
Wisconsin Legislative Council

AMENDMENT MEMO



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2021 Assembly Bill 635

**Assembly
Amendment 1**

2021 ASSEMBLY BILL 635

Under current law, there are several ways an individual can qualify for in-state tuition or fees at a University of Wisconsin System (UWS) or Wisconsin Technical College System (WTCS) institution. As relevant to 2021 Assembly Bill 635, one way to qualify for in-state tuition at a UWS institution is by establishing “bona fide residency” at the time of the beginning of any semester and for the 12 months preceding. A person’s intent to establish and maintain a permanent home in Wisconsin is determinative of bona fide residency, but this intent may be shown by several factors, including filing of a Wisconsin income tax return, place of employment, and involvement in community activities in Wisconsin.

Intent to establish and maintain a permanent home in Wisconsin is also determinative of residency for the purpose of qualifying for resident fees for WTCS institutions. This intent may be shown by the same factors set forth in Wisconsin’s bona fide residency statute.

Under 2021 Assembly Bill 635, relocated service members, their spouses, and their dependents must be considered residents of Wisconsin for the purpose of in-state tuition and fees at UWS and WTCS institutions during the service member’s period of relocation if the service member, spouse, or dependent demonstrates bona fide residency. The bill defines “relocated service member” as an active duty member of the U.S. Armed Forces who has been relocated from Wisconsin and stationed on active duty in another state.

ASSEMBLY AMENDMENT 1

Under current law, the UWS Board of Regents may not allow any fall semester classes to commence until after September 1, with the exception of medical school classes and 4th year classes at the school of veterinary medicine. Assembly Amendment 1 adds “graduate health science classes” to the list of classes which the Board of Regents may allow to commence before September 1.

BILL HISTORY

Representative Edming offered Assembly Amendment 1 on December 15, 2021. On January 19, 2022, the Assembly Committee on Colleges and Universities voted to recommend adoption of the amendment and passage of the bill, as amended, both on votes of Ayes 13; Noes, 0.

EH:jal