

**INFORMATION**  
**October 14, 2005**

**HIGHER EDUCATIONAL AIDS BOARD**

**BOARD REPORT #06-10**

**PENDING 05-06 LEGISLATIVE BILLS**

**CURRENTLY PRINTED BILLS THAT COULD BE INTRODUCED IN THE  
UPCOMING LEGISLATIVE SESSION  
October 13, 2005**

There are currently three bills printed that would directly affect programs administered by the Higher Educational Aids Board. The Board should review each and determine what, if any, position the Board has on these bills.

1. Senate Bill 76  
Relating to eligibility for the Academic Excellence Scholarship  
Changes alternate selection criteria
  
2. Senate Bill 370  
Relating to Academic Excellence Scholars using their scholarship for a 2-year  
vocation diploma  
Allows AES scholars to attend a full-time vocational diploma program
  
3. Assembly Bill 743  
Relating to appropriations for Wisconsin Higher Education Grants and Tuition  
Grants  
Changes how appropriations for WHEG and TG are determined

Copies of the bills are provided with this document

## 2005 SENATE BILL 76

February 22, 2005 – Introduced by Senators RISSER and ERPENBACH, cosponsored by Representatives GRONEMUS, HAHN, TOWNS and ALBERS. Referred to Committee on Higher Education and Tourism.

1     **AN ACT to repeal** 39.41 (1m) (dm) and 39.41 (1m) (em); and **to amend** 39.41 (1m)  
2           (b), 39.41 (1m) (c) 1., 39.41 (1m) (c) 2., 39.41 (1m) (d), 39.41 (1m) (e), 39.41 (1m)  
3           (f) and 39.41 (1m) (fm) of the statutes; **relating to:** eligibility for academic  
4           excellence higher education scholarships.

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### *Analysis by the Legislative Reference Bureau*

Under current law, the Higher Educational Aids Board (HEAB) administers the Academic Excellence Higher Education Scholarship Program under which HEAB awards scholarships to certain designated scholars who enroll, on a full-time basis, in a public or private institution of higher education in this state that is participating in the program. Currently, those scholarships may be awarded to the senior with the highest grade point average from each high school in this state enrolling at least 80 but less than 500 pupils, to the two seniors with the two highest grade point averages from each high school in this state enrolling at least 500 but less than 1,000 pupils, to the three seniors with the three highest grade point averages from each high school in this state enrolling at least 1,000 but less than 1,500 pupils, to the four seniors with the four highest grade point averages from each high school in this state enrolling at least 1,500 but less than 2,000 pupils, to the five seniors with the five highest grade point averages from each high school in this state enrolling at least 2,000 but less than 2,500 pupils, and to the six seniors with the six highest grade point averages from each high school in this state enrolling 2,500 or more pupils. In addition, those scholarships may be awarded to the senior with the highest grade point average from the school operated by the Wisconsin Center for the Blind and

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Visually Impaired and the school operated by the Wisconsin Educational Services Program for the Deaf and Hard of Hearing and not more than ten scholarships statewide may be awarded to seniors with the highest grade point averages from high schools enrolling less than 80 pupils.

Currently, if two or more seniors from a high school have the same grade point average and are otherwise eligible for a scholarship, the applicable number of seniors are designated as scholars according to written tie-breaking criteria as required by HEAB by rule and the remaining seniors with the same grade point average are certified as alternates, who may be awarded a scholarship if a designated scholar does not enroll in a participating institution of higher education. In the case of a high school that weights different courses differently to determine a pupil's grade point average, a senior with the next highest grade point average may also be certified as a scholar if the senior who is designated as a scholar does not enroll in a participating institution of higher education and there is no other senior with the same grade point average as the designated scholar.

This bill permits a senior with the next highest grade point average, but not less than 3.800 or the equivalent, to be certified as an alternate and to receive a scholarship if a senior who is designated as a scholar or an alternate with the same grade point average does not enroll in a participating institution of higher education in all cases, regardless of how the high school weights its courses.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

1           **SECTION 1.** 39.41 (1m) (b) of the statutes is amended to read:

2           39.41 **(1m)** (b) By Subject to par. (e). by February 15 of each school year, the  
3 school board of each school district operating one or more high schools and the  
4 governing body of each private high school may, for each high school with an  
5 enrollment of less than 80 pupils, nominate the senior with the highest grade point  
6 average in all subjects who may be designated as a scholar by the executive secretary  
7 under par. (c) 3.

8           **SECTION 2.** 39.41 (1m) (c) 1. of the statutes is amended to read:

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1           39.41 (1m) (c) 1. ~~For~~ Subject to par. (f), for the school operated by the Wisconsin  
2 Center for the Blind and Visually Impaired, designate the senior with the highest  
3 grade point average in all subjects as a scholar.

4           **SECTION 3.** 39.41 (1m) (c) 2. of the statutes is amended to read:

5           39.41 (1m) (c) 2. ~~For~~ Subject to par. (fm), for the school operated by the  
6 Wisconsin Educational Services Program for the Deaf and Hard of Hearing,  
7 designate the senior with the highest grade point average in all subjects as a scholar.

8           **SECTION 4.** 39.41 (1m) (d) of the statutes is amended to read:

9           39.41 (1m) (d) ~~Except as provided in par. (dm), by~~ By February 15 of each school  
10 year, if 2 or more seniors from the same high school of at least 80 pupils have the same  
11 grade point average and, except for the limitation on the number of designated  
12 scholars, are otherwise eligible for designation under par. (a), the faculty of the high  
13 school shall select the applicable number of seniors for designation under par. (a) as  
14 scholars and shall certify, in order of priority, any remaining seniors as alternates for  
15 a scholar senior with the same grade point average as an alternate for the scholar  
16 or, if there is no remaining senior with the same grade point average, a senior with  
17 the next highest grade point average, but not less than 3.800 or the equivalent, as  
18 an alternate for the scholar. If a senior from that high school designated as a scholar  
19 under par. (a) does not qualify for a higher education scholarship under sub. (2) (a)  
20 or (3) (a), an alternate for the scholar with the same grade point average as any senior  
21 from that high school designated as a scholar under par. (a) shall be eligible for a  
22 higher education scholarship as a scholar under sub. (2) (a) or (3) (a) until the  
23 scholarship may be awarded by the board. If an alternate with the same grade point  
24 average as a scholar under par. (a) does not qualify for a higher education scholarship  
25 under sub. (2) (a) or (3) (a), an alternate with the next highest grade point average,

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1 but not less than 3.800 or the equivalent, shall be eligible for a higher education  
2 scholarship as a scholar under sub. (2) (a) or (3) (a) until the scholarship may be  
3 awarded by the board.

4 **SECTION 5.** 39.41 (1m) (dm) of the statutes is repealed.

5 **SECTION 6.** 39.41 (1m) (e) of the statutes is amended to read:

6 39.41 **(1m)** (e) ~~Except as provided under par. (em), if~~ If 2 or more seniors from  
7 the same high school of less than 80 pupils have the same grade point average and,  
8 except for the limitation of one nominated senior, are otherwise eligible for  
9 nomination under par. (b), the faculty of the high school shall select the senior who  
10 may be nominated by the school board of the school district operating the public high  
11 school or the governing body of the private high school for designation under par. (b)  
12 as a scholar by the executive secretary. If that senior is designated as a scholar by  
13 the executive secretary and, but does not qualify for a higher education scholarship  
14 under sub. (2) (a) or (3) (a), the faculty of the high school shall select, in order of  
15 priority, one or more of the remaining seniors with the same grade point average for  
16 certification as a scholar or, if there is no remaining senior with the same grade point  
17 average, a senior with the next highest grade point average, but not less than 3.800  
18 or the equivalent, for certification as a scholar. and the school board of the school  
19 district operating the high school or the governing body of the private high school  
20 shall certify to the board one or more of these seniors as eligible for a higher education  
21 scholarship as a scholar under sub. (2) (a) or (3) (a) until the scholarship may be  
22 awarded by the board.

23 **SECTION 7.** 39.41 (1m) (em) of the statutes is repealed.

24 **SECTION 8.** 39.41 (1m) (f) of the statutes is amended to read:

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1           39.41 (1m) (f) If 2 or more seniors from the school operated by the Wisconsin  
2 Center for the Blind and Visually Impaired have the same grade point average and,  
3 except for the limitation of one designated senior, are otherwise eligible for  
4 designation under par. (c) 1., the executive secretary shall make the designation  
5 under par. (c) 1. of the senior who may be eligible for a higher education scholarship  
6 as a scholar ~~and, if, If~~ that senior does not qualify for a higher education scholarship  
7 under sub. (2) (a) or (3) (a), the executive secretary shall designate, in order of  
8 priority, one or more of the remaining seniors with the same grade point average, or,  
9 if there is no remaining senior with the same grade point average, a senior with the  
10 next highest grade point average, but not less than 3.800 or the equivalent, as  
11 eligible for a higher education scholarship as a scholar under sub. (2) (a) or (3) (a)  
12 until the scholarship may be awarded by the board.

13           **SECTION 9.** 39.41 (1m) (fm) of the statutes is amended to read:

14           39.41 (1m) (fm) If 2 or more seniors from the school operated by the Wisconsin  
15 Educational Services Program for the Deaf and Hard of Hearing have the same grade  
16 point average and, except for the limitation of one designated senior, are otherwise  
17 eligible for designation under par. (c) 2., the executive secretary shall make the  
18 designation under par. (c) 2. of the senior who may be eligible for a higher education  
19 scholarship as a scholar ~~and, if, If~~ that senior does not qualify for a higher education  
20 scholarship under sub. (2) (a) or (3) (a), the executive secretary shall designate, in  
21 order of priority, one or more of the remaining seniors with the same grade point  
22 average, or, if there is no remaining senior with the same grade point average, a  
23 senior with the next highest grade point average, but not less than 3.800 or the  
24 equivalent, as eligible for a higher education scholarship as a scholar under sub. (2)  
25 (a) or (3) (a) until the scholarship may be awarded by the board.



## 2005 SENATE BILL 370

October 7, 2005 – Introduced by Senators BROWN, OLSEN, A. LASEE, DARLING and ERPENBACH, cosponsored by Representatives LOTHIAN, KRAWCZYK, GRONEMUS, FIELDS, ALBERS, HINES, MUSSER, JENSEN, AINSWORTH, KESTELL, PETTIS, GUNDERSON, BERCEAU, BIES, WOOD and DAVIS. Referred to Committee on Higher Education and Tourism.

1     **AN ACT** *to amend* 39.41 (2) (b); and *to create* 39.41 (1) (c) of the statutes;  
2             **relating to:** eligibility of a student enrolled in a 2–year, full–time vocational  
3             diploma program at a technical college for an academic excellence higher  
4             education scholarship.

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

Under current law, the Higher Educational Aids Board (HEAB) administers the Academic Excellence Higher Education Scholarship Program under which HEAB awards scholarships to certain scholars, designated on the basis of grade point average, who enroll, on a full–time basis, in a public or private institution of higher education in this state. Under the program, a higher education scholarship recipient who enrolls in an institution within the University of Wisconsin (UW) System or the Technical College System (TCS) is exempt from all tuition and fees, up to \$2,250 per academic year, for each year, up to four years in the UW System and three years in the TCS, that the recipient is enrolled full time, maintains at least a 3.000 grade point average, and makes satisfactory progress toward an associate or a bachelor’s degree.

This bill extends eligibility for a higher education scholarship to a scholar enrolled in a two–year, full–time vocational diploma program, which is a program in an area designated and approved by the TCS Board for which the course requirements are established by the TCS Board.



## 2005 ASSEMBLY BILL 743

October 11, 2005 – Introduced by Representatives PARISI, BLACK, MUSSER, POCAN, TURNER, BERCEAU, GRIGSBY, SEIDEL, FIELDS, SHERIDAN and MOLEPSKE, cosponsored by Senators ERPENBACH and RISSER. Referred to Committee on Colleges and Universities.

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

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

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

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Currently, sum certain amounts are appropriated in each fiscal year for tuition grants and for higher education grants for technical college and tribal college students. For higher education grants for UW System students, beginning in fiscal year 2005–06, there is appropriated a sum sufficient equal to the amount appropriated for those grants in the previous fiscal year (base amount) increased by the highest percentage increase in undergraduate academic fees among the institutions within the UW System between the current and previous academic years, except that, if the undergraduate academic fees at each institution within the UW System for the current academic year did not increase from the previous academic year, the appropriation for the current fiscal year remains the base amount. The same formula is also used to calculate the amount appropriated for Lawton grants.

This bill changes the formula used to calculate the amounts appropriated for higher education grants for UW System students and for Lawton grants. The bill also requires HEAB to use the new formula to calculate the amounts appropriated for tuition grants and for higher education grants for technical college and tribal college students. Specifically, under the bill, beginning in fiscal year 2006–07, the amounts appropriated for tuition grants, for Lawton grants, and for higher education grants for UW System students, technical college students, and tribal college students are determined by increasing the base amount for each of those appropriations by the greater of the highest percentage increase determined under current law or the amount obtained by multiplying the increase in the undergraduate academic fees charged for a student to attend the UW–Madison for the current academic year over the previous academic year by the number of students who received the respective grants for the previous academic year, except that, if the undergraduate academic fees at each institution within the UW System did not increase from the previous academic year, the appropriations for the current fiscal year remain the base amounts.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

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

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

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

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1           20.235 (1) (fe) *Wisconsin higher education grants; University of Wisconsin*  
2 *System students.* A sum sufficient equal to \$20,745,900 in the 2003–04 fiscal year,  
3 equal to \$19,926,800 in the 2004–05 fiscal year, and equal to the amount determined  
4 the amount calculated under s. 39.435 (7) (b) for the Wisconsin higher education  
5 grant program under s. 39.435 for University of Wisconsin System students, except  
6 for grants awarded under s. 39.435 (2) or (5), thereafter.

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

8           20.235 (1) (ff) *Wisconsin higher education grants; technical college students.*  
9 ~~Biennially, the amounts in the schedule~~ A sum sufficient equal to the amount  
10 calculated under s. 39.435 (7) (c) for the Wisconsin higher education grant program  
11 under s. 39.435 for technical college students, except for grants awarded under s.  
12 39.435 (2) or (5).

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

14           20.235 (1) (km) *Wisconsin higher education grants; tribal college students.*  
15 ~~Biennially, the amounts in the schedule~~ A sum sufficient equal to the amount  
16 calculated under s. 39.435 (7) (d) for the Wisconsin higher education grant program  
17 under s. 39.435 for tribal college students, except for grants awarded under s. 39.435  
18 (2) or (5). All moneys transferred from the appropriation account under s. 20.505 (8)  
19 (hm) 10. shall be credited to this appropriation account. Notwithstanding s. 20.001  
20 (3) (b), the unencumbered balance on June 30 of each odd-numbered year shall  
21 revert to the appropriation account under s. 20.505 (8) (hm).

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

23           20.285 (4) (dd) *Lawton minority undergraduate grants program.* A sum  
24 sufficient equal to \$3,080,000 in the 2003–04 fiscal year and \$3,080,000 in the  
25 2004–05 fiscal year, and in subsequent fiscal years a sum sufficient equal to the

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1 ~~amount determined~~ the amount calculated under s. 36.34 (1) (c), for the Lawton  
2 minority undergraduate grant program under s. 36.34 (1).

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

4 20.505 **(8)** (hm) 10. The amount transferred to s. 20.235 (1) (km) shall be the  
5 amount in the schedule under s. 20.235 (1) (km) calculated by the higher educational  
6 aids board under s. 39.435 (7) (d).

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

8 36.34 **(1)** (c) 1. a. For purposes of ~~determining the appropriation~~ calculating the  
9 amount to be appropriated under s. 20.285 (4) (dd) for fiscal year ~~2005–06~~ 2006–07,  
10 “base amount” means the amount shown in the schedule under s. 20.005 for that  
11 appropriation for fiscal year ~~2004–05~~ 2005–06.

12 **SECTION 8.** 36.34 (1) (c) 1. b. of the statutes is amended to read:

13 36.34 (1) (c) 1. b. For purposes of ~~determining the appropriation~~ calculating the  
14 amount to be appropriated under s. 20.285 (4) (dd) for each fiscal year after fiscal year  
15 ~~2005–06~~ 2006–07, “base amount” means the appropriation determined under subd.  
16 2. for the previous fiscal year.

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

18 36.34 **(1)** (c) 2. (intro.) ~~Beginning in 2005, annually~~ Annually, by February 1,  
19 the board shall ~~determine the appropriation~~ calculate the amount to be appropriated  
20 under s. 20.285 (4) (dd) for the next fiscal year as follows:

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

22 36.34 **(1)** (c) 2. am. The board shall determine the amount by which the  
23 undergraduate academic fees charged for a student to attend the University of  
24 Wisconsin–Madison for the current academic year has increased or decreased from  
25 the amount of the undergraduate academic fees charged for a student to attend that

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1 institution for the previous academic year and multiply the amount of that increase  
2 by the number of students who received grants from the appropriation account under  
3 s. 20.285 (4) (dd) for the previous academic year.

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

5 36.34 (1) (c) 2. b. The appropriation for the next fiscal year shall be the result  
6 obtained by increasing, to the nearest \$100, the base amount by the highest  
7 percentage increase determined under subd. 2. a. or the amount determined under  
8 subd. 2. a., whichever is greater, except that, if the undergraduate academic fees  
9 for the current academic year decreased or did not change from the undergraduate  
10 academic fees charged for the previous academic year at each institution specified  
11 in subd. 2. a., the appropriation shall be the base amount.

12 **SECTION 12.** 39.30 (5) of the statutes is created to read:

13 39.30 (5) APPROPRIATION CALCULATION. (a) In this subsection:

14 1. For purposes of calculating the amount to be appropriated under s. 20.235  
15 (1) (b) for fiscal year 2006–07, “base amount” means the amount shown in the  
16 schedule under s. 20.005 (3) for that appropriation for fiscal year 2005–06.

17 2. For purposes of calculating the amount to be appropriated under s. 20.235  
18 (1) (b) for each fiscal year after fiscal year 2006–07, “base amount” means the  
19 appropriation amount calculated under par. (b) for the previous fiscal year.

20 (b) Annually, by February 1, the board shall calculate the amount to be  
21 appropriated under s. 20.235 (1) (b) for the next fiscal year as follows:

22 1. The board shall determine the percentage by which the undergraduate  
23 academic fees charged for the current academic year at each institution within the  
24 University of Wisconsin System has increased or decreased from the undergraduate  
25 academic fees charged for the previous academic year.

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1           2. The board shall determine the amount by which the undergraduate  
2 academic fees charged for a student to attend the University of Wisconsin–Madison  
3 for the current academic year has increased or decreased from the amount of  
4 undergraduate academic fees charged for a student to attend that institution for the  
5 previous academic year and multiply the amount of that increase by the number of  
6 students who received grants from the appropriation account under s. 20.235 (1) (b)  
7 for the previous academic year.

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

15           **SECTION 13.** 39.435 (7) (a) 1. of the statutes is amended to read:

16           39.435 (7) (a) 1. For purposes of ~~determining the appropriation~~ calculating the  
17 amount to be appropriated under s. 20.235 (1) (fe) for fiscal year ~~2005–06~~ 2006–07,  
18 “base amount” means the amount shown in the schedule under s. 20.005 for that  
19 appropriation for fiscal year ~~2004–05~~ 2005–06.

20           **SECTION 14.** 39.435 (7) (a) 2. of the statutes is amended to read:

21           39.435 (7) (a) 2. For purposes of ~~determining the appropriation~~ calculating the  
22 amount to be appropriated under s. 20.235 (1) (fe) for each fiscal year after fiscal year  
23 ~~2005–06~~ 2006–07, “base amount” means the ~~maximum~~ appropriation amount  
24 determined under par. (b) for the previous fiscal year.

25           **SECTION 15.** 39.435 (7) (a) 3. of the statutes is created to read:

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1           39.435 (7) (a) 3. For purposes of calculating the amount to be appropriated  
2           under s. 20.235 (1) (ff) for fiscal year 2006–07, “base amount” means the amount  
3           shown in the schedule under s. 20.005 for that appropriation for fiscal year 2005–06.

4           **SECTION 16.** 39.435 (7) (a) 4. of the statutes is created to read:

5           39.435 (7) (a) 4. For purposes of calculating the amount to be appropriated  
6           under s. 20.235 (1) (ff) for each fiscal year after fiscal year 2006–07, “base amount”  
7           means the appropriation amount calculated under par. (c) for the previous fiscal  
8           year.

9           **SECTION 17.** 39.435 (7) (a) 5. of the statutes is created to read:

10          39.435 (7) (a) 5. For purposes of calculating the amount to be appropriated  
11          under s. 20.235 (1) (km) for fiscal year 2006–07, “base amount” means the amount  
12          shown in the schedule under s. 20.005 for that appropriation for fiscal year 2005–06.

13          **SECTION 18.** 39.435 (7) (a) 6. of the statutes is created to read:

14          39.435 (7) (a) 6. For purposes of calculating the amount to be appropriated  
15          under s. 20.235 (1) (km) for each fiscal year after fiscal year 2006–07, “base amount”  
16          means the appropriation amount calculated under par. (d) for the previous fiscal  
17          year.

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

19          39.435 (7) (b) (intro.) Annually, ~~beginning on~~ by February 1, 2005, the board  
20          shall ~~determine the appropriation~~ calculate the amount to be appropriated under s.  
21          20.235 (1) (fe) for the next fiscal year as follows:

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

23          39.435 (7) (b) 1m. The board shall determine the amount by which the  
24          undergraduate academic fees charged for a student to attend the University of  
25          Wisconsin–Madison for the current academic year has increased or decreased from

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1 the amount of the undergraduate academic fees charged for a student to attend that  
2 institution for the previous academic year and multiply the amount of that increase  
3 by the number of students who received grants from the appropriation account under  
4 s. 20.235 (1) (fe) for the previous academic year.

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

6 39.435 (7) (b) 2. The appropriation for the next fiscal year shall be the result  
7 obtained by increasing, to the nearest \$100, the base amount by the highest  
8 percentage increase determined under subd. 1. or the amount determined under  
9 subd. 1m., whichever is greater, except that, if the undergraduate academic fees for  
10 the current academic year decreased or did not change from the undergraduate  
11 academic fees charged for the previous academic year at each institution specified  
12 in subd. 1., the appropriation shall be the base amount.

13 **SECTION 22.** 39.435 (7) (c) of the statutes is created to read:

14 39.435 (7) (c) Annually, by February 1, the board shall calculate the amount  
15 to be appropriated under s. 20.235 (1) (ff) for the next fiscal year as follows:

16 1. The board shall determine the percentage by which the undergraduate  
17 academic fees charged for the current academic year at each institution within the  
18 University of Wisconsin System has increased or decreased from the undergraduate  
19 academic fees charged for the previous academic year.

20 2. The board shall determine the amount by which the undergraduate  
21 academic fees charged for a student to attend the University of Wisconsin–Madison  
22 for the current academic year has increased or decreased from the amount of  
23 undergraduate academic fees charged for a student to attend that institution for the  
24 previous academic year and multiply the amount of that increase by the number of

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1 students who received grants from the appropriation account under s. 20.235 (1) (ff)  
2 for the previous academic year.

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

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

11 39.435 (7) (d) Annually, by February 1, the board shall calculate the amount  
12 to be appropriated under s. 20.235 (1) (km) for the next fiscal year as follows:

13 1. The board shall determine the percentage by which the undergraduate  
14 academic fees charged for the current academic year at each institution within the  
15 University of Wisconsin System has increased or decreased from the undergraduate  
16 academic fees charged for the previous academic year.

17 2. The board shall determine the amount by which the undergraduate  
18 academic fees charged for a student to attend the University of Wisconsin–Madison  
19 for the current academic year has increased or decreased from the amount of  
20 undergraduate academic fees charged for a student to attend that institution for the  
21 previous academic year and multiply the amount of that increase by the number of  
22 students who received grants from the appropriation account under s. 20.235 (1)  
23 (km) for the previous academic year.

24 3. The appropriation for the next fiscal year shall be the result obtained by  
25 increasing, to the nearest \$100, the base amount by the highest percentage increase

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1 determined under subd. 1. or the amount determined under subd. 2., whichever is  
2 greater, except that, if the amount of the undergraduate academic fees for the current  
3 academic year decreased or did not change from the undergraduate academic fees  
4 charged for the previous academic year at each institution specified in subd. 1., the  
5 appropriation shall be the base amount.

6 **SECTION 24. Effective dates.** This act takes effect on the day after publication,  
7 except as follows:

8 (1) TUITION, HIGHER EDUCATION, AND LAWTON GRANTS. The treatment of sections  
9 20.235 (1) (b), (fe), (ff), and (km), 20.285 (4) (dd), and 20.505 (8) (hm) 10. of the  
10 statutes takes effect on July 1, 2006.

11 (END)