

2011 DRAFTING REQUEST

Bill

Received: **01/31/2011**

Received By: **chanaman**

Wanted: **As time permits**

Companion to LRB:

For: **Administration-Budget**

By/Representing: **Hanle**

May Contact:

Drafter: **chanaman**

Subject: **Employ Pub - collective bargain**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

DOA:.....Hanle, BB0291 -

Topic:

Repeal provision allowing combination of school employee collective bargaining units

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>
/P1	chanaman 02/01/2011	csicilia 02/03/2011	phenry 02/03/2011	_____	lparisi 02/03/2011		S&L

FE Sent For:

<END>

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/P1	chanaman	PI ejs	2/3 11 3 Oh	2/3 Ph/mao			

FE Sent For:

<END>

Hanaman, Cathlene

From: DOADLBASADMININTERNETSHAREPOINT@WI.GOV
Sent: Monday, January 31, 2011 3:08 PM
To: Hanaman, Cathlene
Cc: Hetzel, Shayna - DOA; Thornton, Scott - DOA; Hanle, Bob - DOA; Hanle, Bob - DOA
Subject: Statutory Language Drafting Request
Topic: Combining school employee bargaining units

Tracking Code: BB0291

SBO Team: ECF

SBO Analyst: Hanle, Bob - DOA
Phone: (608) 266-1037
E-mail: Bob.Hanle@Wisconsin.gov

Agency Acronym: DPI

Agency Number: 255

Priority: Low

Intent:
Amend 111.70(4)(d)2.a. to delete the last two sentences, beginning with "Upon the expiration of any collective bargaining agreement..."

The intent is to not allow the combining of school employee bargaining units either by the vote of membership or a decision by WERC.

My understanding is that the comprehensive collective bargaining draft retains the language authorizing WERC to combine units without a vote of the underlying bargaining units. This would delete these provisions in their entirety. Note that this draft should not be combined at this point with any other collective bargaining drafts. If the larger draft actually does delete these provisions, ignore this request.

Attachments: False



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-1253/P1

CMH:/.....

g's

DOA:.....Hanle, BB0291 - Repeal provision allowing combination of school employee collective bargaining units

FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION

do NOT gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

COLLECTIVE BARGAINING

OTHER

sub head

(a)

Under current law, two or more collective bargaining units consisting of school district employees may combine into one collective bargaining unit if the majority of members of each vote in favor of combination. This bill repeals that option.

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:

2 SECTION 1. 111.70 (4) (d) 2. a. of the statutes is amended to read:

3 111.70 (4) (d) 2. a. The commission shall determine the appropriate collective
4 bargaining unit for the purpose of collective bargaining and shall whenever possible,
5 unless otherwise required under this subchapter, avoid fragmentation by

1 maintaining as few collective bargaining units as practicable in keeping with the size
2 of the total municipal workforce. In making such a determination, the commission
3 may decide whether, in a particular case, the municipal employees in the same or
4 several departments, divisions, institutions, crafts, professions, or other
5 occupational groupings constitute a collective bargaining unit. Before making its
6 determination, the commission may provide an opportunity for the municipal
7 employees concerned to determine, by secret ballot, whether they desire to be
8 established as a separate collective bargaining unit. The commission shall not
9 decide, however, that any group of municipal employees constitutes an appropriate
10 collective bargaining unit if the group includes both professional employees and
11 nonprofessional employees, unless a majority of the professional employees vote for
12 inclusion in the unit. The commission shall not decide that any group of municipal
13 employees constitutes an appropriate collective bargaining unit if the group includes
14 both craft employees and noncraft employees unless a majority of the craft employees
15 vote for inclusion in the unit. The commission shall place the professional employees
16 who are assigned to perform any services at a charter school, as defined in s. 115.001
17 (1), in a separate collective bargaining unit from a unit that includes any other
18 professional employees whenever at least 30% of those professional employees
19 request an election to be held to determine that issue and a majority of the
20 professional employees at the charter school who cast votes in the election decide to
21 be represented in a separate collective bargaining unit. ~~Upon the expiration of any~~
22 ~~collective bargaining agreement in force, the commission shall combine into a single~~
23 ~~collective bargaining unit 2 or more collective bargaining units consisting of school~~

1 ~~district employees if a majority of the employees voting in each collective bargaining~~
2 ~~unit vote to combine.~~ Any vote taken under this subsection shall be by secret ballot.

History: 1971 c. 124, 246, 247, 307, 336; 1973 c. 64, 65; 1977 c. 178, 186, 272, 442, 449; 1979 c. 32 s. 92 (15); 1981 c. 20, 112, 187; 1983 a. 189, 192; 1985 a. 29; 1985 a. 182 s. 57; 1985 a. 318; 1987 a. 153, 399; 1991 a. 136; 1993 a. 16, 429, 492; 1995 a. 27, 225, 289; 1997 a. 27, 237; 1999 a. 9, 65; 1999 a. 150 s. 672; 2001 a. 16; 2005 a. 253; 2007 a. 20; 2009 a. 15, 21, 28, 34, 60, 402; s. 13.92 (2) (i).

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(END)



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-1253/P1
CMH:cjs:ph

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FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION

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