

**REPORT TO
LEGISLATIVE COUNCIL RULES CLEARINGHOUSE
PRECOLLEGE SCHOLARSHIP PROGRAM
PI 22, WISCONSIN ADMINISTRATIVE CODE**

Statute interpreted: s. 115.43, Stats.

Statutory authority: Sections ss. 115.43 (2) (c) and 227.11 (2) (a), Stats.

Explanation of agency authority:

Section 115.43 (2) (c), Stats., gives the department the authority, in consultation with postsecondary educational institutions, to promulgate rules establishing criteria for the review and approval of applications for scholarships under the precollege scholarship program.

Court decisions directly relevant: None.

Related statute or rule: N/A.

Plain language analysis:

2007 Wisconsin Act 20, the biennial budget bill, modified the Minority Group Pupil Precollege Scholarship Program under ss. 115.28 (23) and 115.43, Stats., to change the eligibility criteria from being a minority pupil to being an economically disadvantaged pupil.

The corresponding rules under ch. PI 22, Wis. Admin. Code, are being modified to reflect the statutory language and current administration of the program. In addition, the proposed rules clarify:

- That precollege scholarships are *awarded* to economically disadvantaged pupils but *paid* to the postsecondary educational institution providing the precollege program in which the pupil is enrolled.
- That the precollege program provided by the postsecondary educational institution must meet certain requirements in order to be eligible under the program.
- That pupils do not have to apply to the department for a precollege scholarship, but must apply to a postsecondary educational institution offering a precollege program.
- That pupils may receive three scholarship awards per year and are no longer limited to receiving only one scholarship per semester or summer.

Summary of, and comparison with, existing or proposed federal regulations: None.

Comparison with rules in adjacent states:

Illinois, Iowa, Michigan, and Minnesota do not have rules relating to scholarships for economically disadvantaged children to attend precollege programs at postsecondary educational institutions.

Summary of factual data and analytical methodologies:

In addition to the modifications made as a result of 2007 Wisconsin Act 20, modifications are made to clarify current practice and statutory intent. For instance, s. 115.43 (2) (b), Stats., requires that precollege scholarships be made on a competitive basis. It is unclear if it is the pupils or the postsecondary educational institutions that must compete. The current rules are also unclear. The rule modifications clarify that it is the postsecondary educational institutions that must meet certain requirements and thus “compete” for scholarship pupils to attend its institution and receive payment for those pupils.

Analysis and supporting documents used to determine effect on small business or in preparation of economic impact report: N/A

Anticipated costs incurred by private sector: N/A

Effect on small business:

The proposed rules will have no significant economic impact on small businesses, as defined in s. 227.114 (1) (a), Stats.

Agency contact person (including email and telephone):

Kevin Ingram, Director, Educational Opportunity Programs and Urban Education, kevin.ingram@dpi.wi.gov, 414/227-4413.

Place where comments are to be submitted and deadline for submission:

The department will publish a hearing notice in the *Administrative Register* which will include this information.

Agency procedure for promulgation:

Notice to Legislative Council pursuant to s. 227.15, Stats., and proceeding under the ten day notice/hearing process pursuant to ss. 227.16 to 227.18, Stats.

Description of any forms (attach copies if available): PI-1573 Precollege Scholarship Application