



State of Wisconsin
2011 - 2012 LEGISLATURE
January 2011 Special Session



LRBs0016/1
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ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 4

January 20, 2011 - Offered by Representative MASON.

1 AN ACT to amend 38.28 (1m) (a) 1.; and to create 20.292 (1) (cr) and 38.31 of the
2 statutes; relating to: grants to technical college districts to reduce
3 unemployment; providing an exemption from emergency rule procedures;
4 granting rule-making authority; and making an appropriation.

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

5 SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
6 the following amounts for the purposes indicated:

7 2009-10 2010-11

8 20.292 Technical college system board

9 (1) TECHNICAL COLLEGE SYSTEM

10 (cr) Grants to reduce unemployment GPR A -0- 25,000,000

11 SECTION 2. 20.292 (1) (cr) of the statutes is created to read:

1 20.292 (1) (cr) *Grants to reduce unemployment.* The amounts in the schedule
2 for grants to technical college districts to reduce unemployment under s. 38.31.

3 **SECTION 3.** 38.28 (1m) (a) 1. of the statutes is amended to read:

4 38.28 (1m) (a) 1. “District aidable cost” means the annual cost of operating a
5 technical college district, including debt service charges for district bonds and
6 promissory notes for building programs or capital equipment, but excluding all
7 expenditures relating to auxiliary enterprises and community service programs, all
8 expenditures funded by or reimbursed with federal revenues, all receipts under sub.
9 (6) and ss. 38.12 (9), 38.14 (3) and (9), 118.15 (2) (a), and 118.55 (7r), all receipts from
10 grants awarded under ss. 38.04 (8), (20), (28), and (31), 38.14 (11), 38.26, 38.27, 38.31,
11 38.33, and 38.38, all fees collected under s. 38.24, and driver education and chauffeur
12 training aids.

13 **SECTION 4.** 38.31 of the statutes is created to read:

14 **38.31 Grants to reduce unemployment. (1) DEFINITIONS.** In this section:

15 (a) “Dislocated worker” has the meaning given in 29 USC 2801 (9).

16 (b) “Micropolitan statistical area” means a geographic area defined by the
17 federal office of management and budget for use by federal agencies in collecting,
18 tabulating, and publishing federal statistics.

19 **(2) ELIGIBILITY CRITERIA.** (a) Subject to par. (b) and sub. (6), a district board is
20 eligible for a grant under this section if it meets one or more of the following criteria:

21 1. The district includes a county, city, or micropolitan statistical area with an
22 unemployment rate of at least 6 percent in 2 or more months during the 12 months
23 preceding the date of the grant application

24 2. The district includes a county, city, or micropolitan statistical area with an
25 average unemployment rate equal to at least 120 percent of the statewide average

1 unemployment rate during the 12 months preceding the date of the grant
2 application.

3 3. The district includes a county, city, or micropolitan statistical area with an
4 unemployment rate that has increased by at least 2 percent during the 12 months
5 preceding the date of the grant application.

6 (b) The board may not award a grant to a district board under this section
7 unless the district board demonstrates how the grant will serve the area or areas that
8 established the eligibility of the district board for a grant under par. (a).

9 **(3) GRANTS.** Subject to sub. (6), the board shall award grants to eligible district
10 boards for the following purposes:

11 (a) To recruit, enroll, instruct, provide support services to, and pay the tuition
12 and fees of dislocated workers who enroll in the district in an associate degree
13 program, collegiate transfer program, vocational diploma program, or
14 vocational-adult program.

15 (b) To recruit, enroll, instruct, and provide support services to adults who enroll
16 in the district in a program leading to a certificate of general educational
17 development or a high school equivalency diploma.

18 (c) To expand existing capacity or create capacity in district board programs for
19 which there are student waiting lists or that address projected workforce needs in
20 the district.

21 **(4) PREFERENCE.** The board shall give preference in awarding grants under this
22 section to district boards serving persons residing in areas with the highest
23 unemployment rates.

24 **(5) LIMITATION ON USE OF FUNDS.** A district board may not use a grant awarded
25 under this section to pay any portion of tuition that would otherwise be paid for by

1 a tuition remission, tuition waiver, tuition reimbursement, or any other state or state
2 or federal financial aid program.

3 (6) COMPLIANCE WITH FEDERAL LAW. The board may modify the eligibility criteria
4 under sub. (2) and the purposes for which grants may be awarded under sub. (3) in
5 order to ensure the eligibility of district boards for grants awarded by the federal
6 government for programs that improve completion rates and train workers for
7 skilled occupations.

8 (7) REPORT. (a) By January 15, 2012, and annually thereafter, the board shall
9 submit a report to the governor and to the legislature under s. 13.172 (2). The report
10 shall include all of the following:

11 1. The district boards awarded grants under this section and how they used the
12 funds.

13 2. The rates of unemployment in the areas in which the grants were disbursed.

14 3. The number of people who were assisted with each grant awarded, the
15 technical college programs in which they enrolled, the number of people who
16 completed such programs, the number of people who found employment in the
17 district and elsewhere upon completing such programs and their annual salaries,
18 and the tax revenue generated as a result, as estimated by the department of
19 revenue.

20 (b) Beginning with the report submitted in 2013, the board shall include
21 longitudinal data.

22 (8) RULES. The board shall promulgate rules to implement and administer this
23 section.

24 **SECTION 5. Nonstatutory provisions.**

1 (1) RULES. Using the procedure under section 227.24 of the statutes, the
2 technical college system board shall promulgate rules required under section 38.31
3 (8) of the statutes, as created by this act, for the period before the effective date of the
4 permanent rules promulgated under that section, but not to exceed the period
5 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
6 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the technical college system
7 board is not required to provide evidence that promulgating a rule under this
8 subsection as an emergency rule is necessary for the preservation of public peace,
9 health, safety, or welfare and is not required to provide a finding of an emergency for
10 a rule promulgated under this subsection.

11 (2) REQUIRED GENERAL FUND BALANCE. Section 20.003 (4) of the statutes does not
12 apply to the action of the legislature in enacting this act.

13 **(END)**