

UNIVERSITY OF WISCONSIN SYSTEM

Omnibus Motion

Motion:

Move to make the following modifications to the bill related to the University of Wisconsin System:

1. *University of Wisconsin-Madison Authority:* Adopt Alternative #2 of LFB Budget Paper #690 which would delete the Governor's recommendation to create UW-Madison as an authority. Since UW-Madison would not be created as an authority, no action is required on LFB Budget Paper #691.
2. *Base Budget Reduction:* Adopt Alternatives A1, B2b, and C1 of LFB Budget Paper #740 which would approve the Governor's recommendation of a \$125 million annual GPR base reduction for UW System including a \$2.4 million annual reduction for UW System Administration but would specify that the Board of Regents would allocate the GPR base reduction to each UW institution as it has under previous budgets. Under this motion, it is estimated that UW-Madison's share of the GPR base reduction would be \$47.2 million annually compared to \$62.5 million under the bill. In addition, modify summary item #4 on page 498 to require the Board of Regents to submit a plan to the Secretary of DOA and to the Joint Finance Committee by September 1, 2011, specifying its preferences for allocating the funding reduction to UW System Administration. Provide that the Joint Committee on Finance would approve or approve and modify the plan through a 14-day passive review process and require the Board of Regents to implement the plan as approved or modified and approved by Joint Finance. Reduce the number of GPR positions authorized for UW System Administration from 126.17 to 75.
3. *Tuition:* Adopt Alternative #4 of LFB Budget Paper #741 which would prohibit the UW System Board of Regents from increasing resident undergraduate tuition in 2011-12 or 2012-13 by more than 5.5% annually. Specify that only differential tuitions approved prior to June 1, 2011, would be exempt from this limit. Delete current law language limiting increases in resident undergraduate tuition.
4. *Budgeting Flexibilities:* Adopt Alternative A2a of LFB Budget Paper #743 which would create two GPR appropriations for the UW System, one GPR "block grant" to fund general program operations and one GPR debt service appropriation. Specify that the Board of Regents would allocate GPR general program operations funding to UW

future biennia; (5) additional operational flexibilities that could be provided to UW System institutions; and (6) how articulation and the transfer of credits between UW institutions could be improved. Specify that the task force would submit a report to the Senate and Assembly standing committees on higher education and the Joint Committee on Finance no later than January 1, 2012. Create an appropriation for the task force under miscellaneous appropriations and provide \$50,000 GPR in 2011-12.

18. *Plan for UW-Milwaukee Authority:* Adopt Alternative #4 of LFB Budget Paper #751 which would delete the provision requiring UW System Administration to allocate \$250,000 to develop a plan for the conversion of UW-Milwaukee to an authority. Instead, delete \$125,000 GPR annually from the appropriation for UW System Administration.
19. *Tuition Remissions for Veterans, Children, and Spouses:* Adopt Alternative A2 of LFB Budget Paper #749 which would modify the Governor's recommended statutory language to clarify legislative intent. Specify that: (a) the Board of Regents and the technical colleges could continue to receive payments under the federal Post-9/11 G.I. Bill; (b) credits or semesters for which the amount paid under the Post-9/11 G.I. Bill covered 100% of resident tuition and fees would not be counted against the 128 credit or eight semester limit; and (c) in the case that the amount paid under the Post-9/11 G.I. Bill covered less than 100% of resident tuition and fees, the proportion of tuition and fees that were remitted by the institution would be counted against the 128 credit or 8 semester limit.
20. In addition, specify that the Board of Regents should remit the full amount of tuition and fees charged for any degree credit course, including distance education courses, online course, and cost recovery courses, to eligible veterans, children, and spouses. Consistent with current law, specify that the amount remitted should be reduced by the amount paid under the Post-9/11 G.I. Bill and certain other federal education programs.
21. *Corrections to GPR Funding:* Adopt Alternatives A2 and B2 from LFB Budget Paper #752 which would: (1) restore \$10,558,800 GPR annually for standard budget adjustment that was inadvertently deleted under the Governor's budget; and (2) restore \$4,578,500 GPR in 2011-12 and \$13,977,600 GPR in 2012-13 related to a reestimate of fuel and utility costs.
22. *Delete One-Time Funding:* Approve the modification described in LFB Budget Paper #753 which would delete \$1,000,000 GPR annually related to the WiSys Technology Foundation grant programs and \$1,900,000 PR annually related to the tuition increase grants.
23. *Telecommunication Services:* Prohibit the Board of Regents, the UW System, any UW institution, or the UW-Extension, directly or indirectly, from doing any of the following: (a) receiving funds from any award from the National Telecommunications

and Information Administration (NTIA) under the U.S. Department of Commerce for the Building Community Capacity through Broadband (BCCB) project; (b) disbursing, spending, loaning, granting, or in any other way distributing or committing to distribute any funds received with respect to, budgeted to, or allocated for the BCCB project; and (c) participating in the planning, organization, funding, implementation or operation of the BCCB project. In addition, require the Board of Regents to reduce the amount expended on telecommunications services during the 2011-13 biennium by the total value of any funds, goods, or services that have been or will be distributed or committed to be distributed by or on behalf of the Board of Regents, the UW System, any UW institution, or the UW-Extension on or after May 1, 2011, to any participant, contractor, or supplier related to the BCCB project.

24. Modify current law to specify that the Board of Regents shall not offer, resell, or provide telecommunications services, directly or indirectly, that are available from a private telecommunications carrier to the general public or to any other public or private entity. Define telecommunications services as including data and voice over Internet protocol services, Internet protocol services, broadband access and transport, information technology services, Internet access services, and unlit fiber.
25. Prohibit the Board of Regents, the UW System, any UW institution, or the UW-Extension from becoming or remaining a member, shareholder, or partner in or with any company, corporation, non-profit association, joint venture, cooperative, partnership, consortium, or any other individual or entity that offers, resells, or provides telecommunications services or information technology services to members of the general public, or to any private entity, or to any public entity other than the Board, the UW System, any UW institution, or the UW-Extension.
26. Specify that WiscNet could no longer be a department or office within the UW-Madison Division of Information Technology beginning on July 1, 2012, and delete \$1,400,000 PR from the UW System related to WiscNet in 2012-13. Require the Legislative Audit Bureau to conduct a program audit and a financial audit of the Board of Regents' use of telecommunication services and relationship with WiscNet.
27. *Liability Protections for Scientific Researchers:* Specify that current law provisions prohibiting crimes against animals would not apply to persons engaged in bona fide scientific research at an educational or research institution or persons who are authorized or otherwise regulated under federal law to utilize animals for these purposes.

Note:

Telecommunication Services: In August, 2010, the UW-Extension was awarded \$29.9 million through the Broadband Technology Opportunity Program (BTOP) for its Building Community Capacity through Broadband (BCCB) project. BTOP is administered by the National Telecommunications and Information Administration (NTIA) under the U.S. Department of Commerce. Funding for BTOP was authorized under the American Recovery and Reinvestment Act of 2009.

The BCCB project would create community area networks (CANs) in four demonstration communities: the Chippewa Valley region, Platteville, Superior, and the Wausau area. CANs employ a governance and operations model in which anchor institutions collectively decide how to connect facilities, provide broadband services, exchange traffic, and add institutions. According to the grant application, a total of 182 facilities run by 74 anchor institutions would be connected via the four CANs when the BCCB project is completed. The facilities that would be connected include 43 government facilities, 41 public safety facilities, 29 K-12 schools, 28 healthcare facilities, 17 community support organizations, ten UW facilities, ten community college facilities, and two public housing facilities.

According to a report submitted by the UW System to the NTIA on May 12, 2011, \$234,600, including \$200,400 in federal funds, had been spent related to the BCCB project through March 31, 2011. The UW System estimated that an additional \$7.4 million, including \$5.4 million in federal funds, would be spent from April 1, 2011, through June 30, 2011.

Under current law, the Board of Regents may use telecommunications services, including data and voice over Internet services, procured by the Board only for the purpose of carrying out its mission. The Board of Regents is prohibited from offering, reselling, or providing telecommunications services, including data and voice over Internet services, that are available from a private telecommunications carrier to the general public or to any other public or private entity.

WiscNet is a non-profit, membership-based association that provides internet access and other network services to member organizations. WiscNet currently serves over 450 public and private research, education, and government organizations and is governed by an 11 member board of directors. WiscNet is housed in the UW-Madison Division of Information Technology and WiscNet employees are UW-Madison employees. According the UW budget documents, WiscNet is funded by membership fees. Salaries (excluding fringe benefits) for WiscNet employees total \$1.0 million PR in 2010-11.

Tuition Remissions for Veterans, Children, and Spouses: The Board of Regents and each technical college district board is required to grant a full remission of resident tuition and fees for 128 credits or eight semesters, whichever is longer, less the amount of any tuition or segregated fees paid under the federal Post-9/11 G.I. Bill, to certain veterans, children, and spouses. For technical college district boards, the 128 credit or eight semester limit is reduced by the number of credits or semesters for which the person received a remission of tuition and fees at any other technical college or UW institution. For the Board of Regents, the 128 credit or eight semester limit is