



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-3887/1  
MDK:klm

## 2015 ASSEMBLY BILL 842

February 2, 2016 – Introduced by Representative MURPHY. Referred to Committee on Colleges and Universities.

\*\*\*AUTHORS SUBJECT TO CHANGE\*\*\*

1     **AN ACT** *to repeal* 38.32 (4) and 38.33 (2); and *to amend* 38.33 (title) and 38.33  
2           (1) (intro.) of the statutes; **relating to:** faculty development grant programs for  
3           technical colleges, the technical college instructor occupational competency  
4           program, modifying certain rules of the Technical College System Board, and  
5           eliminating outdated rules of the board.

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

This bill changes the name of faculty development grant programs for technical colleges, eliminates the requirement for rules for those programs and for the technical college instructor occupational competency program, modifies other rules of the Technical College System Board, and eliminates outdated rules of the TCS Board.

***Faculty development grant programs and rules.*** Current statutory law requires the TCS Board to establish programs to award grants to district boards to promote the following: instructor awareness of and expertise in newly emerging technologies; the integration of learning technologies in curriculum and instruction; and the use of instructional methods that involve emerging technologies. Current statutory law prohibits the TCS Board from awarding a grant to a district board unless there is a matching fund contribution from the district board equal to at least 50 percent of the grant amount. Current statutory law refers to the programs as faculty development programs. Under this bill, the programs are referred to as professional development programs. The bill also eliminates a requirement that the

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TCS Board promulgate rules for the programs and repeals the rules the TCS Board has promulgated.

***Technical college instructor occupational competency program.*** The bill eliminates a requirement for the TCS Board to promulgate rules for a technical college instructor occupational competency program that the TCS Board must establish under current law. The bill also repeals the rules the TCS Board has promulgated for the program.

***Modifying other rules.*** Former statutory law required a technical college district board to conduct a referendum for capital expenditures in excess of \$500,000. 2009 Wisconsin Act 28 revised that law to require a technical college district board to conduct a referendum for capital expenditures in excess of \$1,500,000. However, a rule of the TCS Board requires a referendum for capital expenditures in excess of \$500,000. This bill updates the TCS Board rule to refer to capital expenditures in excess of \$1,500,000. Current statutory law also provides that all projects on a single campus that are bid concurrently or approved within a two-year period are considered one capital expenditure project for the purpose of determining whether a referendum is required. A rule of the TCS Board requires the TCS Board to designate, on an annual basis, what constitutes each single campus site. The bill modifies the rule to require the TCS Board to make the designation, but eliminates the requirement to do so on annual basis.

Certain rules of the TCS Board refer to personnel certification requirements that were eliminated when the TCS Board revised its personnel certification rules in 2015. The bill eliminates those references. The bill also does the following regarding the TCS Board's rules: 1) eliminates references to an outdated address of the TCS Board; and 2) corrects a printing error.

***Outdated rules.*** Former statutory law allowed the TCS Board to provide grants to technical college district boards for alcohol and other drug abuse prevention and intervention programs. Former statutory law also required the TCS Board to award grants to students enrolling in technical college associate degree or vocational diploma programs. Those statutes were repealed by 2001 Wisconsin Act 109 and 2005 Wisconsin Act 25. The TCS Board continues to maintain rules regarding the repealed statutes. The bill repeals those rules.

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

- 1           **SECTION 1.** 38.32 (4) of the statutes is repealed.
- 2           **SECTION 2.** 38.33 (title) of the statutes is amended to read:
- 3           **38.33** (title) **Faculty Professional development grants.**
- 4           **SECTION 3.** 38.33 (1) (intro.) of the statutes is amended to read:

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1           38.33 (1) (intro.) From the appropriation under s. 20.292 (1) (f), the board may  
2 award grants to district boards to establish faculty professional development  
3 programs. The programs shall promote all of the following:

4           **SECTION 4.** 38.33 (2) of the statutes is repealed.

5           **SECTION 5.** TCS 4.01 (2) of the administrative code is repealed.

6           **SECTION 6.** TCS 4.02 (1) of the administrative code is amended to read:

7           TCS 4.02 (1) All written communications and documents, submitted pursuant  
8 to this chapter, should be addressed to the State Director, Wisconsin Technical  
9 College System Board, ~~310 Price Place, Madison, Wisconsin 53705,~~ and not to  
10 ~~individual members of the staff.~~ All documents and communications delivered at the  
11 office of the state director are officially received.

12           **SECTION 7.** TCS 4.03 of the administrative code is amended to read:

13           TCS 4.03 **Location of hearing.** Unless otherwise ordered in the notice of  
14 hearing or specifically provided by law, all hearings shall be held at the office of the  
15 board, ~~310 Price Place, P.O. Box 7874, Madison, Wisconsin 53707-7874.~~

16           **SECTION 8.** TCS 4.25 of the administrative code is repealed.

17           **SECTION 9.** TCS 5.09 (1) of the administrative code is amended to read:

18           TCS 5.09 (1) Remodeling of existing facilities where project costs for a fiscal  
19 year do not exceed ~~100,000~~ \$100,000 per single campus site, as determined by the  
20 board under s. TCS 7.07 (6), are considered minor remodeling and are exempt from  
21 board review and approval under s. 38.04 (10) (a), Stats., and this chapter.

22           **SECTION 10.** TCS 7.07 (intro.) of the administrative code is amended to read:

23           TCS 7.07 **Capital expenditure projects under s. 38.15, Stats.** (intro.) In  
24 determining whether capital expenditures for the acquisition of sites, purchase or

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**SECTION 10**

1 construction of buildings or the lease/purchase of buildings exceeds \$500,000  
2 \$1,500,000, the following shall apply:

3 **SECTION 11.** TCS 7.07 (6) of the administrative code is amended to read:

4 TCS 7.07 (6) ~~Annually, the~~ The board shall designate what constitutes each  
5 single campus site.

6 **SECTION 12.** Chapter TCS 11 of the administrative code is repealed.

7 **SECTION 13.** Chapter TCS 13 of the administrative code is repealed.

8 **SECTION 14.** TCS 14.02 (8) of the administrative code is amended to read:

9 TCS 14.02 (8) "Instructor" means a person ~~certified under s. TCS 3.02~~ hired  
10 under s. 38.12 (3), Stats., to teach courses.

11 **SECTION 15.** Chapter TCS 15 of the administrative code is repealed.

12 **SECTION 16.** Chapter TCS 16 of the administrative code is repealed.

13 (END)