

No. 896, A.

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CHAPTER 573

AN ACT to create 20.110 and 39.023 of the statutes, relating to creating a state commission to administer Wisconsin's participation in the federal higher education facilities program, and granting rule-making authority.

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

SECTION 1. 20.110 of the statutes is created to read:

20.110 ACADEMIC FACILITIES, COMMISSION FOR. (41) GENERAL ADMINISTRATION. All moneys collected or received for the state commission for academic facilities shall be paid within one week after receipt into the general fund, and are appropriated therefrom to the commission for the execution of its functions including staff services under s. 39.023.

SECTION 2. 39.023 of the statutes is created to read:

39.023 STATE COMMISSION FOR ACADEMIC FACILITIES. (1) There is created a state commission for academic facilities to consist of 15 members who shall be appointed by and serve at the pleasure of the Governor.

(a) Five members shall be nominated by the coordinating committee on higher education from the membership of such committee who shall represent the state institutions of higher learning.

(b) Five members shall be nominated by joint action of the Wisconsin Association of Independent Colleges and Universities and the Wisconsin Association of Presidents and Deans of Institutions of Higher Learning who shall represent all private institutions of higher learning.

(c) Five citizen members shall be directly appointed by the governor to represent the general public.

(2) The commission shall annually select a chairman and a secretary from its membership. The committee shall hold meetings at the call of the chairman at such time and place as the chairman determines. Special meetings may be called at the request of a majority of the committee. Members of the committee shall be compensated for their actual and necessary expenses.

(3) The commission, shall establish a plan to be administered by the commission for participation by this state under the higher education facilities act of 1963 (P.L. 88-204) or under similar federal acts in the future and submit to the U. S. commissioner of education for his approval. The plan shall:

(a) Provide that it shall be administered by the commission;

(b) Set forth, consistent with requirements of the U. S. commissioner of education, objective standards and methods for determining the relative priorities of eligible projects for the construction of academic facilities submitted by institutions of higher education within Wisconsin, and for determining the federal share of the development cost of each such project other than a project for a public community college or public technical institute (unless such plan provides for a uniform federal share for all such projects);

(c) Provide that the funds allotted or reallocated for any year under section 103 of P.L. 88-204 will be available only for use in the construction of academic facilities for public community colleges and public technical institutes, and that funds allotted or reallocated for any year under section 104 of P.L. 88-204 will be available only for use for the construction of academic facilities for institutions of higher education other than public community colleges and public technical institutes;

(d) Provide for assigning priorities solely on the basis of such criteria, standards and methods to eligible projects submitted to the commission and deemed by it to be otherwise approvable under P.L. 88-204, and provide for approving and recommending to the U. S. commissioner of education, in the order of such priority, applications covering such eligible projects and for certifying to the U. S. commissioner the federal share, determined by the commission, under this plan, of the development cost of the project involved;

(e) Provide for affording to every applicant which has submitted a project to the commission, an opportunity for a fair hearing before the commission as to the priority assigned to such project or as to any determination of the commission adversely affecting such applicant; and

(f) Provide for such fiscal control and fund accounting procedures as may be necessary to assure proper disbursement of and accounting for federal funds paid to the commission and provide for the making of such reports as the U. S. commissioner of education may reasonably require.

(4) The commission may utilize such other criteria for determination of priorities, participation, or purpose as may be delineated in future federal acts.

(5) The commission may establish such rules as are necessary to carry out its functions under this section. The commission may also accept and use any funds which it receives from participating institutions under this section.

(6) The Wisconsin Association of Independent Colleges and Universities, the Wisconsin Association of Presidents and Deans of Institutions of Higher Learning, the Coordinating Committee on Higher Education and the State Department of Administration shall make available such staff services as may be requested by the Commission. Such staff services shall be coordinated by the Department of Administration under the direction of the commission.

Approved May 28, 1964.