

2007 DRAFTING REQUEST

Senate Amendment (SA-SA1-SSA1-SB40)

Received: **06/26/2007**

Received By: **pgrant**

Wanted: **As time permits**

Identical to LRB:

For: **Judith Robson (608) 266-2253**

By/Representing: **Loppnow**

This file may be shown to any legislator: **NO**

Drafter: **pgrant**

May Contact:

Addl. Drafters:

Subject: **Education - school boards
Education - school finance**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Robson@legis.wisconsin.gov**

Carbon copy (CC:) to: **charlie.morgan@legis.wisconsin.gov
dave.loppnow@legis.wisconsin.gov
jere.bauerjr@legis.wisconsin.gov
rick.olin@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Sparsity aid distribution and high-poverty aid correction

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pgrant 06/26/2007	jdyer 06/26/2007		_____			
/1	pgrant 06/26/2007	jdyer 06/26/2007	rschluet 06/26/2007	_____	lparisi 06/26/2007		
/2	chanaman	chanaman	rschluet	_____	sbasford	sbasford	

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	06/26/2007	06/26/2007	06/26/2007	_____	06/26/2007	06/26/2007	
/3	chanaman 06/26/2007	wjackson 06/26/2007	pgreensl 06/26/2007	_____	cduerst 06/26/2007	cduerst 06/26/2007	
/4	chanaman 06/26/2007	wjackson 06/26/2007	nnatzke 06/26/2007	_____	lparisi 06/26/2007	lparisi 06/26/2007	
/5			rschluet 06/26/2007	_____	lparisi 06/26/2007	lparisi 06/26/2007	

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/3	chanaman 06/26/2007	wjackson 06/26/2007	pgreensl 06/26/2007 _____		cduerst 06/26/2007	cduerst 06/26/2007	
/4		15 WJ 6/26	nmatzke 06/26/2007 _____		lparisi 06/26/2007	lparisi 06/26/2007	

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/3		14 g 26 jld 14 wy 6/26	pgreensl 06/26/2007 nvn 6/26	_____	cduerst 06/26/2007	cduerst 06/26/2007	

FE Sent For:

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By/Representing: Loppnow

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/2			rschluet 06/26/2007	_____	sbasford 06/26/2007	sbasford 06/26/2007	

FE Sent For:

1/3 cjs 6/26
07

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PS/WW
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2007 DRAFTING REQUEST

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Received: 06/26/2007

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Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Loppnow

This file may be shown to any legislator: NO

Drafter: pgrant

May Contact:

Addl. Drafters:

Subject: Education - school boards
Education - school finance

Extra Copies: TKK

Submit via email: YES

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

LFB:.....Loppnow -

Topic:

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/1	pgrant	<i>12/26/07</i>	rschlue 06/26/2007		lparisi 06/26/2007		

FE Sent For:

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*Jacker
for
Person*

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Received: **06/26/2007**

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Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Loppnow**

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Drafter: **pgrant**

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Adtl. Drafters:

Subject: **Education - school boards**

Extra Copies: **TKK**

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/1			rschluet 06/26/2007	_____	lparisi 06/26/2007		

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/?	pgrant	1/6/07 jld	[Signature]	[Signature]			

6267

<END>

FE Sent For:

2007

Date (time) needed

now

LRB b 0650, 1

BUDGET AMENDMENT

PG: jld:

See form **AMENDMENTS — COMPONENTS & ITEMS.**

A **S** AMENDMENT
TO 2007 SB 40

to SA (LRB b 0649/1)
to SSA1

At the locations indicated, amend the ^{amendment} bill as follows:

#. Page 206, line 4: delete lines 4 to 10 ✓
substitute "\$150" ✓

~~#. Page , line :~~ (End)

~~#. Page , line :~~

~~#. Page , line :~~

~~#. Page , line :~~

~~#. Page , line :~~

LFB:.....Loppnow - Aid for high-poverty school districts; alternative 5
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION
SENATE AMENDMENT ,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2007 SENATE BILL 40

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

2 **1.** Page 121, line 12: after that line insert:

3 "(bb) Aid for high-poverty school dis-

4 tricts GPR A 9,000,000 12,000,000

5 "

6 **2.** Page 301, line 12: after that line insert:

7 "**SECTION 236n.** 20:255 (2) (bb) of the statutes is created to read:

8 20.255 (2) (bb) *Aid for high-poverty school districts.* The amounts in the

9 schedule for aid to high-poverty school districts under s. 121.136."

10 ^{470m} ↑ "470 m." Page 1241, line 18: after that line insert:
↑ frzn "470 m."

1 ✓ "SECTION 2735w. 119.46 (1) of the statutes is amended to read:

2 119.46 (1) As part of the budget transmitted annually to the common council
3 under s. 119.16 (8) (b), the board shall report the amount of money required for the
4 ensuing school year to operate all public schools in the city under this chapter, to
5 repair and keep in order school buildings and equipment, to make material
6 improvements to school property and to purchase necessary additions to school sites.
7 The amount included in the report for the purpose of supporting the Milwaukee
8 Parental Choice Program under s. 119.23 shall be reduced by the amount of aid
9 received by the board under s. 121.136. The common council shall levy and collect
10 a tax upon all the property subject to taxation in the city, which shall be equal to the
11 amount of money required by the board for the purposes set forth in this subsection,
12 at the same time and in the same manner as other taxes are levied and collected.
13 Such taxes shall be in addition to all other taxes which the city is authorized to levy.
14 The taxes so levied and collected, any other funds provided by law and placed at the
15 disposal of the city for the same purposes, and the moneys deposited in the school
16 operations fund under s. 119.60 (1), shall constitute the school operations fund." ✓

17 *#. Page 211, line 1: delete lines 1 to 24 and substitute: ↑↑*
Page 1243, line 15: after that line insert

18 ↑ "SECTION 2744g. 121.136 of the statutes is created to read:

19 **121.136 State aid for high-poverty school districts. (1)** (a) In the 2007-08
20 and 2008-09 school years, the department shall pay additional state aid to a school
21 district if at least 50 percent of the district's enrollment, as rounded to the nearest
22 whole percentage point and as reported to the department by the school district in
23 October 2006, as a condition for participation in the federal school lunch program

1 under 42 USC 1758 (b), was eligible for a free or reduced-price lunch in the federal
2 school lunch program under 42 USC 1758 (b).

3 (b) The amount paid to each eligible school district in the 2007–08 and 2008–09
4 fiscal years shall be determined as follows:

5 1. Divide the amount appropriated under s. 20.255 (2) (bb) by the total number
6 of pupils enrolled in all eligible school districts.

7 2. Multiply the quotient under subd. 1. by the number of pupils enrolled in the
8 school district.

9 (2) (a) In the 2009–10 school year and annually thereafter, the department
10 shall pay additional state aid to a school district if at least 50 percent of the district's
11 enrollment on the 3rd Friday of September in the immediately preceding
12 even-numbered year, as rounded to the nearest whole percentage point, was eligible
13 for a free or reduced-price lunch in the federal school lunch program under 42 USC
14 1758 (b).

15 (b) Except as provided in par. (c), the amount paid to each eligible school district
16 in the 2009–10 school year and annually thereafter shall be determined as follows:

17 1. Divide the amount appropriated under s. 20.255 (2) (bb) by the school
18 district's enrollment on the 3rd Friday of September in the current school year.

19 2. Increase the amount determined under subd. 1. by the percentage increase
20 in the total amount appropriated under s. 20.255 (2) ~~(bb)~~^(ac) between the previous school
21 year and the current school year, but not less than zero.

22 3. Increase the amount determined under subd. 2. by the percentage increase
23 in this state's aggregate personal income between the calendar year beginning in the
24 2nd previous school year and the calendar year beginning in the previous school year,
25 but not less than zero.

1 4. Multiply the amount determined under subd. 3. by the school district's
2 enrollment on the 3rd Friday of September in the current school year.

3 (c) 1. Beginning in the 2009-10 school year, ^{an eligible ✓} a school district may not receive
4 under par. (b) less than the amount determined by increasing the amount received
5 under this section in the previous school year by the percentage increases specified
6 in par. (b) 2. and 3.

7 2. Notwithstanding subd. 1., if in any fiscal year the amount appropriated
8 under s. 20.255 (2) (bb) is insufficient to fully fund aid payments under this
9 subsection, the department shall prorate payments to eligible school districts." ^{↑↑}

10 5. Page 1244, line 22: after that line insert:

11 "SECTION 2749q. 121.90 (2) (intro.) of the statutes is amended to read:

12 121.90 (2) (intro.) "State aid" means aid under ss. 121.08, 121.09 and 121.105,
13 and 121.136 and subch. VI, as calculated for the current school year on October 15
14 under s. 121.15 (4) and including adjustments made under s. 121.15 (4), and amounts
15 under s. 79.095 (4) for the current school year, except that "state aid" excludes all of

16 the following:

17 "SECTION 2749r. 121.90 (2) (c) of the statutes is created to read:

18 121.90 (2) (c) For the school district operating under ch. 119, aid received under
19 s. 121.136." ^{↑↑}

20 ~~(END)~~

Page 213, line 2: substitute "following:"
for "following:"
Page 213, line 2: after that line insert:

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

Page 379, ^{line} ^ 19: delete lines 19 to 21.

(End) ✓

Hanaman, Cathlene

From: Zimmerman, Art
Sent: Tuesday, June 26, 2007 12:28 PM
To: Hanaman, Cathlene
Subject: FW: Technical change to the UW collective bargaining language

Cathlene, Here is a change to the UW collective bargaining draft. Call, if there are any problems. Art

From: Lang, Bob
Sent: Tuesday, June 26, 2007 12:22 PM
To: Loppnow, Dave; Pope, Emily; Bauer Jr., Jere; Zimmerman, Art
Subject: FW: Technical change to the UW collective bargaining language

From: Engel, Andrew
Sent: Tuesday, June 26, 2007 11:54 AM
To: Lang, Bob
Subject: Technical change to the UW collective bargaining language

In section 111.995

Under "Fact Finding"

Line 19 should read: "either party may petition the commission" instead of "the parties jointly may petition".



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0650/2
PG:jld:rs

3

ALL
dcjs

SENATE AMENDMENT ,
TO SENATE AMENDMENT (LRBb0649/1),
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2007 SENATE BILL 40

fix
request
sheet

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

2 **1.** Page 34, line 12: delete "121.136." and substitute "121.136.".

3 **2.** Page 34, line 13: delete lines 13 to 16.

4 **3.** Page 206, line 4: delete lines 4 to 10 and substitute "\$150".

5 **4.** Page 209, line 16: after that line insert:

6 "470m. Page 1241, line 18: after that line insert:

7 "**SECTION 2735w.** 119.46 (1) of the statutes is amended to read:

8 119.46 (1) As part of the budget transmitted annually to the common council
9 under s. 119.16 (8) (b), the board shall report the amount of money required for the
10 ensuing school year to operate all public schools in the city under this chapter, to
11 repair and keep in order school buildings and equipment, to make material

INS
\$-YA
INS 1-4B

~~INS
116~~

1 improvements to school property and to purchase necessary additions to school sites.
2 The amount included in the report for the purpose of supporting the Milwaukee
3 Parental Choice Program under s. 119.23 shall be reduced by the amount of aid
4 received by the board under s. 121.136. The common council shall levy and collect
5 a tax upon all the property subject to taxation in the city, which shall be equal to the
6 amount of money required by the board for the purposes set forth in this subsection,
7 at the same time and in the same manner as other taxes are levied and collected.
8 Such taxes shall be in addition to all other taxes which the city is authorized to levy.
9 The taxes so levied and collected, any other funds provided by law and placed at the
10 disposal of the city for the same purposes, and the moneys deposited in the school
11 operations fund under s. 119.60 (1), shall constitute the school operations fund.”.”.

12 **5.** Page 211, line 1: delete lines 1 to 24 and substitute:

13 “**SECTION 2744gm.** 121.136 of the statutes is created to read:

14 **121.136 State aid for high-poverty school districts.** (1) (a) In the 2007-08
15 and 2008-09 school years, the department shall pay additional state aid to a school
16 district if at least 50 percent of the district's enrollment, as rounded to the nearest
17 whole percentage point and as reported to the department by the school district in
18 October 2006, as a condition for participation in the federal school lunch program
19 under 42 USC 1758 (b), was eligible for a free or reduced-price lunch in the federal
20 school lunch program under 42 USC 1758 (b).

21 (b) The amount paid to each eligible school district in the 2007-08 and 2008-09
22 fiscal years shall be determined as follows:

23 1. Divide the amount appropriated under s. 20.255 (2) (bb) by the total number
24 of pupils enrolled in all eligible school districts.

1 2. Multiply the quotient under subd. 1. by the number of pupils enrolled in the
2 school district.

3 **(2) (a)** In the 2009-10 school year and annually thereafter, the department
4 shall pay additional state aid to a school district if at least 50 percent of the district's
5 enrollment on the 3rd Friday of September in the immediately preceding
6 even-numbered year, as rounded to the nearest whole percentage point, was eligible
7 for a free or reduced-price lunch in the federal school lunch program under 42 USC
8 1758 (b).

9 **(b)** Except as provided in par. (c), the amount paid to each eligible school district
10 in the 2009-10 school year and annually thereafter shall be determined as follows:

11 1. Divide the amount appropriated under s. 20.255 (2) (bb) by the school
12 district's enrollment on the 3rd Friday of September in the current school year.

13 2. Increase the amount determined under subd. 1. by the percentage increase
14 in the total amount appropriated under s. 20.255 (2) (ac) between the previous school
15 year and the current school year, but not less than zero.

16 3. Increase the amount determined under subd. 2. by the percentage increase
17 in this state's aggregate personal income between the calendar year beginning in the
18 2nd previous school year and the calendar year beginning in the previous school year,
19 but not less than zero.

20 4. Multiply the amount determined under subd. 3. by the school district's
21 enrollment on the 3rd Friday of September in the current school year.

22 **(c)** 1. Beginning in the 2009-10 school year, an eligible school district may not
23 receive under par. (b) less than the amount determined by increasing the amount
24 received under this section in the previous school year by the percentage increases
25 specified in par. (b) 2. and 3.

BILL

Under current law, in making the decision, the arbitrator or arbitration panel must give the greatest weight to certain factors, greater weight to certain factors, and weight to other factors. State laws and directives that place limits on expenditures or revenues must be given the greatest weight. Economic conditions in the jurisdiction must be given greater weight. Finally, the arbitrator or arbitration panel must also consider factors such as the authority of the employer, party stipulations, the interest and welfare of the public, comparisons of wages, hours, and conditions of employment to other groups of employees, and the cost of living. Under this bill all of the factors would be given equal weight.

For further information see the *state and local* 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:

INS
1-4

⑨ #. Page 174, line 20: after that line insert

1 "SECTION 1. 111.70 (4) (cm) 5. of the statutes is amended to read:
2 111.70 (4) (cm) 5. 'Voluntary impasse resolution procedures.' In addition to the
3 other impasse resolution procedures provided in this paragraph, a municipal
4 employer and labor organization may at any time, as a permissive subject of
5 bargaining, agree in writing to a dispute settlement procedure, including
6 authorization for a strike by municipal employees or binding interest arbitration,
7 which is acceptable to the parties for resolving an impasse over terms of any
8 collective bargaining agreement under this subchapter. A copy of such agreement
9 shall be filed by the parties with the commission. If the parties agree to any form of
10 binding interest arbitration, the arbitrator shall give weight to the factors
11 enumerated under subds. 7., 7g. and subd. 7r. "

⑨ #. Page 177, line 9: after that line insert:

12 "SECTION 2. 111.70 (4) (cm) 7. of the statutes is renumbered 111.70 (4) (cm) 7r.
13 am. and amended to read:
14 111.70 (4) (cm) 7r. am. 'Factor given greatest weight.' In making any decision
15 under the arbitration procedures authorized by this paragraph, the arbitrator or
16 arbitration panel shall consider and shall give the greatest weight to any Any state



BILL

1 law or directive lawfully issued by a state legislative or administrative officer, body
2 or agency which places limitations on expenditures that may be made or revenues
3 that may be collected by a municipal employer. The arbitrator or arbitration panel
4 shall give an accounting of the consideration of this factor in the arbitrator's or
5 panel's decision.

6 **SECTION 3.** 111.70 (4) (cm) 7g. of the statutes is renumbered 111.70 (4) (cm) 7r.
7 ar. and amended to read:

8 111.70 (4) (cm) 7r. ar. ~~'Factor given greater weight.'~~ In making any decision
9 ~~under the arbitration procedures authorized by this paragraph, the arbitrator or~~
10 ~~arbitration panel shall consider and shall give greater weight to economic~~ Economic
11 ~~conditions in the jurisdiction of the municipal employer than to any of the factors~~
12 ~~specified in subd. 7r.~~

13 **SECTION 4.** 111.70 (4) (cm) 7r. (intro.) of the statutes is amended to read:

14 111.70 (4) (cm) 7r. ~~'Other factors~~ Factors considered.' (intro.) In making any
15 decision under the arbitration procedures authorized by this paragraph, the
16 arbitrator or arbitration panel shall also give weight to the following factors: "

17 **SECTION 9315. Initial applicability; Employment Relations**
18 **Commission.**

19 (1) QUALIFIED ECONOMIC OFFERS. The treatment of section 111.70 (4) (cm) 5., 7.,
20 7g., and 7r. (intro.) of the statutes first applies to petitions for arbitration that relate
21 to collective bargaining agreements that cover periods beginning on or after July 1,
22 2007, and that are filed under section 111.70 (4) (cm) 6. of the statutes on the effective
23 date of this subsection.

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A vertical scribble of lines.
A box containing "INS 1-6" with an arrow pointing to the bottom section.

Handwritten note: end of memo 1-4

Handwritten notes at the bottom:
Page 376, line 23: after "(cm)" insert "5."
Page 376, line 23: after "and am.5" insert "7.57g.5 7r. (intro.)5".

INS 1-4 B

Page 197, line 19: delete "the parties jointly"
and substitute "either party".

INS X

#. Page 379, line 16: delete "(ms) ↵" and substitute "(ms) and (5)".

#. Page 379, line 17: delete "(by ^(CS) SECTION 282m) ↵" and substitute "(by ^(CS) SECTION 282 km)".

#. Page 380, line 4: after "27m. ↵" insert "28. ↵ and".

#. Page 380, line 4: delete "and 72. (by ^(CS) SECTION 3465s)".

#. Page 380, line ~~12~~ 12: delete the material beginning with "450.071" and ending with "3530eg) ↵" on line 13.

INS Y

Shovers, Marc

From: Zimmerman, Art
Sent: Tuesday, June 26, 2007 1:40 PM
To: Shovers, Marc
Subject: FW: Police and fire commission in 1st class city

Marc, This just came. I have no idea what it is, but please draft. I'll try to write a summary of it and may need to call you. Thanks.

From: Lang, Bob
Sent: Tuesday, June 26, 2007 1:36 PM
To: Zimmerman, Art; Bauer Jr., Jere
Subject: FW: Police and fire commission in 1st class city

From: Engel, Andrew
Sent: Tuesday, June 26, 2007 1:31 PM
To: Lang, Bob
Subject: Police and fire commission in 1st class city

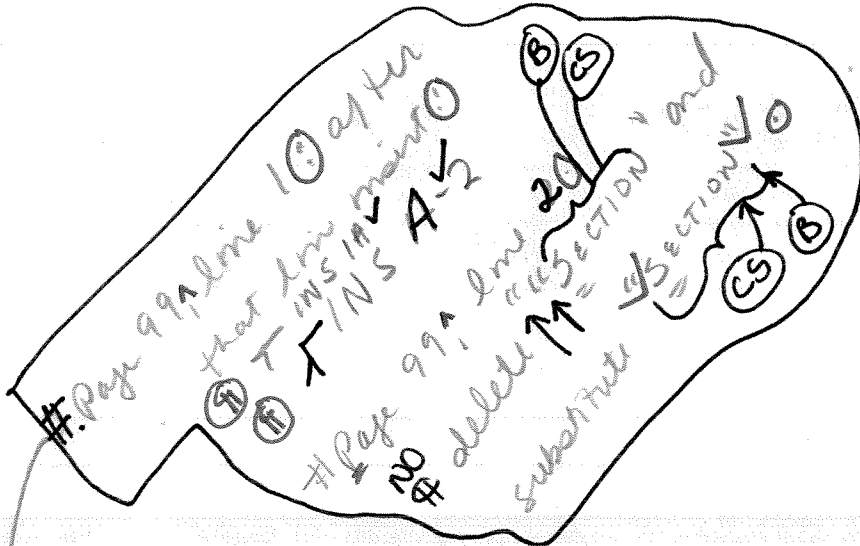
62.50

(1) Organization. In all 1st class cities, however incorporated, there shall be a board of fire and police commissioners, consisting of ⁵7 citizens, not more than ²3 of whom shall at any time belong to the same political party. The staff and members of the board shall receive the salary or other compensation for their services fixed by the common council. The salary shall be fixed at the same time and in the same manner as the salary of the other city officials and employees. Three members of the board shall constitute a quorum necessary for the transaction of business. A 3 member panel of the board may conduct a trial described under sub. (12). It shall be the duty of the mayor of the city, on or before the 2nd Monday in July, to appoint ^{one}7 members of the board, designating the term of office of each, ^{one}one to hold one year, ^{two}2 to hold 2 years, ^{two}2 to hold 3 years and one to hold 4 years and one to hold 5 years, and until their respective successors shall be appointed and qualified. Thereafter the terms of office shall be 5 years from the 2nd Monday in July, and until a successor is appointed and qualified. Every person appointed a member of the board shall be subject to confirmation by the common council, shall, before entering up on the duties of the office take and subscribe the oath of office prescribed by article IV, section 28, of the constitution, and file the same duly certified by the officer administering it, with the clerk of the city. Appointments made prior to the time this subchapter first applies to a 1st class city shall not be subject to confirmation by the common council.



4
All TWJ

SENATE AMENDMENT,
TO SENATE AMENDMENT 1,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2007 SENATE BILL 40



LPS: Inserts are out of order.

- 1 At the locations indicated, amend the amendment as follows:
- 2 ✓ **1.** Page 34, line 12: delete "121.136." and substitute "121.136."."
- 3 ✓ **2.** Page 34, line 13: delete lines 13 to 16.
- 4 ✓ **3.** Page 174, line 20: after that line insert:
- 5 "SECTION 2667. 111.70 (4) (cm) 5. of the statutes is amended to read:
- 6 111.70 (4) (cm) 5. 'Voluntary impasse resolution procedures.' In addition to the
- 7 other impasse resolution procedures provided in this paragraph, a municipal
- 8 employer and labor organization may at any time, as a permissive subject of
- 9 bargaining, agree in writing to a dispute settlement procedure, including
- 10 authorization for a strike by municipal employees or binding interest arbitration,
- 11 which is acceptable to the parties for resolving an impasse over terms of any

1 collective bargaining agreement under this subchapter. A copy of such agreement
2 shall be filed by the parties with the commission. If the parties agree to any form of
3 binding interest arbitration, the arbitrator shall give weight to the factors
4 enumerated under ~~subds. 7., 7g. and subd. 7r.~~” ✓

5 ✓4. Page 177, line 9: after that line insert:

6 “SECTION 2671. 111.70 (4) (cm) 7. of the statutes is renumbered 111.70 (4) (cm)
7 7r. am. and amended to read:

8 111.70 (4) (cm) 7r. am. ~~‘Factor given greatest weight.’ In making any decision~~
9 ~~under the arbitration procedures authorized by this paragraph, the arbitrator or~~
10 ~~arbitration panel shall consider and shall give the greatest weight to any~~ Any state
11 law or directive lawfully issued by a state legislative or administrative officer, body
12 or agency which places limitations on expenditures that may be made or revenues
13 that may be collected by a municipal employer. The arbitrator or arbitration panel
14 shall give an accounting of the consideration of this factor in the arbitrator’s or
15 panel’s decision.

16 SECTION 2672. 111.70 (4) (cm) 7g. of the statutes is renumbered 111.70 (4) (cm)
17 7r. ar. and amended to read:

18 111.70 (4) (cm) 7r. ar. ~~‘Factor given greater weight.’ In making any decision~~
19 ~~under the arbitration procedures authorized by this paragraph, the arbitrator or~~
20 ~~arbitration panel shall consider and shall give greater weight to economic~~ Economic
21 conditions in the jurisdiction of the municipal employer ~~than to any of the factors~~
22 ~~specified in subd. 7r.~~


23 SECTION 2673. 111.70 (4) (cm) 7r. (intro.) of the statutes is amended to read:

1 111.70 (4) (cm) 7r. ~~Other factors~~ Factors considered.' (intro.) In making any
2 decision under the arbitration procedures authorized by this paragraph, the
3 arbitrator or arbitration panel shall also give weight to the following factors." ✓

4 ✓ **5.** Page 197, line 19: delete "the parties jointly" and substitute "either party".

5 ✓ **6.** Page 206, line 4: delete lines 4 to 10 and substitute "\$150".

6 **7.** Page 209, line 16: after that line insert:

7  "470m. Page 1241, line 18: after that line insert:

8 **"SECTION 2735w.** 119.46 (1) of the statutes is amended to read:

9 119.46 (1) As part of the budget transmitted annually to the common council
10 under s. 119.16 (8) (b), the board shall report the amount of money required for the
11 ensuing school year to operate all public schools in the city under this chapter, to
12 repair and keep in order school buildings and equipment, to make material
13 improvements to school property and to purchase necessary additions to school sites.
14 The amount included in the report for the purpose of supporting the Milwaukee
15 Parental Choice Program under s. 119.23 shall be reduced by the amount of aid
16 received by the board under s. 121.136. The common council shall levy and collect
17 a tax upon all the property subject to taxation in the city, which shall be equal to the
18 amount of money required by the board for the purposes set forth in this subsection,
19 at the same time and in the same manner as other taxes are levied and collected.
20 Such taxes shall be in addition to all other taxes which the city is authorized to levy.
21 The taxes so levied and collected, any other funds provided by law and placed at the
22 disposal of the city for the same purposes, and the moneys deposited in the school
23 operations fund under s. 119.60 (1), shall constitute the school operations fund."." ✓

24 **8.** Page 211, line 1: delete lines 1 to 24 and substitute:

1 ✓ **SECTION 2744gm.** 121.136 of the statutes is created to read:

2 **121.136 State aid for high-poverty school districts. (1)** (a) In the 2007-08
3 and 2008-09 school years, the department shall pay additional state aid to a school
4 district if at least 50 percent of the district's enrollment, as rounded to the nearest
5 whole percentage point and as reported to the department by the school district in
6 October 2006, as a condition for participation in the federal school lunch program
7 under 42 USC 1758 (b), was eligible for a free or reduced-price lunch in the federal
8 school lunch program under 42 USC 1758 (b).

9 (b) The amount paid to each eligible school district in the 2007-08 and 2008-09
10 fiscal years shall be determined as follows:

11 1. Divide the amount appropriated under s. 20.255 (2) (bb) by the total number
12 of pupils enrolled in all eligible school districts.

13 2. Multiply the quotient under subd. 1. by the number of pupils enrolled in the
14 school district.

15 **(2)** (a) In the 2009-10 school year and annually thereafter, the department
16 shall pay additional state aid to a school district if at least 50 percent of the district's
17 enrollment on the 3rd Friday of September in the immediately preceding
18 even-numbered year, as rounded to the nearest whole percentage point, was eligible
19 for a free or reduced-price lunch in the federal school lunch program under 42 USC
20 1758 (b).

21 (b) Except as provided in par. (c), the amount paid to each eligible school district
22 in the 2009-10 school year and annually thereafter shall be determined as follows:

23 1. Divide the amount appropriated under s. 20.255 (2) (bb) by the school
24 district's enrollment on the 3rd Friday of September in the current school year.

1 2. Increase the amount determined under subd. 1. by the percentage increase
2 in the total amount appropriated under s. 20.255 (2) (ac) between the previous school
3 year and the current school year, but not less than zero.

4 3. Increase the amount determined under subd. 2. by the percentage increase
5 in this state's aggregate personal income between the calendar year beginning in the
6 2nd previous school year and the calendar year beginning in the previous school year,
7 but not less than zero.

8 4. Multiply the amount determined under subd. 3. by the school district's
9 enrollment on the 3rd Friday of September in the current school year.

10 (c) 1. Beginning in the 2009-10 school year, an eligible school district may not
11 receive under par. (b) less than the amount determined by increasing the amount
12 received under this section in the previous school year by the percentage increases
13 specified in par. (b) 2. and 3.

14 2. Notwithstanding subd. 1., if in any fiscal year the amount appropriated
15 under s. 20.255 (2) (bb) is insufficient to fully fund aid payments under this
16 subsection, the department shall prorate payments to eligible school districts."."✓

17 ✓ **9.** Page 213, line 2: substitute "following:" for "following:."."

18 ✓ **10.** Page 213, line 2: after that line insert:

19 "SECTION 2749r. 121.90 (2) (c) of the statutes is created to read:

20 121.90 (2) (c) For the school district operating under ch. 119, aid received under

21 s. 121.136."." ✓

*INS
ARG*

22 ✓ **11.** Page 376, line 23: after "(cm)" insert "5.,"

23 ✓ **12.** Page 376, line 23: after "and am.," insert "7., 7g., 7r. (intro.),"

24 ✓ **13.** Page 379, line 16: delete "(ms)," and substitute "(ms) and (5)".

Page 379, line 70 after that line insert (C)

INS B

1 ✓ **14.** Page 379, line 17: delete "(by SECTION 282m)," and substitute "(by SECTION
2 282km)".

3 ✓ **15.** Page 379, line 19: delete lines 19 to 21.

4 ↓ **16.** Page 380, line 4: after "27m.," insert "28., and".

5 ✓ **17.** Page 380, line 4: delete "and 72. (by SECTION 3465s)".

6 ✓ **18.** Page 380, line 12: delete the material beginning with "450.071" and
7 ending with "3530eg)," on line 13.

8 (END)

INS GREEN
Page 382 line 19
delete ↓ (4c) ↓ and
substitute ↓ (4c) ↓ ⊙

**SENATE AMENDMENT ,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2007 SENATE BILL 40**

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

2 **1.** Page 832, line 12: after that line insert:

3 **SECTION 1873m.** 62.50 (18) of the statutes is amended to read:

4 62.50 **(18)** SALARY DURING SUSPENSION. No chief officer of either department or

5 member of the fire department may be deprived of any salary or wages for the period

6 of time suspended preceding an investigation or trial, unless the charge is sustained.

7 No member of the police force may be suspended ~~or discharged~~ under sub. (11) or (13)

8 without pay or benefits until the matter that is the subject of the suspension ~~or~~

9 discharge is disposed of by the board ~~or~~ the time for appeal under sub. (13) passes

10 without an appeal being made. ~~STET~~ ~~STET~~ ~~STET~~

11 **2.** Page 1667, line 12: after that line insert:

INS
A-2

INS
B
Frozen → 711g



2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0650/4insAG
ARG:.....

INS ARG

✓ # Page 353, line 23: after "statutes" insert ", in fiscal year 2007-08,".

✓ # Page 369, line 100 delete ✓ transferred ✓ ✓ ✓
and substitute ✓ transferred. ✓

✓ # Page 369, line 100 after that line insert ✓

INS PINK ✓

BILL

SECTION 62.50 (1) of the statutes is amended to read:

62.50 (1) In all 1st class cities, however incorporated, there shall be a board of

fire and police commissioners, consisting of 5 ~~either 7 or 9~~ citizens, not more than 2

3 of whom shall at any time belong to the same political party. The staff and members

4 of the board shall receive the salary or other compensation for their services fixed by

5 the common council. The salary shall be fixed at the same time and in the same

6 manner as the salary of other city officials and employees. Three members of the

7 board shall constitute a quorum necessary for the transaction of business. A

8 3-member panel of the board may conduct a trial described under sub. (12). It shall

9 be the duty of the mayor of the city, on or before the 2nd Monday in July, to appoint

10 ~~5 7, or 9,~~ members of the board, designating the term of office of each, one to hold one

11 year, one 2 to hold 2 years, one 2 to hold 3 years, one to hold 4 years if the board has

12 7 members, and 2 to hold 4 years if the board has 9 members, and one to hold 5 years

13 if the board has 7 members, and 2 to hold 5 years if the board has 9 members, and

14 until their respective successors shall be appointed and qualified. Thereafter the

15 terms of office shall be 5 years from the 2nd Monday in July, and until a successor

16 is appointed and qualified. The mayor may reduce the size of the board from 9 to 7

17 members by failing to appoint 2 successors for individuals whose terms expire at the

18 same time. Every person appointed a member of the board shall be subject to

19 confirmation by the common council and every appointed member shall, before

20 entering upon the duties of the office take and subscribe the oath of office prescribed

21 by article IV, section 28, of the constitution, and file the same duly certified by the

22 officer administering it, with the clerk of the city. Appointments made prior to the

23 time this subchapter first applies to a 1st class city shall not be subject to

24 confirmation by the common council.

25

INS
IA

18730 (B)

CC
↑

ORGANIZATION

(2)

LPS: Please PNF

IA
end of insert

BILL

(4i) Police and fire commission appointments

SECTION 2. Nonstatutory provisions.

(1) On the effective date of this subsection the mayor of a 1st class city shall make 2 ~~or~~ additional appointments to the board of fire and police commissioners under section 62.50 (1) of the statutes ^{§ as affected by this act} such that the additional appointments are for terms that are consistent with the requirements, and with the terms of the existing commissioners, that are specified under section 62.50 (1) of the statutes.

SECTION 3. Effective date.

(1) This act takes effect on the first November 15 after publication.

(END)

(3i) Police and fire commission appointments

The treatment of section 62.50 (1) of the statutes and SECTION (4i) of this act

MS PINK

MS GREEN

Page 382, line 180 after that line insert



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0650/4
ALL:jld&wlj:wnw

↑ stays ↑

RM wotr

SENATE AMENDMENT ,
TO SENATE AMENDMENT 1,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2007 SENATE BILL 40

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

2 1. Page 34, line 12: delete "121.136." and substitute "121.136.".

3 2. Page 34, line 13: delete lines 13 to 16.

4 3. Page 99, line 1: after that line insert:

5 ~~“SECTION 1873c. 62.50 (1) of the statutes is amended to read:~~

6 ~~62.50(1) ORGANIZATION. In all 1st class cities, however incorporated, there shall~~
7 ~~be a board of fire and police commissioners, consisting of 5 7 citizens, not more than~~
8 ~~2 3 of whom shall at any time belong to the same political party. The staff and~~
9 ~~members of the board shall receive the salary or other compensation for their~~
10 ~~services fixed by the common council. The salary shall be fixed at the same time and~~
11 ~~in the same manner as the salary of other city officials and employees. Three~~

1 members of the board shall constitute a quorum necessary for the transaction of
 2 business. A 3-member panel of the board may conduct a trial described under sub.
 3 (12). It shall be the duty of the mayor of the city, on or before the 2nd Monday in July,
 4 to appoint ~~5~~ 7 members of the board, designating the term of office of each, one to hold
 5 one year, ~~one~~ 2 to hold 2 years, ~~one~~ 2 to hold 3 years, one to hold 4 years, and one to
 6 hold 5 years, and until their respective successors shall be appointed and qualified.
 7 Thereafter the terms of office shall be 5 years from the 2nd Monday in July, and until
 8 a successor is appointed and qualified. Every person appointed a member of the
 9 board shall be subject to confirmation by the common council and every appointed
 10 member shall, before entering upon the duties of the office take and subscribe the
 11 oath of office prescribed by article IV, section 28, of the constitution, and file the same
 12 duly certified by the officer administering it, with the clerk of the city. Appointments
 13 made prior to the time this subchapter first applies to a 1st class city shall not be
 14 subject to confirmation by the common council.

15 ~~11g~~ **SECTION 1873g.** 62.50 (18) of the statutes is amended to read:

16 62.50 (18) SALARY DURING SUSPENSION. No chief officer of either department or
 17 member of the fire department may be deprived of any salary or wages for the period
 18 of time suspended preceding an investigation or trial, unless the charge is sustained.
 19 No member of the police force may be suspended ~~or discharged~~ under sub. (11) or (13)
 20 without pay or benefits until the matter that is the subject of the suspension ~~or~~
 21 ~~discharge~~ is disposed of by the board or the time for appeal under sub. (13) passes
 22 without an appeal being made.”

23 **4.** Page 99, line 2: delete “SECTION” and substitute “SECTION”.

24 **5.** Page 174, line 20: after that line insert:

INSERT
2-23

1 “**SECTION 2667.** 111.70 (4) (cm) 5. of the statutes is amended to read:

2 111.70 (4) (cm) 5. ‘Voluntary impasse resolution procedures.’ In addition to the
3 other impasse resolution procedures provided in this paragraph, a municipal
4 employer and labor organization may at any time, as a permissive subject of
5 bargaining, agree in writing to a dispute settlement procedure, including
6 authorization for a strike by municipal employees or binding interest arbitration,
7 which is acceptable to the parties for resolving an impasse over terms of any
8 collective bargaining agreement under this subchapter. A copy of such agreement
9 shall be filed by the parties with the commission. If the parties agree to any form of
10 binding interest arbitration, the arbitrator shall give weight to the factors
11 enumerated under ~~subds. 7., 7g. and subd. 7r.~~”.

12 **6.** Page 177, line 9: after that line insert:

13 “**SECTION 2671.** 111.70 (4) (cm) 7. of the statutes is renumbered 111.70 (4) (cm)
14 7r. am. and amended to read:

15 111.70 (4) (cm) 7r. am. ‘~~Factor given greatest weight.~~’ In making any decision
16 ~~under the arbitration procedures authorized by this paragraph, the arbitrator or~~
17 ~~arbitration panel shall consider and shall give the greatest weight to any~~ Any state
18 law or directive lawfully issued by a state legislative or administrative officer, body
19 or agency which places limitations on expenditures that may be made or revenues
20 that may be collected by a municipal employer. The arbitrator or arbitration panel
21 shall give an accounting of the consideration of this factor in the arbitrator’s or
22 panel’s decision.

23 **SECTION 2672.** 111.70 (4) (cm) 7g. of the statutes is renumbered 111.70 (4) (cm)
24 7r. ar. and amended to read:

1 111.70 (4) (cm) 7r. ar. ~~'Factor given greater weight.'~~ In making any decision
2 under the arbitration procedures authorized by this paragraph, the arbitrator or
3 arbitration panel shall consider and shall give greater weight to economic Economic
4 conditions in the jurisdiction of the municipal employer than to any of the factors
5 specified in subd. 7r.

6 **SECTION 2673.** 111.70 (4) (cm) 7r. (intro.) of the statutes is amended to read:

7 111.70 (4) (cm) 7r. ~~'Other factors~~ Factors considered.' (intro.) In making any
8 decision under the arbitration procedures authorized by this paragraph, the
9 arbitrator or arbitration panel shall also give weight to the following factors:"

10 **7.** Page 197, line 19: delete "the parties jointly" and substitute "either party".

11 **8.** Page 206, line 4: delete lines 4 to 10 and substitute "\$150".

12 **9.** Page 209, line 16: after that line insert:

13 "470m. Page 1241, line 18: after that line insert:

14 **"SECTION 2735w.** 119.46 (1) of the statutes is amended to read:

15 119.46 (1) As part of the budget transmitted annually to the common council
16 under s. 119.16 (8) (b), the board shall report the amount of money required for the
17 ensuing school year to operate all public schools in the city under this chapter, to
18 repair and keep in order school buildings and equipment, to make material
19 improvements to school property and to purchase necessary additions to school sites.
20 The amount included in the report for the purpose of supporting the Milwaukee
21 Parental Choice Program under s. 119.23 shall be reduced by the amount of aid
22 received by the board under s. 121.136. The common council shall levy and collect
23 a tax upon all the property subject to taxation in the city, which shall be equal to the
24 amount of money required by the board for the purposes set forth in this subsection,

1 at the same time and in the same manner as other taxes are levied and collected.
2 Such taxes shall be in addition to all other taxes which the city is authorized to levy.
3 The taxes so levied and collected, any other funds provided by law and placed at the
4 disposal of the city for the same purposes, and the moneys deposited in the school
5 operations fund under s. 119.60 (1), shall constitute the school operations fund.”.”.

6 **10.** Page 211, line 1: delete lines 1 to 24 and substitute:

7 **“SECTION 2744gm.** 121.136 of the statutes is created to read:

8 **121.136 State aid for high-poverty school districts. (1)** (a) In the 2007-08
9 and 2008-09 school years, the department shall pay additional state aid to a school
10 district if at least 50 percent of the district's enrollment, as rounded to the nearest
11 whole percentage point and as reported to the department by the school district in
12 October 2006, as a condition for participation in the federal school lunch program
13 under 42 USC 1758 (b), was eligible for a free or reduced-price lunch in the federal
14 school lunch program under 42 USC 1758 (b).

15 (b) The amount paid to each eligible school district in the 2007-08 and 2008-09
16 fiscal years shall be determined as follows:

17 1. Divide the amount appropriated under s. 20.255 (2) (bb) by the total number
18 of pupils enrolled in all eligible school districts.

19 2. Multiply the quotient under subd. 1. by the number of pupils enrolled in the
20 school district.

21 **(2)** (a) In the 2009-10 school year and annually thereafter, the department
22 shall pay additional state aid to a school district if at least 50 percent of the district's
23 enrollment on the 3rd Friday of September in the immediately preceding
24 even-numbered year, as rounded to the nearest whole percentage point, was eligible

1 for a free or reduced-price lunch in the federal school lunch program under 42 USC
2 1758 (b).

3 (b) Except as provided in par. (c), the amount paid to each eligible school district
4 in the 2009-10 school year and annually thereafter shall be determined as follows:

5 1. Divide the amount appropriated under s. 20.255 (2) (bb) by the school
6 district's enrollment on the 3rd Friday of September in the current school year.

7 2. Increase the amount determined under subd. 1. by the percentage increase
8 in the total amount appropriated under s. 20.255 (2) (ac) between the previous school
9 year and the current school year, but not less than zero.

10 3. Increase the amount determined under subd. 2. by the percentage increase
11 in this state's aggregate personal income between the calendar year beginning in the
12 2nd previous school year and the calendar year beginning in the previous school year,
13 but not less than zero.

14 4. Multiply the amount determined under subd. 3. by the school district's
15 enrollment on the 3rd Friday of September in the current school year.

16 (c) 1. Beginning in the 2009-10 school year, an eligible school district may not
17 receive under par. (b) less than the amount determined by increasing the amount
18 received under this section in the previous school year by the percentage increases
19 specified in par. (b) 2. and 3.

20 2. Notwithstanding subd. 1., if in any fiscal year the amount appropriated
21 under s. 20.255 (2) (bb) is insufficient to fully fund aid payments under this
22 subsection, the department shall prorate payments to eligible school districts."."

23 **11.** Page 213, line 2: substitute "following:" for "following:"."

24 **12.** Page 213, line 2: after that line insert:

1 **“SECTION 2749r.** 121.90 (2) (c) of the statutes is created to read:

2 121.90 (2) (c) For the school district operating under ch. 119, aid received under
3 s. 121.136.”.”.

4 **13.** Page 353, line 23: after “statutes” insert “, in fiscal year 2007-08,”.

5 **14.** Page 369, line 10: delete “transferred.” and substitute “transferred.”

6 **15.** Page 369, line 10: after that line insert:

7 ~~“(4i) POLICE AND FIRE COMMISSION APPOINTMENTS. On the effective date of this
8 subsection the mayor of a 1st class city shall make 2 additional appointments to the
9 board of fire and police commissioners under section 62.50 (1) of the statutes, as
10 affected by this act, such that the additional appointments are for terms that are
11 consistent with the requirements, and with the terms of the existing commissioners,
12 that are specified under section 62.50 (1) of the statutes.”.”.~~

13 **16.** Page 376, line 23: after “(cm)” insert “5.”.

14 **17.** Page 376, line 23: after “and am.,” insert “7., 7g., 7r. (intro.),”.

15 **18.** Page 379, line 7: after that line insert:

16 “711g. Page 1667, line 12: after that line insert:

17 “(2i) DISCHARGE OF 1ST CLASS CITY POLICE OFFICERS. The treatment of section
18 62.50 (18) of the statutes first applies to a police officer who is discharged on the first
19 day of the 7th month beginning after the effective date of this subsection.”.”.

20 **19.** Page 379, line 16: delete “(ms),” and substitute “(ms) and (5)”.

21 **20.** Page 379, line 17: delete “(by SECTION 282m),” and substitute “(by SECTION
22 282km)”.

23 **21.** Page 379, line 19: delete lines 19 to 21.

**SENATE AMENDMENT ,
TO SENATE AMENDMENT 1,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2007 SENATE BILL 40**

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

2 ~~#~~ Page 143, line 2: after "municipality" insert ", increased annually by \$125
3 per person beginning in 2009".

4 ~~#~~ Page 145, line 9: after "county" insert ", increased annually by \$25 per
5 person beginning in 2009".

6 (END)

INSERT
2-23