



**SENATE AMENDMENT 9,  
TO SENATE SUBSTITUTE AMENDMENT 1,  
TO 1995 SENATE BILL 565**

March 26, 1996 - Offered by Senators CHVALA, MOEN and SHIBILSKI.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 2, line 13: before "recovery" insert: "eliminating the position of  
3 executive assistant;"

4 **2.** Page 7, line 17: after that line insert:

5 "SECTION 2p. 15.05 (3) of the statutes is repealed.

6 SECTION 2r. 15.05 (5) of the statutes is repealed.

7 SECTION 2t. 15.06 (4m) of the statutes is repealed.

8 SECTION 2x. 15.06 (9) of the statutes is repealed."

9 **3.** Page 10, line 13: after that line insert:

10 "SECTION 15g. 19.42 (10) (L) of the statutes is amended to read:

11 19.42 (10) (L) The executive director, ~~executive assistant to the executive~~  
12 ~~director~~ and investment directors of the investment board.

13 SECTION 15r. 19.42 (13) (k) of the statutes is amended to read:

1           19.42 **(13)** (k) The executive director, ~~executive assistant to the executive~~  
2     ~~director~~ and investment directors of the investment board.”.

3           **4.** Page 17, line 13: after that line insert:

4           “**SECTION 31e.** 20.923 (9) of the statutes is repealed.

5           **SECTION 31m.** 20.923 (14) of the statutes is amended to read:

6           20.923 **(14)** SALARY ADMINISTRATION. Except as provided in s. 36.09 (1) (j), any  
7     adjustment of salary for any incumbent in a position specified in subs. (4), (4m), (8),  
8     ~~(9)~~ and (12) is governed by the provisions of the compensation plan concerning  
9     executive salary groups as adopted by the joint committee on employment relations  
10    under s. 230.12 (3) (b).

11          **SECTION 31r.** 21.20 of the statutes is amended to read:

12          **21.20 Civil service status.** All full-time state-paid employes of the  
13     department of military affairs shall be under the classified service, except the  
14     adjutant general, ~~the executive assistant to the adjutant general~~, the deputy  
15     adjutants general for army and air and the administrator of the division of  
16     emergency government.”.

17          **5.** Page 20, line 11: after that line insert:

18          “**SECTION 37m.** 25.16 (3) of the statutes is repealed.”.

19          **6.** Page 21, line 22: after that line insert:

20          “**SECTION 29h.** 38.04 (2m) of the statutes is repealed.

21          **SECTION 39j.** 40.02 (17) (e) of the statutes is amended to read:

22          40.02 **(17)** (e) Each executive participating employe whose creditable service  
23     terminates on or after May 3, 1988, and each participating employe who is a present  
24     or former elected official or an appointee of a present or former elected official and

1 who did not receive creditable service under s. 40.02 (17) (e), 1987 stats., or s. 40.02  
2 (17) (e), 1989 stats., and whose creditable service terminates on or after August 15,  
3 1991, who was previously in the position of the president of the university of  
4 Wisconsin system or in a position designated under s. 20.923 (4), or (8) ~~or~~ (9), but did  
5 not receive creditable service because of age restrictions, may receive creditable  
6 service equal to the period of executive service not credited if the participant pays to  
7 the department a lump sum payment equal to 5.5% of one-twelfth of the employe's  
8 highest earnings in a single annual earnings period multiplied by the number of  
9 months of creditable service granted under this paragraph. That amount shall be  
10 credited and treated as an employe required contribution for all purposes of the  
11 Wisconsin retirement system.”.

12 **7.** Page 22, line 3: after that line insert:

13 **“SECTION 39L.** 40.02 (30) of the statutes is amended to read:

14 40.02 (30) “Executive participating employe” means a participating employe  
15 in a position designated under s. 19.42 (10) (L) or 20.923 (4), (4m), or (8) ~~or~~ (9) or  
16 authorized under s. 230.08 (2) (e) during the time of employment. All service credited  
17 prior to May 17, 1988, as executive service as defined under s. 40.02 (31), 1985 stats.,  
18 shall continue to be treated as executive service as defined under s. 40.02 (31), 1985  
19 stats., but no other service rendered prior to May 17, 1988, may be changed to  
20 executive service as defined under s. 40.02 (31), 1985 stats.”.

21 **8.** Page 36, line 23: after that line insert:

22 **“SECTION 51x.** 93.02 of the statutes is amended to read:

23 **93.02 Staff.** The secretary shall appoint all staff necessary for the carrying out  
24 of the duties of the department, all of whom shall be under the classified service

1 except the deputy secretary, ~~the executive assistant~~ and, subject to s. 230.08 (4) (a),  
2 the administrators of divisions. Each such deputy secretary, ~~executive assistant~~ or  
3 administrator shall be appointed by the secretary with the approval of the board.”.

4 **9.** Page 40, line 24: after that line insert:

5 “**SECTION 60m.** 230.08 (2) (fs) of the statutes is amended to read:

6 230.08 (2) (fs) All deputies of department secretaries appointed under s. 15.04  
7 (2) ~~and executive assistants to department secretaries appointed under s. 15.05 (3),~~  
8 including those appointed by the attorney general, the adjutant general, the director  
9 of the technical college system and the state superintendent of public instruction.”.

10 **10.** Page 40, line 25: delete the material beginning with that line and ending  
11 with page 41, line 1, and substitute:

12 “**SECTION 60s.** 230.08 (2) (m) of the statutes is repealed.”.

13 **11.** Page 41, line 4: after that line insert:

14 “**SECTION 61b.** 230.35 (1m) (a) 2. of the statutes is amended to read:

15 230.35 (1m) (a) 2. A position designated in s. 19.42 (10) (L) or 20.923 (4), (4m),  
16 and (8) ~~and (9).~~

17 **SECTION 61d.** 230.35 (2) of the statutes is amended to read:

18 230.35 (2) Leave of absence with pay owing to sickness and leave of absence  
19 without pay, other than annual leave and leave under s. 103.10, shall be regulated  
20 by rules of the secretary, except that unused sick leave shall accumulate from year  
21 to year. After July 1, 1973, employes appointed to career executive positions under  
22 the program established under s. 230.24 or positions designated in s. 19.42 (10) (L)  
23 or 20.923 (4), (4m), and (8) ~~and (9)~~ or authorized under s. 230.08 (2) (e) shall have any  
24 unused sick leave credits restored if they are reemployed in a career executive

1 position or in a position under s. 19.42 (10) (L) or 20.923 (4), (4m), and (8) ~~and~~ (9) or  
2 authorized under s. 230.08 (2) (e), regardless of the duration of their absence.  
3 Restoration of unused sick leave credits if reemployment is to a position other than  
4 those specified above shall be in accordance with rules of the secretary.”.

5 **12.** Page 56, line 20: after that line insert:

6 **“SECTION 9256. Appropriation changes; transportation.**

7 (1p) EXECUTIVE ASSISTANT. In the schedule under section 20.005 (3) of the  
8 statutes for the appropriation to the department of transportation under section  
9 20.395 (4) (aq) of the statutes, as affected by the acts of 1995, the dollar amount is  
10 decreased by \$97,800 for fiscal year 1996–97 to decrease funding for the position of  
11 executive assistant.”.

12 **13.** Page 60, line 1: delete “and (m) 2m.”.

13 (END)