policies and procedures defining continuation or termination of student  
23          status during periods between academic periods.

24          \*~~0971/P5.278~~\*SECTION 1124. 36.07 of the statutes is repealed.

25          \*~~0971/P5.279~~\*SECTION 1125. 36.09 (title) of the statutes is repealed.

## SECTION 1126

1           \***-0971/P5.280**\*SECTION 1126. 36.09 (1) (title) of the statutes is repealed.

2           \***-0971/P5.281**\*SECTION 1127. 36.09 (1) (a) and (L) of the statutes are  
3 consolidated, renumbered 36.11 (1c) (intro.) and amended to read:

4           36.11 (1c) IN GENERAL. (intro.) The ~~primary~~ responsibility for governance of  
5 the system shall be vested in the board which shall ~~enact policies and promulgate~~  
6 ~~rules~~ adopt policies and procedures for governing the system, plan for the future  
7 needs of the state, including workforce needs, for university education, ensure the  
8 diversity of quality undergraduate programs while preserving the strength of the  
9 state's graduate training and research centers ~~and promote the widest degree of~~  
10 ~~institutional autonomy within the controlling limits of system-wide policies and~~  
11 ~~priorities established by the board.~~ (L), and provide affordable access to  
12 high-quality postsecondary, graduate, and doctoral education. The board shall  
13 possess all powers necessary or convenient for the operation of the system ~~except as~~  
14 ~~limited in this chapter and ss. 13.48 (14) (am) and 16.848 (1).~~ and implementation  
15 of this chapter, including the following powers in connection with its projects and  
16 program, in addition to all other powers granted by this chapter:

17           \***-1215/P3.71**\*SECTION 1128. 36.09 (1) (am) (intro.) of the statutes is amended  
18 to read:

19           36.09 (1) (am) (intro.) The board, in consultation with the ~~Wisconsin Economic~~  
20 ~~Development Corporation~~ Forward Wisconsin Development Authority, shall do all  
21 of the following for each economic development program, as defined in s. 36.11 (29r)  
22 (a), administered by the board:

23           \***-0971/P5.282**\*SECTION 1129. 36.09 (1) (am) of the statutes, as affected by  
24 2015 Wisconsin Act .... (this act), is repealed.

\*\*\*\*NOTE: This is reconciled s. 36.09 (1) (am). This SECTION has been affected by drafts with the following LRB numbers: LRB-0971/P4 and LRB-1215/P2.

1           \*~~0971/P5.283~~\*SECTION 1130. 36.09 (1) (b), (c) and (d) of the statutes are  
2 consolidated, renumbered 36.11 (1g) and amended to read:

3           36.11 (1g) INSTITUTIONS AND COLLEGE CAMPUSES. The board may, after public  
4 hearing at each an institution, shall establish for each the institution a mission  
5 statement delineating specific program responsibilities and types of degrees to be  
6 granted. (e) The board shall determine the educational programs to be offered in the  
7 system and may discontinue educational programs as it deems necessary. (d) The  
8 board shall establish policies to guide program activities to ensure that they will be  
9 are compatible with the missions of the institutions of the system. ~~To this end, the~~  
10 ~~board shall make all reasonable effort to provide night courses.~~

11           \*~~0971/P5.284~~\*SECTION 1131. 36.09 (1) (e) of the statutes, as affected by 2011  
12 Wisconsin Act 32, is renumbered 36.11 (1t) and amended to read:

13           36.11 (1t) PERSONNEL. The board may employ any agent or employee that the  
14 board finds necessary and shall appoint ~~a president of the system; a chancellor for~~  
15 ~~each institution; a dean for each college campus; the state geologist; the director of~~  
16 ~~the laboratory of hygiene; the director of the psychiatric institute; and the state~~  
17 ~~cartographer; and the requisite number of officers, other than the vice presidents,~~  
18 ~~associate vice presidents, and assistant vice presidents of the system; faculty;~~  
19 ~~academic staff; and other employees and fix the salaries, subject to the limitations~~  
20 ~~under par. (j) and s. 230.12 (3) (e), the duties and the term of office for each. The board~~  
21 ~~shall fix the salaries, subject to the limitations under par. (j) and s. 230.12 (3) (e), and~~  
22 ~~the duties for each chancellor, vice president, associate vice president, and assistant~~  
23 ~~vice president of the system. No. The board shall develop and implement a personnel~~

## SECTION 1131

1 structure and other employment policies for all employees of the authority. The  
2 board may not use or allow any sectarian or partisan tests or any tests based upon  
3 race, religion, national origin, or sex ~~shall ever be allowed or exercised~~ in the  
4 appointment of the employees of the system.

5 \*~~0971/P5.285~~\*SECTION 1132. 36.09 (1) (f) of the statutes is repealed.

6 \*~~0971/P5.286~~\*SECTION 1133. 36.09 (1) (gm) of the statutes is repealed.

7 \*~~0971/P5.287~~\*SECTION 1134. 36.09 (1) (h) of the statutes is renumbered 36.11  
8 (1L) and amended to read:

9 36.11 (1L) The board shall establish the authority's annual budget and monitor  
10 the fiscal management of the authority. The board shall allocate funds and adopt  
11 budgets for the respective institutions ~~giving consideration to the principles of~~  
12 ~~comparable budgetary support for similar programs and equitable compensation for~~  
13 ~~faculty and academic staff with comparable training, experience and responsibilities~~  
14 ~~and recognizing competitive ability to recruit and retain qualified faculty and~~  
15 ~~academic staff.~~ If the board ceases or suspends operation of any institution or college  
16 campus, ~~the appropriations~~ any appropriation to the board for operation of the  
17 institution or college campus may be utilized by the board for any other purpose  
18 authorized by the ~~appropriations~~ appropriation within the period for which the  
19 ~~appropriations are~~ appropriation is made. The board shall provide the secretary of  
20 administration with such financial and statistical information as is required by the  
21 secretary of administration.

22 \*~~0971/P5.288~~\*SECTION 1135. 36.09 (1) (hm) of the statutes is repealed.

23 \*~~1059/9.52~~\*SECTION 1136. 36.09 (1) (j) of the statutes, as affected by 2011  
24 Wisconsin Act 32, is amended to read:

1           36.09 (1) (j) Except where such matters are a subject of bargaining with a  
2 certified representative of a collective bargaining unit under s. 111.91, the board  
3 shall establish salaries for persons prior to July 1 of each year for the next fiscal year,  
4 and shall designate the effective dates for payment of the new salaries. In the first  
5 year of the biennium, payments of the salaries established for the preceding year  
6 shall be continued until the biennial budget bill is enacted. If the budget is enacted  
7 after July 1, payments shall be made following enactment of the budget to satisfy the  
8 obligations incurred on the effective dates, as designated by the board, for the new  
9 salaries, subject only to the appropriation of funds by the legislature and s. 20.928  
10 (3). This paragraph does not limit the authority of the board to establish salaries for  
11 new appointments. The board may not increase the salaries of employees under this  
12 paragraph unless the salary increase conforms to the proposal as approved under s.  
13 230.12 (3) (e) or the board authorizes the salary increase to correct salary inequities  
14 under par. (h), to fund job reclassifications or promotions, or to recognize competitive  
15 factors. The granting of salary increases to recognize competitive factors does not  
16 obligate inclusion of the annualized amount of the increases in the appropriations  
17 under s. 20.285 (1) for subsequent fiscal bienniums. No later than October 1 of each  
18 year, the board shall report to the joint committee on finance and the secretary of  
19 administration and ~~director of the office~~ administrator of the division of state  
20 ~~employment relations~~ personnel management in the department of administration  
21 concerning the amounts of any salary increases granted to recognize competitive  
22 factors, and the institutions at which they are granted, for the 12-month period  
23 ending on the preceding June 30.

24           \*~~0971/P5.289~~\*SECTION 1137. 36.09 (1) (j) of the statutes, as affected by 2011  
25 Wisconsin Act 32 and 2015 Wisconsin Act .... (this act), is repealed.

**SECTION 1137**

\*\*\*\*NOTE: This is reconciled s. 36.09 (1) (j). This SECTION has been affected by drafts with the following LRB numbers: LRB-1059/7 and LRB-0971/P4.

1           \*~~0971/P5.290~~\*SECTION 1138. 36.09 (2) of the statutes is repealed.

2           \*~~0971/P5.291~~\*SECTION 1139. 36.09 (3) of the statutes is repealed.

3           \*~~0971/P5.292~~\*SECTION 1140. 36.09 (4) of the statutes is repealed.

4           \*~~0971/P5.293~~\*SECTION 1141. 36.09 (4m) of the statutes is repealed.

5           \*~~0971/P5.294~~\*SECTION 1142. 36.09 (5) of the statutes is repealed.

6           \*~~0971/P5.295~~\*SECTION 1143. 36.11 (title) of the statutes is amended to read:

7           **36.11 (title) Powers and duties of the board Board of regents Regents.**

8           \*~~0971/P5.296~~\*SECTION 1144. 36.11 (1) (title) of the statutes is renumbered  
9           36.11 (1x) (title).

10          \*~~0971/P5.297~~\*SECTION 1145. 36.11 (1) (a) of the statutes is renumbered 36.11  
11          (1x) (a).

12          \*~~0971/P5.298~~\*SECTION 1146. 36.11 (1) (b) of the statutes is renumbered 36.11  
13          (1x) (b) and amended to read:

14          36.11 (1x) (b) Except as provided in this paragraph and ~~ss. 13.48 (14) (am) and~~  
15          ~~16.848 (1) sub. (27m)~~, the board may purchase, have custody of, hold, control,  
16          possess, lease, grant easements and enjoy any lands, buildings, books, records and  
17          all other property of any nature which may be necessary and required for the  
18          purposes, objects and uses of the system authorized by law. ~~Any~~ Except for a lease  
19          under sub. (27m), any lease by the board is subject to the powers of the University  
20          of Wisconsin Hospitals and Clinics Authority under s. 233.03 (13) and the rights of  
21          the authority under any lease agreement, as defined in s. 233.01 (6). The board ~~shall~~  
22          ~~not permit a facility that would be privately owned or operated to be constructed on~~  
23          ~~state-owned land without obtaining prior approval of the building commission~~



1 under s. 13.48 (12). Subject to prior action under s. 13.48 (14) (am) or 16.848 (1), the  
2 board may sell or dispose of such any property as provided by law, or any part thereof  
3 owned by the authority when in its judgment it is for the best interests of the system  
4 and the state. All purchases of real property shall be subject to the approval of the  
5 building commission. The provision of all leases of real property to be occupied by  
6 the board shall be the responsibility of the department of administration under s.  
7 16.84 (5).

8 \***-0971/P5.299\*SECTION 1147.** 36.11 (1) (c) of the statutes is renumbered 36.11  
9 (1x) (c).

10 \***-0971/P5.300\*SECTION 1148.** 36.11 (1) (cm) of the statutes is renumbered  
11 36.11 (1x) (cm).

12 \***-0971/P5.301\*SECTION 1149.** 36.11 (1) (d) of the statutes is renumbered 36.11  
13 (1x) (d).

14 \***-0971/P5.302\*SECTION 1150.** 36.11 (1c) (a) and (b) of the statutes are created  
15 to read:

16 36.11 (1c) (a) The power to sue and be sued, to have a seal and to alter the seal  
17 at pleasure, to have perpetual existence, to make and execute contracts and other  
18 instruments necessary or convenient to the exercise of the powers of the board, to  
19 contract for legal services, and to make, amend, and repeal bylaws.

20 (b) The power to accept gifts, loans, and other aid.

21 \***-0971/P5.303\*SECTION 1151.** 36.11 (1L) (title) of the statutes is created to  
22 read:

23 36.11 (1L) (title) FISCAL MANAGEMENT.

24 \***-0971/P5.304\*SECTION 1152.** 36.11 (1p) of the statutes is created to read:

1           36.11 (1p) BONDS. (a) *Issuance.* The authority may issue bonds for any  
2 corporate purpose. All bonds are negotiable for all purposes, notwithstanding their  
3 payment from a limited source.

4           (b) *Bonds not public debt.* 1. The state is not liable on bonds issued by the  
5 authority and the bonds are not a debt of the state. All bonds shall contain a  
6 statement to this effect on the face of the bond. A bond issue does not, directly or  
7 indirectly or contingently, obligate the state or a political subdivision of the state to  
8 levy any tax or make any appropriation for payment of the bonds. Nothing in this  
9 paragraph prevents the authority from pledging its full faith and credit to the  
10 payment of bonds.

11           2. Nothing in this chapter authorizes the authority to create a debt of the state,  
12 and all bonds issued by the authority are payable, and shall state that they are  
13 payable, solely from the funds pledged for their payment in accordance with the bond  
14 resolution authorizing their issuance or in any trust indenture or mortgage or deed  
15 of trust executed as security for the bonds. The state is not liable for the payment  
16 of the principal of or interest on a bond or for the performance of any pledge,  
17 mortgage, obligation or agreement that may be undertaken by the authority. The  
18 breach of any pledge, mortgage, obligation or agreement undertaken by the  
19 authority does not impose pecuniary liability upon the state or a charge upon its  
20 general credit or against its taxing power.

21           (c) *State pledge.* The state pledges to and agrees with the bondholders, and  
22 persons that enter into contracts with the authority under this chapter, that the state  
23 will not limit or alter the rights vested in the authority by this chapter before the  
24 authority has fully met and discharged the bonds, and any interest due on the bonds,

1 and has fully performed its contracts, unless adequate provision is made by law for  
2 the protection of the bondholders or those entering into contracts with the authority.

3 ~~\*-0971/P5.305\*SECTION 1153.~~ 36.11 (3) (d) of the statutes is repealed.

4 ~~\*-0971/P5.306\*SECTION 1154.~~ 36.11 (4) of the statutes is amended to read:

5 36.11 (4) INJUNCTIVE RELIEF. The board may obtain injunctive relief to enforce  
6 this chapter or any rules promulgated or policies and procedures adopted under this  
7 chapter.

8 ~~\*-0971/P5.307\*SECTION 1155.~~ 36.11 (5) (a) of the statutes is amended to read:

9 36.11 (5) (a) The board may procure liability insurance covering the members  
10 of the board, any officer, employee, or agent, or such students whose activities may  
11 constitute an obligation or responsibility of the system and procure insurance  
12 against any loss in connection with the authority's property and other assets.

13 ~~\*-0971/P5.308\*SECTION 1156.~~ 36.11 (5) (b) of the statutes is amended to read:

14 36.11 (5) (b) The board may procure insurance to cover injuries sustained by  
15 students as a result of their participation in intercollegiate athletics. ~~The board may~~  
16 ~~not use general purpose revenue to pay for such insurance.~~ With respect to any of  
17 the risks to be covered by the insurance, the board may contract for the services of  
18 a claims administrator and may obtain coverage by any combination of  
19 self-insurance, excess or stop-loss insurance or blanket insurance.

20 ~~\*-0971/P5.309\*SECTION 1157.~~ 36.11 (6) (title), (a) and (b) of the statutes are  
21 repealed.

22 ~~\*-0971/P5.310\*SECTION 1158.~~ 36.11 (6) (c) of the statutes is renumbered 36.11  
23 (6) and amended to read:

24 36.11 (6) GRANT FORMULA. By Annually, by April 10, 1998, and annually  
25 ~~thereafter~~, the board shall develop and submit to the higher educational aids board

**SECTION 1158**

1 for its review under s. 39.285 (1) a proposed formula for the awarding of grants under  
2 s. 39.435, except for grants awarded under s. 39.435 (2) or (5), for the upcoming  
3 academic year to students enrolled in the system.

4 **\*-0971/P5.311\*SECTION 1159.** 36.11 (8) (b) of the statutes is amended to read:

5 36.11 (8) (b) The board shall establish fines for the violation of any rule made  
6 under par. (a). The institutions are authorized to collect such fines together with  
7 moneys collected from the sale of parking permits and other fees established under  
8 par. (a), ~~to be used only for the purpose of developing and operating parking or other~~  
9 ~~transportation facilities at the institution at which collected and for enforcing~~  
10 ~~parking rules under par. (a).~~

11 **\*-0971/P5.312\*SECTION 1160.** 36.11 (8e) of the statutes is repealed.

12 **\*-0971/P5.313\*SECTION 1161.** 36.11 (8m) of the statutes is repealed.

13 **\*-0971/P5.314\*SECTION 1162.** 36.11 (11) of the statutes is repealed.

14 **\*-0971/P5.315\*SECTION 1163.** 36.11 (12) of the statutes is repealed.

15 **\*-0971/P5.316\*SECTION 1164.** 36.11 (13) of the statutes is repealed.

16 **\*-0971/P5.317\*SECTION 1165.** 36.11 (15) of the statutes is repealed.

17 **\*-0971/P5.318\*SECTION 1166.** 36.11 (15m) of the statutes is repealed.

18 **\*-0971/P5.319\*SECTION 1167.** 36.11 (17) of the statutes is repealed.

19 **\*-0971/P5.320\*SECTION 1168.** 36.11 (18) of the statutes is repealed.

20 **\*-0971/P5.321\*SECTION 1169.** 36.11 (19) of the statutes is repealed.

21 **\*-0971/P5.322\*SECTION 1170.** 36.11 (21) of the statutes is repealed.

22 **\*-0971/P5.323\*SECTION 1171.** 36.11 (22) of the statutes is repealed.

23 **\*-0971/P5.324\*SECTION 1172.** 36.11 (23) of the statutes is repealed.

24 **\*-0971/P5.325\*SECTION 1173.** 36.11 (23m) of the statutes is repealed.

25 **\*-0971/P5.326\*SECTION 1174.** 36.11 (24) of the statutes is repealed.

1           \***-0971/P5.327**\*SECTION 1175. 36.11 (25) of the statutes is repealed.

2           \***-0971/P5.328**\*SECTION 1176. 36.11 (26) of the statutes is repealed.

3           \***-0971/P5.329**\*SECTION 1177. 36.11 (27) of the statutes is repealed.

4           \***-0971/P5.330**\*SECTION 1178. 36.11 (27m) of the statutes is created to read:

5           36.11 (27m) LEASE WITH STATE. (a) The board shall negotiate and enter into a  
6 lease agreement for an initial period of not more than 75 years with the secretary of  
7 administration to lease any state-owned property or facilities required for the board  
8 to perform its duties and exercise its powers. The lease agreement shall include all  
9 of the following:

10           1. A provision that requires the board to pay the state for leasing property and  
11 facilities under the agreement a nominal amount determined by the parties to be  
12 necessary to prevent the lease agreement from being unenforceable because of a lack  
13 of consideration.

14           2. A provision that requires the board to conduct its operations in such a way  
15 so that it will not adversely affect the exclusion of interest on bonds issued by the  
16 state from gross income under 26 USC 103 for federal income tax purposes.

17           3. A provision that gives the state ownership of all of the following:

18           a. Any improvements or modifications made by the board to property or  
19 facilities leased under the lease agreement.

20           b. Any facility that the board constructs on state-owned land.

21           4. A provision that, notwithstanding s. 13.48 (10) (c), requires the board to  
22 obtain the approval of the building commission for any construction or renovation  
23 project involving a state-owned facility or occurring on state-owned land, if the cost  
24 of the project is at least \$760,000.

## SECTION 1178

1           5. A provision requiring the authority to make payments for principal and  
2 interest costs incurred in financing self-amortizing university facilities and to make  
3 payments under an agreement or ancillary arrangement entered into under s. 18.06  
4 (8) (a).

5           6. A provision making the board responsible for maintenance and upkeep of the  
6 facilities and property leased under the lease agreement.

7           7. Any provision necessary to ensure that the general management and  
8 operation of the facilities and property leased under the lease agreement are  
9 consistent with duties and powers of the board.

10          8. A provision on a mechanism for the resolution of disputes.

11           (b) The board shall submit the lease agreement required under par. (a) and any  
12 subsequent modification, extension, or renewal of the lease agreement to the joint  
13 committee on finance. No extension or renewal of the lease agreement may be for  
14 a period of more than 75 years. The lease agreement and any modification,  
15 extension, or renewal of the lease agreement may take effect only upon approval of  
16 the committee.

17          \*~~0971/P5.331~~\*SECTION 1179. 36.11 (28) of the statutes is amended to read:

18          36.11 (28) LEASE AGREEMENT WITH THE UNIVERSITY OF WISCONSIN HOSPITALS AND  
19 CLINICS AUTHORITY. ~~Subject to 1995 Wisconsin Act 27, section 9159 (2) (k), and subject~~  
20 ~~to any prior lease entered into under s. 13.48 (14) (am) or 16.848 (1), the~~ The board  
21 ~~shall negotiate and enter into a~~ carry out the obligations under any lease agreement  
22 with the University of Wisconsin Hospitals and Clinics Authority that meets the  
23 requirements under s. 233.04 (7) ~~and, 2013 stats., and that is in effect on the effective~~  
24 date of this subsection .... [LRB inserts date], and the board shall comply with s.  
25 233.04 (7g).

1           \***-0971/P5.332\*SECTION 1180.** 36.11 (28m) of the statutes is amended to read:

2           36.11 (28m) AFFILIATION AGREEMENT WITH THE UNIVERSITY OF WISCONSIN  
3 HOSPITALS AND CLINICS AUTHORITY. ~~Subject to 1995 Wisconsin Act 27, section 9159 (2)~~  
4 ~~(k), the~~ The board shall negotiate and enter into an carry out the obligations under  
5 any affiliation agreement with the University of Wisconsin Hospitals and Clinics  
6 Authority that meets the requirements under s. 233.04 (7m) and, 2013 stats., and  
7 that is in effect on the effective date of this subsection .... [LRB inserts date], and the  
8 board shall comply with s. 233.04 (7p).

9           \***-0971/P5.333\*SECTION 1181.** 36.11 (29) of the statutes is amended to read:

10          36.11 (29) OTHER AGREEMENTS WITH THE UNIVERSITY OF WISCONSIN HOSPITALS  
11 AND CLINICS AUTHORITY. The board may enter into joint purchasing contracts and  
12 other contracts, rental agreements and cooperative agreements and other necessary  
13 arrangements with the University of Wisconsin Hospitals and Clinics Authority  
14 which may be necessary and convenient for the missions, objects and uses of the  
15 University of Wisconsin Hospitals and Clinics Authority authorized by law.  
16 ~~Purchasing contracts and agreements are subject to s. 16.73 (5).~~

17          \***-0971/P5.334\*SECTION 1182.** 36.11 (29r) of the statutes, as affected by 2015  
18 Wisconsin Act .... (this act), is repealed.

\*\*\*\*NOTE: This is reconciled s. 36.11 (29r). This SECTION has been affected by drafts  
with the following LRB numbers: LRB-0971/P4 and LRB-1215/P2.

19          \***-1215/P3.72\*SECTION 1183.** 36.11 (29r) (b) 1. of the statutes is amended to  
20 read:

21          36.11 (29r) (b) 1. The board shall coordinate any economic development  
22 assistance with the ~~Wisconsin Economic Development Corporation~~ Forward  
23 Wisconsin Development Authority.

1           \***-1215/P3.73\*SECTION 1184.** 36.11 (29r) (b) 2. of the statutes is amended to  
2 read:

3           36.11 **(29r)** (b) 2. Annually, no later than October 1, the board shall submit to  
4 the joint legislative audit committee and to the appropriate standing committees of  
5 the legislature under s. 13.172 (3) a comprehensive report assessing economic  
6 development programs administered by the board. The report shall include all of the  
7 information required under s. ~~238.07~~ 235.016 (2). The board shall collaborate with  
8 the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin  
9 Development Authority to make readily accessible to the public on an  
10 Internet-based system the information required under this subsection.

11           \***-0971/P5.335\*SECTION 1185.** 36.11 (31) of the statutes is repealed.

12           \***-0971/P5.336\*SECTION 1186.** 36.11 (32) of the statutes is repealed.

13           \***-0971/P5.337\*SECTION 1187.** 36.11 (33) of the statutes is repealed.

14           \***-0971/P5.338\*SECTION 1188.** 36.11 (36) of the statutes is repealed.

15           \***-0971/P5.339\*SECTION 1189.** 36.11 (36m) of the statutes is repealed.

16           \***-0971/P5.340\*SECTION 1190.** 36.11 (37) of the statutes is repealed.

17           \***-0971/P5.341\*SECTION 1191.** 36.11 (39) of the statutes is repealed.

18           \***-0971/P5.342\*SECTION 1192.** 36.11 (40) of the statutes is repealed.

19           \***-0971/P5.343\*SECTION 1193.** 36.11 (43) of the statutes is repealed.

20           \***-0971/P5.344\*SECTION 1194.** 36.11 (44) of the statutes is repealed.

21           \***-0971/P5.345\*SECTION 1195.** 36.11 (46) of the statutes is repealed.

22           \***-0971/P5.346\*SECTION 1196.** 36.11 (47) (intro.) of the statutes is repealed and  
23 recreated to read:

24           36.11 **(47)** (intro.) ARMED FORCES. If a student who is a member of a national  
25 guard or a member of a reserve unit of the U.S. armed forces withdraws from school



1 after September 11, 2001, because he or she is called into state active duty or into  
2 active service with the U.S. armed forces for at least 30 days, the board shall reenroll  
3 the student beginning in the semester in which he or she is discharged, demobilized,  
4 or deactivated from active duty or the next succeeding semester, whichever the  
5 student prefers, shall give the student the same priority in registering for courses  
6 that the student would have had if he or she had registered for courses at the  
7 beginning of the registration period, and, at the student's request, do one of the  
8 following for all courses from which the student had to withdraw:

9 \*~~0971/P5.347~~\***SECTION 1197.** 36.11 (48) of the statutes is repealed.

10 \*~~0971/P5.348~~\***SECTION 1198.** 36.11 (51) of the statutes is repealed.

11 \*~~0971/P5.349~~\***SECTION 1199.** 36.11 (53) of the statutes is repealed.

12 \*~~0971/P5.350~~\***SECTION 1200.** 36.11 (53m) of the statutes is repealed.

13 \*~~0971/P5.351~~\***SECTION 1201.** 36.11 (54) of the statutes is repealed.

14 \*~~0971/P5.352~~\***SECTION 1202.** 36.11 (55) of the statutes is repealed.

15 \*~~0971/P5.353~~\***SECTION 1203.** 36.11 (55m) (e) of the statutes is amended to

16 read:

17 36.11 (~~55m~~) (e) The conditions for accepting the contracts and conducting the  
18 research are established pursuant to a process approved by the chancellor, ~~in~~  
19 ~~consultation with the faculty,~~ of the institution at which the research is to be  
20 conducted.

21 \*~~0971/P5.354~~\***SECTION 1204.** 36.11 (56) of the statutes is amended to read:

22 36.11 (~~56~~) **TRAVEL POLICIES.** ~~Effective July 1, 2013, the~~ The board shall establish  
23 travel policies for system employees and a schedule for the reimbursement of system  
24 employees for travel expenses.

25 \*~~0971/P5.355~~\***SECTION 1205.** 36.11 (57) of the statutes is repealed.

## SECTION 1206

1           \*~~0971/P5.356~~\*SECTION 1206. 36.11 (59) of the statutes is created to read:

2           36.11 (59) PAYMENTS FOR DEPOSIT INTO THE MEDICAL ASSISTANCE TRUST FUND. In  
3 each fiscal year, the Board of Regents shall make a payment of no more than  
4 \$30,338,500 to the secretary of administration for deposit into the medical assistance  
5 trust fund.

6           \*~~0971/P5.357~~\*SECTION 1207. 36.115 of the statutes is repealed.

7           \*~~0971/P5.358~~\*SECTION 1208. 36.12 (3) of the statutes is repealed.

8           \*~~0971/P5.359~~\*SECTION 1209. 36.13 of the statutes is repealed.

9           \*~~0971/P5.360~~\*SECTION 1210. 36.14 of the statutes is repealed.

10          \*~~0971/P5.361~~\*SECTION 1211. 36.15 of the statutes, as affected by 2011  
11 Wisconsin Act 32, is repealed.

12          \*~~0971/P5.362~~\*SECTION 1212. 36.17 of the statutes is repealed.

13          \*~~0971/P5.363~~\*SECTION 1213. 36.19 of the statutes is repealed.

14          \*~~0971/P5.364~~\*SECTION 1214. 36.21 of the statutes is repealed.

15          \*~~0971/P5.365~~\*SECTION 1215. 36.23 of the statutes is amended to read:

16           **36.23 Conflict of interest.** No ~~regent or officer or~~ member of the board or  
17 other person appointed or employed ~~in any position in the system by the board~~ may  
18 at any time act as agent for any person or organization where such act would create  
19 a conflict of interest with the terms of the person's service in the system. The board  
20 shall define conflicts of interest and ~~promulgate rules~~ adopt policies and procedures  
21 related thereto.

22          \*~~0971/P5.366~~\*SECTION 1216. 36.25 (2) of the statutes is amended to read:

23           36.25 (2) WISCONSIN RESIDENTS PREFERENCE IN HOUSING. Preference as to  
24 rooming, boarding and apartment facilities in the use of living units operated by any  
25 university shall, for the following school year, be given to students who are residents

1 of this state and who apply before March 15, unless a later date is set by the board.  
2 Such preference shall be granted in accordance with categories of priority  
3 established by the board. Leases or other agreements for occupancy of such living  
4 units shall not exceed a term of one calendar year. The board may ~~promulgate rules~~  
5 adopt policies and procedures for the execution of this subsection.

6 \*~~0971/P5.367~~\*SECTION 1217. 36.25 (3) of the statutes is repealed.

7 \*~~0971/P5.368~~\*SECTION 1218. 36.25 (3m) of the statutes is repealed.

8 \*~~0971/P5.369~~\*SECTION 1219. 36.25 (4) of the statutes is repealed.

9 \*~~0971/P5.370~~\*SECTION 1220. 36.25 (5) of the statutes is repealed.

10 \*~~0971/P5.371~~\*SECTION 1221. 36.25 (7) of the statutes is repealed.

11 \*~~0971/P5.372~~\*SECTION 1222. 36.25 (8) of the statutes is repealed.

12 \*~~0971/P5.373~~\*SECTION 1223. 36.25 (9) of the statutes is repealed.

13 \*~~0971/P5.374~~\*SECTION 1224. 36.25 (10) of the statutes is repealed.

14 \*~~0971/P5.375~~\*SECTION 1225. 36.25 (11) of the statutes is renumbered 250.08,  
15 and 250.08 (1), (2) and (5), as renumbered, are amended to read:

16 250.08 (1) ~~The laboratory of hygiene shall be attached to the University of~~  
17 ~~Wisconsin-Madison.~~ The laboratory of hygiene board shall meet at least quarterly  
18 and may promulgate rules under ch. 227, approve the laboratory of hygiene budget,  
19 set fees, set priorities and make final approval of laboratory resources so that the  
20 laboratory can act in response to agencies' planned objectives and program priorities.

21 (2) The laboratory shall provide complete laboratory services in the areas of  
22 water quality, air quality, public health and contagious diseases for appropriate state  
23 agencies, and may perform examinations for licensed physicians, veterinarians,  
24 local health officers, as ~~defined in s. 250.01 (5)~~, and resource management officials  
25 as may be necessary for the prevention and control of those diseases and

## SECTION 1225

1 environmental hazards which cause concern for public health and environmental  
2 quality. The laboratory shall charge the department of natural resources and the  
3 department of health services, and may charge any other state agency, a fee  
4 sufficient to reimburse the laboratory for the costs of providing services under this  
5 subsection.

6 (5) The technical staff and other employees necessary to the operation of the  
7 laboratory shall be employed under the classified service by the director. The  
8 laboratory of hygiene board, upon the recommendation of the chancellor of the  
9 University of Wisconsin–Madison, with the approval of the laboratory of hygiene  
10 board secretary of agriculture, trade and consumer protection, shall appoint the  
11 director of the laboratory and such other members of its professional staff as are  
12 required for the administration of the laboratory.

13 \*~~0971/P5.376~~\*SECTION 1226. 36.25 (12) (b) of the statutes is amended to read:

14 36.25 (12) (b) All property used by the Wisconsin Psychiatric Institute  
15 established under s. 46.044, except real property used by the institute and except  
16 property of the University of Wisconsin Hospitals and Clinics, is transferred from the  
17 board to the board which state, and the board shall hold such property on behalf of  
18 the state for the use of the psychiatric research institute.

19 \*~~0971/P5.377~~\*SECTION 1227. 36.25 (13m) of the statutes is repealed.

20 \*~~0971/P5.378~~\*SECTION 1228. 36.25 (13s) of the statutes is repealed.

21 \*~~0971/P5.379~~\*SECTION 1229. 36.25 (14) of the statutes is repealed.

22 \*~~0971/P5.380~~\*SECTION 1230. 36.25 (14m) of the statutes is repealed.

23 \*~~0971/P5.381~~\*SECTION 1231. 36.25 (15) of the statutes is repealed.

24 \*~~0971/P5.382~~\*SECTION 1232. 36.25 (18) of the statutes is repealed.

25 \*~~0971/P5.383~~\*SECTION 1233. 36.25 (19) of the statutes is repealed.

1           \***-0971/P5.384\*SECTION 1234.** 36.25 (21) of the statutes is repealed.

2           \***-0971/P5.385\*SECTION 1235.** 36.25 (21m) of the statutes is repealed.

3           \***-0971/P5.386\*SECTION 1236.** 36.25 (22) of the statutes is repealed.

4           \***-0971/P5.387\*SECTION 1237.** 36.25 (23) of the statutes is repealed.

5           \***-0971/P5.388\*SECTION 1238.** 36.25 (23m) of the statutes is repealed.

6           \***-1215/P3.74\*SECTION 1239.** 36.25 (24) of the statutes is amended to read:

7           36.25 (24) EMPLOYEE-OWNED BUSINESSES PROGRAM. Through the University of  
8           Wisconsin small business development center, in cooperation with the Wisconsin  
9           ~~Economic Development Corporation~~ Forward Wisconsin Development Authority,  
10          the technical college system board and the University of Wisconsin-Extension, the  
11          board shall create, as needed, educational programs to provide training in the  
12          management of employee-owned businesses and shall provide technical assistance  
13          to employee-owned businesses in matters affecting their management and business  
14          operations, including assistance with governmental relations and assistance in  
15          obtaining management, technical and financial assistance.

16          \***-0971/P5.389\*SECTION 1240.** 36.25 (24) of the statutes, as affected by 2015  
17          Wisconsin Act .... (this act), is repealed.

          \*\*\*\*NOTE: This is reconciled s. 36.25 (24). This SECTION has been affected by drafts  
with the following LRB numbers: LRB-0971/P4 and LRB-1215/P2.

18          \***-0971/P5.390\*SECTION 1241.** 36.25 (25) of the statutes is repealed.

19          \***-0971/P5.391\*SECTION 1242.** 36.25 (27) of the statutes is repealed.

20          \***-0971/P5.392\*SECTION 1243.** 36.25 (28) of the statutes is repealed.

21          \***-0971/P5.393\*SECTION 1244.** 36.25 (29) of the statutes is repealed.

22          \***-0971/P5.394\*SECTION 1245.** 36.25 (29m) of the statutes is repealed.

23          \***-0971/P5.395\*SECTION 1246.** 36.25 (29r) of the statutes is repealed.

**SECTION 1247**

- 1           \***-0971/P5.396**\*SECTION 1247. 36.25 (30) of the statutes is repealed.
- 2           \***-0971/P5.397**\*SECTION 1248. 36.25 (30g) of the statutes is repealed.
- 3           \***-0971/P5.398**\*SECTION 1249. 36.25 (30m) of the statutes is repealed.
- 4           \***-0971/P5.399**\*SECTION 1250. 36.25 (31) of the statutes is repealed.
- 5           \***-0971/P5.400**\*SECTION 1251. 36.25 (32) of the statutes is repealed.
- 6           \***-0971/P5.401**\*SECTION 1252. 36.25 (33) of the statutes is repealed.
- 7           \***-0971/P5.402**\*SECTION 1253. 36.25 (34) of the statutes is repealed.
- 8           \***-0971/P5.403**\*SECTION 1254. 36.25 (35m) of the statutes is repealed.
- 9           \***-0971/P5.404**\*SECTION 1255. 36.25 (36) of the statutes is repealed.
- 10          \***-0971/P5.405**\*SECTION 1256. 36.25 (37) of the statutes is repealed.
- 11          \***-0971/P5.406**\*SECTION 1257. 36.25 (38) of the statutes is repealed.
- 12          \***-0971/P5.407**\*SECTION 1258. 36.25 (39) of the statutes is repealed.
- 13          \***-0971/P5.408**\*SECTION 1259. 36.25 (42) of the statutes is repealed.
- 14          \***-0971/P5.409**\*SECTION 1260. 36.25 (44) of the statutes is repealed.
- 15          \***-0971/P5.410**\*SECTION 1261. 36.25 (46) of the statutes is repealed.
- 16          \***-0971/P5.411**\*SECTION 1262. 36.25 (47) of the statutes is repealed.
- 17          \***-0971/P5.412**\*SECTION 1263. 36.25 (48) of the statutes is repealed.
- 18          \***-0971/P5.413**\*SECTION 1264. 36.25 (49) of the statutes is repealed.
- 19          \***-0971/P5.414**\*SECTION 1265. 36.25 (49m) of the statutes is repealed.
- 20          \***-0971/P5.415**\*SECTION 1266. 36.25 (50) of the statutes is repealed.
- 21          \***-0971/P5.416**\*SECTION 1267. 36.25 (51) of the statutes is repealed.
- 22          \***-0971/P5.417**\*SECTION 1268. 36.25 (52) of the statutes is repealed.
- 23          \***-0971/P5.418**\*SECTION 1269. 36.25 (53) of the statutes is repealed.
- 24          \***-0971/P5.419**\*SECTION 1270. 36.27 (2m) of the statutes is repealed.
- 25          \***-0971/P5.420**\*SECTION 1271. 36.27 (3) of the statutes is repealed.

1           \*~~0971/P5.421~~\*SECTION 1272. 36.27 (4) of the statutes is repealed.

2           \*~~0971/P5.422~~\*SECTION 1273. 36.27 (5) of the statutes is repealed.

3           \*~~0971/P5.423~~\*SECTION 1274. 36.27 (7) (f) 1. of the statutes is created to read:  
4           36.27 (7) (f) 1. In this paragraph, “party” means the Board of Regents or the  
5           designated body representing the state of Minnesota.

6           \*~~0971/P5.424~~\*SECTION 1275. 36.29 of the statutes is repealed.

7           \*~~0971/P5.425~~\*SECTION 1276. 36.30 of the statutes, as affected by 2011  
8           Wisconsin Act 32, is amended to read:

9           **36.30 Sick leave.** Leave of absence for employees with pay, owing to sickness,  
10          shall be regulated by ~~rules~~ policies and procedures of the board, ~~except that unused~~  
11          ~~sick leave shall accumulate from year to year.~~

12          \*~~0971/P5.426~~\*SECTION 1277. 36.31 (2m) (b) of the statutes is amended to  
13          read:

14          36.31 (2m) (b) ~~Notwithstanding s. 36.09 (4), the~~ The Board of Regents and the  
15          technical college system board shall, and the governing boards of tribally controlled  
16          colleges in this state and the association, on behalf of private colleges, may, enter into  
17          and implement an agreement that identifies core general education courses totaling  
18          not fewer than 30 credits and establishes policies for ensuring that, beginning in the  
19          2014–15 academic year, credits for completing the courses are transferable and  
20          would satisfy general education requirements at the receiving institution or college,  
21          between and within each institution, college campus, and technical college, and each  
22          tribally controlled college and private college that elects to participate in the  
23          agreement.

24          \*~~0971/P5.427~~\*SECTION 1278. 36.31 (3) of the statutes is repealed.

25          \*~~0971/P5.428~~\*SECTION 1279. 36.32 of the statutes is repealed.

**SECTION 1280**

1           \***-0971/P5.429\*SECTION 1280.** 36.33 of the statutes is repealed.

2           \***-0971/P5.430\*SECTION 1281.** 36.335 of the statutes is repealed.

3           \***-0971/P5.431\*SECTION 1282.** 36.34 of the statutes, as affected by 2015  
4 Wisconsin Act ... (this act), is repealed.

      \*\*\*NOTE: This is reconciled s. 36.34. This SECTION has been affected by drafts with  
the following LRB numbers: LRB-0807/P5 and LRB-0971/P4.

5           \***-0807/P5.180\*SECTION 1283.** 36.34 (1) (a) 3. of the statutes is amended to  
6 read:

7           36.34 (1) (a) 3. Is a Hispanic, as defined in s. ~~16.287~~ 203.07 (1) (d).

8           \***-0971/P5.432\*SECTION 1284.** 36.35 (1) of the statutes is amended to read:

9           36.35 (1) POWER TO SUSPEND; RULES. The board may delegate the power to  
10 suspend or expel students for misconduct or other cause prescribed by the board. The  
11 board shall ~~promulgate rules under ch. 227~~ adopt policies and procedures governing  
12 student conduct and ~~procedures~~ for the administration of violations.

13           \***-0971/P5.433\*SECTION 1285.** 36.36 of the statutes is repealed.

14           \***-0971/P5.434\*SECTION 1286.** 36.37 of the statutes is repealed.

15           \***-0971/P5.435\*SECTION 1287.** 36.39 of the statutes is repealed.

16           \***-0971/P5.436\*SECTION 1288.** 36.395 of the statutes is repealed.

17           \***-0971/P5.437\*SECTION 1289.** 36.40 of the statutes is repealed.

18           \***-0971/P5.438\*SECTION 1290.** 36.43 (intro.) of the statutes is amended to  
19 read:

20           **36.43 Accommodation of religious beliefs.** (intro.) The board shall  
21 ~~promulgate rules~~ adopt policies and procedures providing for the reasonable  
22 accommodation of a student's sincerely held religious beliefs with regard to all



1 examinations and other academic requirements. ~~The rules policies and procedures~~  
2 shall include all of the following:

3 \*~~0971/P5.439~~\*SECTION 1291. 36.43 (1) of the statutes is amended to read:

4 36.43 (1) Written and timely notification of all students and instructors of the  
5 ~~rules policies and procedures~~ and complaint process.

6 \*~~0971/P5.440~~\*SECTION 1292. 36.44 (1) of the statutes is renumbered 36.44.

7 \*~~0971/P5.441~~\*SECTION 1293. 36.44 (2) of the statutes is repealed.

8 \*~~0971/P5.442~~\*SECTION 1294. 36.45 of the statutes is repealed.

9 \*~~0971/P5.443~~\*SECTION 1295. 36.46 of the statutes is repealed.

10 \*~~0971/P5.444~~\*SECTION 1296. 36.48 of the statutes is repealed.

11 \*~~0971/P5.445~~\*SECTION 1297. 36.49 of the statutes is repealed.

12 \*~~0971/P5.446~~\*SECTION 1298. 36.51 (9) of the statutes is amended to read:

13 36.51 (9) The board shall adopt reasonable ~~rules policies and procedures~~  
14 necessary to implement this section.

15 \*~~0971/P5.447~~\*SECTION 1299. 36.52 of the statutes, as affected by 2011  
16 Wisconsin Act 32, is repealed.

17 \*~~0971/P5.448~~\*SECTION 1300. 36.53 of the statutes is repealed.

18 \*~~0971/P5.449~~\*SECTION 1301. 36.54 of the statutes is repealed.

19 \*~~0971/P5.450~~\*SECTION 1302. 36.55 of the statutes is repealed.

20 \*~~0971/P5.451~~\*SECTION 1303. 36.56 of the statutes is repealed.

21 \*~~0971/P5.452~~\*SECTION 1304. 36.58 of the statutes is renumbered 93.13, and  
22 93.13 (2) (a) 3. and (c), (3) (b), (3m) and (4), as renumbered, are amended to read:

23 93.13 (2) (a) 3. Provides the testing and diagnostic services needed by the  
24 department of ~~agriculture, trade and consumer protection~~ to discharge the  
25 department's responsibilities related to disease control and animal health.

## SECTION 1304

1 (c) In cooperation with the school of veterinary medicine and the department  
2 of ~~agriculture, trade and consumer protection~~, participate in research and in the  
3 provision of field services, consultation services and education as determined to be  
4 appropriate by the veterinary diagnostic laboratory board.

5 (3) (b) The veterinary diagnostic laboratory may not charge a fee for any testing  
6 or diagnostic service conducted for the subunit of the department of ~~agriculture,~~  
7 ~~trade and consumer protection~~ that is responsible for animal health or for the  
8 subunit of the federal department of agriculture that is responsible for animal  
9 health.

10 (3m) APPOINTMENT OF DIRECTOR. After consultation with the veterinary  
11 diagnostic laboratory board, the ~~chancellor of the University of Wisconsin-Madison~~  
12 secretary of agriculture, trade and consumer protection shall appoint an individual  
13 who has received the degree of doctor of veterinary medicine as the director of the  
14 veterinary diagnostic laboratory.

15 (4) SUBMISSION OF BUDGET. Notwithstanding s. 15.03, the ~~board of regents of the~~  
16 ~~University of Wisconsin System~~ secretary of agriculture, trade and consumer  
17 protection shall process and forward to the department of administration all  
18 personnel and biennial budget requests of the veterinary diagnostic laboratory board  
19 without change.

20 \*-0971/P5.453\*SECTION 1305. 36.585 (3) (a) of the statutes is amended to read:

21 36.585 (3) (a) The third-party entity or other person does not offer, resell, or  
22 provide telecommunications services that it did not offer, resell, or provide on June  
23 15, 2011, and the third-party entity or other person does not offer, resell, or provide  
24 telecommunications services to a private entity, to the general public, or to a public  
25 entity other than a university or a university-affiliated research facility ~~or a facility~~

1 approved by the joint committee on finance under sub. (4), that the third-party entity  
2 was not serving on June 15, 2011.

3 ~~\*-0971/P5.454~~\*SECTION 1306. 36.585 (4) of the statutes is repealed.

4 ~~\*-0971/P5.455~~\*SECTION 1307. 36.59 (title) of the statutes is repealed.

5 ~~\*-0971/P5.456~~\*SECTION 1308. 36.59 (1) of the statutes is repealed.

6 ~~\*-0971/P5.457~~\*SECTION 1309. 36.59 (2) of the statutes is repealed.

7 ~~\*-0971/P5.458~~\*SECTION 1310. 36.59 (3) of the statutes is repealed.

8 ~~\*-0971/P5.459~~\*SECTION 1311. 36.59 (4) of the statutes is repealed.

9 ~~\*-0971/P5.460~~\*SECTION 1312. 36.59 (5) of the statutes is repealed.

10 ~~\*-0971/P5.461~~\*SECTION 1313. 36.59 (6) of the statutes is repealed.

11 ~~\*-0971/P5.462~~\*SECTION 1314. 36.59 (7) (intro.) of the statutes is renumbered  
12 36.59 (intro.) and amended to read:

13 **36.59 Reports Information technology reports.** (intro.) No later than  
14 March 1 and September 1 of each year, the Board of Regents shall submit to the joint  
15 committee on information policy and technology a report that documents for each  
16 information technology project within the system with that is funded with general  
17 purpose revenue and that has an actual or projected cost greater than \$1,000,000 or  
18 ~~that the board has identified as a large, high-risk information technology project~~  
19 ~~under sub. (2) (a)~~ all of the following:

20 ~~\*-0971/P5.463~~\*SECTION 1315. 36.59 (7) (a) and (b) of the statutes are  
21 renumbered 36.59 (1m) and (2m).

22 ~~\*-0971/P5.464~~\*SECTION 1316. 36.59 (7) (c) of the statutes is renumbered 36.59  
23 (3m) and amended to read:

24 36.59 (3m) An explanation for any variation between the original and updated  
25 costs and completion dates under pars. (a) and (b) subs. (1m) and (2m).

**SECTION 1317**

1           \***-0971/P5.465\*SECTION 1317.** 36.59 (7) (d) and (e) of the statutes are  
2           renumbered 36.59 (4m) and (5m).

3           \***-0971/P5.466\*SECTION 1318.** 36.59 (7) (f) of the statutes is repealed.

4           \***-0971/P5.467\*SECTION 1319.** 36.59 (7) (g) and (h) of the statutes are  
5           renumbered 36.59 (6m) and (7g).

6           \***-0971/P5.468\*SECTION 1320.** 36.59 (7m) of the statutes is repealed.

7           \***-0971/P5.469\*SECTION 1321.** 36.59 (8) of the statutes is repealed.

8           \***-0971/P5.470\*SECTION 1322.** 36.60 of the statutes is repealed.

9           \***-0971/P5.471\*SECTION 1323.** 36.61 of the statutes is repealed.

10          \***-0971/P5.472\*SECTION 1324.** 36.62 of the statutes is repealed.

11          \***-0971/P5.473\*SECTION 1325.** 36.63 of the statutes is repealed.

12          \***-0971/P5.474\*SECTION 1326.** 36.65 (2) (a) of the statutes is amended to read:

13           36.65 (2) (a) *Performance.* The graduation rate, the total number of graduates,  
14           the time needed to graduate, the number of credits needed to obtain a degree, ~~the~~  
15           ~~number of degrees awarded in fields specified in s. 36.25 (52) (a) 2. a.,~~ retention rates,  
16           placement of graduates, and the percentage of residents and nonresidents who  
17           reside in this state 10 years after graduation.

18          \***-0971/P5.475\*SECTION 1327.** 36.65 (2) (g) of the statutes is amended to read:

19           36.65 (2) (g) *Economic development.* The amount and source of research funds  
20           and other new revenue brought into the state, the number of government contracts  
21           received, the number of research projects in progress or completed, the number of  
22           patents and licenses for system inventions, the number of new businesses created or  
23           spun off, the number of secondary businesses affiliated with the system or  
24           system-sponsored research projects, support provided to existing industries  
25           throughout the state, job growth from support to existing industries and new

1 businesses, the number of jobs created in campus areas, the number of jobs created  
2 statewide, and a comparison of economic indicators for campus and other areas, ~~and~~  
3 a description of the economic development programs, as defined in s. 36.11 (29r) (a),  
4 that have been undertaken.

5 ~~\*-0971/P5.476\*~~**SECTION 1328.** 36.65 (2) (i) of the statutes is repealed.

6 ~~\*-1215/P3.75\*~~**SECTION 1329.** 38.04 (1m) (b) (intro.) of the statutes is amended  
7 to read:

8 38.04 (1m) (b) (intro.) The board, in consultation with the ~~Wisconsin Economic~~  
9 ~~Development Corporation~~ Forward Wisconsin Development Authority, shall do all  
10 of the following for each economic development program administered by the board:

11 ~~\*-0807/P6.171\*~~**SECTION 1330.** 38.04 (8) (a) of the statutes is amended to read:

12 38.04 (8) (a) In this subsection, “minority group member” has the meaning  
13 given in s. ~~16.287~~ 203.07 (1) (f).

14 ~~\*-1215/P3.76\*~~**SECTION 1331.** 38.04 (10m) (a) of the statutes is amended to  
15 read:

16 38.04 (10m) (a) The board shall coordinate any economic development  
17 assistance with the ~~Wisconsin Economic Development Corporation~~ Forward  
18 Wisconsin Development Authority.

19 ~~\*-1215/P3.77\*~~**SECTION 1332.** 38.04 (10m) (b) of the statutes is amended to  
20 read:

21 38.04 (10m) (b) Annually, no later than October 1, the board shall submit to  
22 the joint legislative audit committee and to the appropriate standing committees of  
23 the legislature under s. 13.172 (3) a comprehensive report assessing economic  
24 development programs, as defined in sub. (1m) (a), administered by the board. The  
25 report shall include all of the information required under s. ~~238.07~~ 235.016 (2). The

## SECTION 1332

1 board shall collaborate with the ~~Wisconsin Economic Development Corporation~~  
2 Forward Wisconsin Development Authority to make readily accessible to the public  
3 on an Internet-based system the information required under this subsection.

4 \*~~0971/P5.477~~\*SECTION 1333. 38.04 (19) of the statutes is amended to read:

5 38.04 (19) COOPERATIVE RESEARCH ON EDUCATION PROGRAMS. The board shall  
6 enter into a written agreement with the department of public instruction, the board  
7 of regents of the University of Wisconsin System Authority, and the Wisconsin  
8 Association of Independent Colleges and Universities to cooperatively conduct  
9 research on preschool through postsecondary education programs under s. 115.297,  
10 except as provided in s. 115.297 (5) (b).

11 \*~~0971/P5.478~~\*SECTION 1334. 38.04 (27) of the statutes is amended to read:

12 38.04 (27) SCHOOL SAFETY. The board shall work with ~~schools of education and~~  
13 ~~other departments of the University of Wisconsin System under s. 36.11 (36m),~~  
14 school districts, private schools, tribal schools, and the department of public  
15 instruction to present to school districts, private schools, and tribal schools the  
16 results of research on models for and approaches to improving school safety and  
17 reducing discipline problems in schools and at school activities.

18 \*~~0855/2.1~~\*SECTION 1335. 38.24 (9) of the statutes is created to read:

19 38.24 (9) HIGH-DEMAND FIELDS. Notwithstanding sub. (1m), the board may not  
20 establish program fees for a course that exceed the program fees for the same course  
21 in the same district in the most recent school year in which the course was offered  
22 if the course substantially relates to a high-demand field identified in the most  
23 recent report received by the board under s. 106.34 (2) (b).

24 \*~~0807/P6.172~~\*SECTION 1336. 38.26 (1) of the statutes is amended to read:

1           38.26 (1) In this section, “minority student” means a student enrolled in a  
2 district school who is a minority group member, as defined in s. ~~16.287~~ 203.07 (1) (f).

3           \*~~0399/P2.1~~**SECTION 1337.** 38.28 (2) (b) of the statutes is renumbered 38.28  
4 (2) (b) 1m., and 38.28 (2) (b) 1m. a., as renumbered, is amended to read:

5           38.28 (2) (b) 1m. a. The district’s aidable cost shall be multiplied by the  
6 applicable percentage and this product shall be multiplied by the equalization index  
7 to determine state aids. In this ~~subdivision~~ subd. 1m. a., the “applicable percentage”  
8 is the percentage sufficient to generate total aid under this section that will fall  
9 within the range of 0.999 and 1.001 of the amount appropriated under s. 20.292 (1)  
10 (d), as determined by the board.

11           \*~~0399/P2.2~~**SECTION 1338.** 38.28 (2) (b) 2m. of the statutes is created to read:  
12 38.28 (2) (b) 2m. This paragraph does not apply beginning July 1, 2019.

13           \*~~1167/2.1~~**SECTION 1339.** 38.28 (2) (be) 1. i. of the statutes is created to read:  
14 38.28 (2) (be) 1. i. The development and implementation of a policy to award  
15 course credit for relevant educational experience or training not obtained through  
16 an institution of higher education, including skills training received during military  
17 service.

18           \*~~1167/2.2~~**SECTION 1340.** 38.28 (2) (be) 1m. of the statutes is amended to read:  
19 38.28 (2) (be) 1m. Subject to modification by the joint committee on finance  
20 under subd. 2., allocations under the formula established under subd. 1. shall be  
21 based on a district’s performance with respect to 7 of the ~~9~~ 10 criteria specified in  
22 subd. 1. a. to ~~h.~~ i., and the board shall allow each district to designate the criteria used  
23 for the allocations.

24           \*~~1167/2.3~~**SECTION 1341.** 38.28 (2) (be) 3. b. of the statutes is amended to read:

**SECTION 1341**

1           38.28 (2) (be) 3. b. The performance of each district with respect to each  
2 criterion specified in subd. 1. a. to ~~h.~~ i.

3           \***-1167/2.4**\***SECTION 1342.** 38.28 (2) (be) 3. d. of the statutes is amended to read:

4           38.28 (2) (be) 3. d. The performance of the technical college system as a whole  
5 with respect to each criterion specified in subd. 1. a. to ~~h.~~ i.

6           \***-1167/2.5**\***SECTION 1343.** 38.28 (2) (be) 5. of the statutes is amended to read:

7           38.28 (2) (be) 5. The board shall include in its biennial budget request under  
8 s. 16.42 any legislative proposals that the board recommends that relate to the  
9 criteria specified in subd. 1. a. to ~~h.~~ i. or to the plan or formula approved or modified  
10 by the joint committee on finance under subd. 2.

11           \***-0399/P2.3**\***SECTION 1344.** 38.28 (2) (bm) 2. a. of the statutes is amended to  
12 read:

13           38.28 (2) (bm) 2. a. Except for the percentages of funding specified in this  
14 subdivision to be distributed under par. (be), ~~all of~~ the amount appropriated shall be  
15 distributed under par. (b).

16           \***-0399/P2.4**\***SECTION 1345.** 38.28 (2) (bm) 2. e. of the statutes is created to  
17 read:

18           38.28 (2) (bm) 2. e. In fiscal year 2017–18, the percentage is 40 percent.

19           \***-0399/P2.5**\***SECTION 1346.** 38.28 (2) (bm) 2. f. of the statutes is created to  
20 read:

21           38.28 (2) (bm) 2. f. In fiscal year 2018–19, the percentage is 50 percent.

22           \***-0399/P2.6**\***SECTION 1347.** 38.28 (2) (bm) 2. g. of the statutes is created to  
23 read:

24           38.28 (2) (bm) 2. g. In fiscal year 2019–20 and thereafter, the percentage is 100  
25 percent.



1           \*~~0399/P2.7~~\*SECTION 1348. 38.28 (2) (bs) of the statutes is amended to read:

2           38.28 (2) (bs) The board shall reduce each district's aid payment under par. (b)

3 ~~2. 1m. b.~~, or the amount allocated to each district under the plan administered under

4 par. (be) 2., by the district's share of the amount necessary to produce and distribute

5 the statewide guide under s. 38.04 (18), as determined by the board.

6           \*~~0807/P6.173~~\*SECTION 1349. 38.50 (title) of the statutes is repealed.

7           \*~~0807/P6.174~~\*SECTION 1350. 38.50 (1) (intro.), (b), (c), (d) and (e) of the

8 statutes are renumbered 440.52 (1) (intro.), (b), (c), (d) and (e), and 440.52 (1) (e) 8.,

9 as renumbered, is amended to read:

10           440.52 (1) (e) 8. Schools accredited by accrediting agencies recognized by the

11 ~~board~~ department.

12           \*~~0807/P6.175~~\*SECTION 1351. 38.50 (1) (a) of the statutes is repealed.

13           \*~~0807/P6.176~~\*SECTION 1352. 38.50 (1) (f) of the statutes is repealed.

14           \*~~0807/P6.177~~\*SECTION 1353. 38.50 (1) (g) of the statutes is repealed.

15           \*~~0807/P6.178~~\*SECTION 1354. 38.50 (2) of the statutes is renumbered 440.52

16 (2) and amended to read:

17           440.52 (2) RESPONSIBILITIES. The ~~board~~ department shall protect the general

18 public by ~~inspecting and approving~~ authorizing private trade, correspondence,

19 business, and technical schools, and any other private school seeking funding under

20 20 USC 1070 to 1099d, doing business within this state, whether located within or

21 outside this state, ~~changes of ownership or control of the schools, teaching locations~~

22 ~~used by the schools, and courses of instruction offered by the schools and regulate the~~

23 ~~soliciting of students for correspondence or classroom courses and courses of~~

24 ~~instruction offered by the schools~~ that seek authorization from the state.

## SECTION 1355

1           \*~~0807/P6.179~~\*SECTION 1355. 38.50 (3) of the statutes is renumbered 440.52  
2 (3) and amended to read:

3           440.52 (3) RULE-MAKING POWER. The board department shall promulgate rules  
4 and establish standards necessary to administer this section.

5           \*~~0807/P6.180~~\*SECTION 1356. 38.50 (5) of the statutes is repealed.

6           \*~~0807/P6.181~~\*SECTION 1357. 38.50 (7) of the statutes is repealed.

7           \*~~0807/P6.182~~\*SECTION 1358. 38.50 (8) of the statutes is repealed.

8           \*~~0807/P6.183~~\*SECTION 1359. 38.50 (10) of the statutes is repealed.

9           \*~~0807/P6.184~~\*SECTION 1360. 38.50 (11) of the statutes is renumbered 440.52  
10 (11), and 440.52 (11) (b) 1., (c) and (d), as renumbered, are amended to read:

11           440.52 (11) (b) 1. If a school operating in this state discontinues its operations,  
12 proposes to discontinue its operations, or is in imminent danger of discontinuing its  
13 operations as determined by the board department, if the student records of the  
14 school are not taken into possession under subd. 2., and if the board department  
15 determines that the student records of the school are in danger of being destroyed,  
16 secreted, mislaid, or otherwise made unavailable to the persons who are the subjects  
17 of those student records or the authorized representatives of those persons, the board  
18 department may take possession of those student records.

19           (c) If necessary to protect student records from being destroyed, secreted,  
20 mislaid, or otherwise made unavailable to the persons who are the subjects of those  
21 student records or the authorized representatives of those persons, the board  
22 department or association may seek a court order authorizing the board department  
23 or association to take possession of those student records.

24           (d) The board department or association shall preserve a student record that  
25 comes into the possession of the board department or association under par. (b) 1. or