

OFFICE OF THE GOVERNOR

EXECUTIVE ORDER #283

Relating to the Transfer to the Department of Administration of Responsibilities for Higher Educational Aid Programs Currently Assigned to the Higher Educational Aids Board and to the Transfer to the Department of Administration of Responsibilities for the Regulation of Proprietary Schools and the Approval of Schools and Courses of Instruction for the Training of Veterans Receiving Assistance from the Federal Government Currently Assigned to the Educational Approval Board and to the Creation of the Higher Educational Aids Council and the Educational Approval Council

WHEREAS, 1995 Wisconsin Act 27 created a cabinet-level Department of Education under the direction and supervision of an Education Commission; and

WHEREAS, 1995 Wisconsin Act 27 repealed the Higher Educational Aids Board and the Educational Approval Board effective July 1, 1996 and transferred the responsibilities assigned to these two boards to the Education Commission and the Department of Education; and

WHEREAS, the Wisconsin Supreme Court in Thompson v. Cranev, et al. (1996) held the establishment of the Education Commission and the Department of Education unconstitutional, but did not address the transfer of the responsibilities of the Higher Educational Aids Board and the Educational Approval Board to the Education Commission and the Department of Education; and

WHEREAS, the Wisconsin Supreme Court's decision creates uncertainty regarding responsibility for distributing higher educational aid grants and regulating proprietary schools after June 30, 1996; and

WHEREAS, action is required to ensure that in state fiscal year 1996-1997 students eligible for financial aid receive their grants and proprietary schools are properly regulated;

NOW, THEREFORE, I, TOMMY G. THOMPSON, Governor of the State of Wisconsin, by the authority vested in me by the Constitution and the laws of the State of Wisconsin, and specifically by Section 14.019 of the Wisconsin Statutes, do hereby:

1. Direct the Secretary of the Department of Administration, effective July 1, 1996, to assume responsibility for programs formerly administered by the Higher Educational Aids Board and the Educational Approval Board;
2. Establish the Higher Educational Aids Council. The Higher Educational Aids Council shall consist of a chair and such other members as the Governor determines necessary and will, to the extent possible, include members of the current Higher Educational Aids Board. The purpose of the Higher Educational Aids Council will be to advise the Secretary of the Department of Administration on the administration of the financial aid appropriations pursuant to Section 20.235 of the Wisconsin Statutes;
3. Establish the Educational Approval Council. The Educational Approval Council shall consist of a chair and such other members as the Governor determines necessary and will, to the extent possible, include members of the current Educational Approval Board. The purpose of the Educational Approval Council will be to advise the Secretary of the Department of Administration on the administration of responsibilities formerly assigned to the Educational Approval Board pursuant to Section 38.51 of the Wisconsin Statutes.

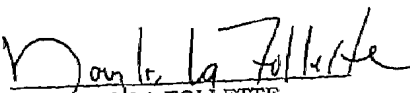
4. Direct the Secretary of the Department of Administration, pursuant to Section 13.101 of the Wisconsin Statutes, to request that the Joint Committee on Finance create a twelve (12) month unclassified project position to provide staff support to the Higher Educational Aids Council and the Educational Approval Council, effective July 1, 1996;
5. Direct the Secretary of the Department of Administration, pursuant to Section 13.101 of the Wisconsin Statutes, to request that the Joint Committee on Finance transfer the funds and positions associated with the administration of higher educational aids from the Department of Public Instruction to the Department of Administration; effective July 1, 1996;
6. Direct the Secretary of the Department of Administration, pursuant to Section 13.101 of the Wisconsin Statutes, to request that the Joint Committee on Finance transfer the funds and positions associated with the administration of Educational Approval Board responsibilities from the Department of Public Instruction to the Department of Administration, effective July 1, 1996.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the City of Madison this ninth day of June in the year one thousand nine hundred and ninety-six.


TOMMY G. THOMPSON
Governor

By the Governor:


DOUGLAS LA FOLLETTE
Secretary of State