

2005 ASSEMBLY BILL 137

February 24, 2005 – Introduced by Representative MUSSER. Referred to Committee on State Affairs.

1 **AN ACT** *to repeal* 20.235 (1) (gm); and *to amend* 39.38 (2) of the statutes;
2 **relating to:** increasing the maximum amount of Indian student assistance
3 grants and making an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, the Higher Educational Aids Board (HEAB) awards grants to American Indian students who are enrolled full time or part time in accredited institutions of higher education in this state (Indian student assistance grant). Currently, the maximum amount of an Indian student assistance grant may not exceed \$2,200 per year, of which not more than \$1,100 may be from an appropriation to HEAB of Indian gaming receipts. State aid from that appropriation may be matched by a contribution from a federally recognized American Indian tribe or band that is deposited in the general fund and credited to another appropriation to HEAB. This bill increases the maximum amount of an Indian student assistance grant that is funded from Indian gaming receipts to \$3,200 per year and eliminates tribal matching contributions for Indian student assistance grants.

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

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

ASSEMBLY BILL 137

1 **SECTION 1.** 20.235 (1) (gm) of the statutes is repealed.

2 **SECTION 2.** 39.38 (2) of the statutes is amended to read:

3 39.38 (2) Grants under this section shall be based on financial need, as
4 determined by the board, and shall be made from the appropriation under s. 20.235
5 (1) (k). The maximum grant shall may not exceed \$2,200 \$3,200 per year, of which
6 not more than \$1,100 may be from the appropriation under s. 20.235 (1) (k). State
7 aid from this appropriation may be matched by a contribution from a federally
8 recognized American Indian tribe or band that is deposited in the general fund and
9 credited to the appropriation account under s. 20.235 (1) (gm). Grants shall be
10 awarded to students for full-time or part-time attendance at any accredited
11 institution of higher education in this state. The board may not make a grant under
12 this section to a student whose name appears on the statewide support lien docket
13 under s. 49.854 (2) (b), unless the student provides to the board a payment agreement
14 that has been approved by the county child support agency under s. 59.53 (5) and that
15 is consistent with rules promulgated under s. 49.858 (2) (a). Grants shall be
16 renewable for up to 5 years if a recipient remains in good academic standing at the
17 institution that he or she is attending.

18 **SECTION 3. Appropriation changes.**

19 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation
20 to the higher educational aids board under section 20.235 (1) (k) of the statutes, as
21 affected by the acts of 2005, the dollar amount is increased by \$1,481,600 for fiscal
22 year 2005–06 and the dollar amount is increased by \$1,481,600 for fiscal year
23 2006–07 to increase funding for the purpose for which the appropriation is made.

24 **SECTION 4. Effective date.**

