

**ASSEMBLY BILL 319 (LRB -2798)**

An Act relating to: reductions in cost of compensation or fringe benefits to municipal employers without modifying an existing collective bargaining agreement for purposes of 2011 Wisconsin Act 10. (FE)

**2011**

10-12.	A.	Introduced by Representatives <b>Wynn, Knilans, Marklein</b> and <b>LeMahieu</b> ; cosponsored by Senators <b>Darling</b> and <b>Grothman</b> .	
10-12.	A.	Read first time and referred to committee on Homeland Security and State Affairs .....	558
10-19.	A.	Representatives Ziegelbauer, Spanbauer and Litjens added as coauthors .....	583
10-19.	A.	Representative Krug added as a coauthor .....	583
10-19.	A.	Public hearing held.	
10-20.	A.	Fiscal estimate received.	
10-24.	A.	Fiscal estimate received.	
10-25.	A.	Assembly amendment 1 offered by Representative Danou ( <b>LRB a1749</b> ) .....	600
10-25.	A.	Assembly amendment 2 offered by Representative Danou ( <b>LRB a1750</b> ) .....	600
10-25.	A.	Assembly amendment 3 offered by Representative Wynn ( <b>LRB a1761</b> ) .....	600
10-26.	A.	Executive action taken.	
10-26.	A.	Report Assembly Amendment 1 adoption recommended by committee on Homeland Security and State Affairs, Ayes 8, Noes 0 .....	620
10-26.	A.	Report Assembly Amendment 3 adoption recommended by committee on Homeland Security and State Affairs, Ayes 8, Noes 0 .....	620
10-26.	A.	Report passage as amended recommended by committee on Homeland Security and State Affairs, Ayes 8, Noes 0 .....	620
10-26.	A.	Referred to committee on Rules .....	620
10-27.	A.	Placed on calendar 11-1-2011 by committee on Rules.	
10-31.	A.	Representative Jacque added as a coauthor .....	629
11-01.	A.	Read a second time .....	644
✓ 11-01.	A.	Assembly amendment 1 <b>adopted</b> .....	644
✓ 11-01.	A.	Assembly amendment 3 <b>adopted</b> .....	644
✓ 11-01.	A.	Assembly amendment 4 offered by Representatives Danou, Jorgensen, Mason, Bewley and Zamarripa ( <b>LRB a1900</b> ) .....	644
11-01.	A.	Assembly amendment 4 laid on table, Ayes 59, Noes 37 .....	644
11-01.	A.	Ordered to a third reading .....	644
11-01.	A.	Rules suspended .....	644
✓ 11-01.	A.	Read a third time and <b>passed</b> .....	644
11-01.	A.	Ordered immediately messaged .....	644
11-02.	S.	Received from Assembly.	
11-02.	S.	Read first time and referred to committee on Senate Organization.	
11-02.	S.	Available for scheduling.	
11-02.	S.	Placed on calendar 11-3-2011 pursuant to Senate Rule 18(1).	
11-03.	S.	Read a second time.	
11-03.	S.	Ordered to a third reading.	
11-03.	S.	Rules suspended.	
✓ 11-03.	S.	Read a third time and <b>concurred in</b> .	
11-03.	S.	Ordered immediately messaged.	
11-03.	A.	Received from Senate concurred in.	

SB

**2011  
ENROLLED BILL**

11en A B-319

**ADOPTED DOCUMENTS:**

**Orig**     **Engr**         **SubAmdt**     

11 2798 / 12

Amendments to above (if none, write "NONE"): AA1 (a1749/1), AA3 (a1761/1)

Corrections - show date (if none, write "NONE"): None

Topic Rel

11-4-11

**Date**

John T. Knepp

**Enrolling Drafter**



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-2798/2  
CMH&RAC:kjf:jf

## 2011 ASSEMBLY BILL 319

October 12, 2011 - Introduced by Representatives WYNN, KNILANS, MARKLEIN and LEMAHIEU, cosponsored by Senators DARLING and GROTHMAN. Referred to Committee on Homeland Security and State Affairs.

1     **AN ACT relating to:** reductions in cost of compensation or fringe benefits to  
2             municipal employers without modifying an existing collective bargaining  
3             agreement for purposes of 2011 Wisconsin Act 10.

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### *Analysis by the Legislative Reference Bureau*

Under current law, a school district or a technical college district and the representative of a collective bargaining unit containing employees of that district may enter into one memorandum of understanding to reduce the cost of compensation or fringe benefits in the collective bargaining agreement that covers the employees if the collective bargaining agreement was in effect on July 1, 2011. The reduction is not a modification of the collective bargaining agreement for purposes of 2011 Wisconsin Act 10, which applies to the employees when the collective bargaining agreement is modified. The memorandum has to be entered into within 90 days after July 1, 2011.

This bill allows any municipal employer to enter into one memorandum of understanding to reduce the cost of compensation or fringe benefits, and the reduction is not a modification for purposes of 2011 Wisconsin Act 10. The memorandum has to be entered into within 90 days after the effective date of this bill.

For further information see the *local* fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

## ASSEMBLY BILL 319

## SECTION 1

## SECTION 1. Nonstatutory provisions.

(1) Notwithstanding 2011 Wisconsin Act 32, section 9132 (1d) (a), a municipal employer, as defined in section 111.70 (1) (j) of the statutes, and the representative of a collective bargaining unit containing employees of that municipal employer may enter into one memorandum of understanding that reduces the cost of compensation or fringe benefits in the collective bargaining agreement under subchapter IV of chapter 111 of the statutes that covers the employees, that was entered into before February 11, 2011, and that is in effect on the effective date of this subsection. Such a modification is not a modification of the collective bargaining agreement for purposes of 2011 Wisconsin Act 10, sections 9315 (1) and (2) and 9332 (1) or any provisions that are substantially similar to 2011 Wisconsin Act 10, sections 9315 (1) and (2) and 9332 (1) that may be enacted under separate legislation. The memorandum of understanding entered into under this subsection remains effective for the duration of the current collective bargaining agreement and continues to be effective after the collective bargaining agreement expires until a new collective bargaining agreement takes effect except that, if the memorandum contains a provision addressing a subject that, at the expiration of the collective bargaining agreement, becomes a prohibited subject of bargaining, that provision is no longer effective. No memorandum of understanding as described in this subsection may be entered into later than 90 days after the effective date of this subsection.

(END)



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRBa1749/1  
CMH:wlj:ph

**ASSEMBLY AMENDMENT 1,  
TO 2011 ASSEMBLY BILL 319**

October 25, 2011 – Offered by Representative DANOU.

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

2 **1.** Page 2, line 7: delete the material beginning with “, that was entered” and  
3 ending with “2011,” on line 8.

4 (END)



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRBa1761/1  
CMH:kjf:jf

ASSEMBLY AMENDMENT 3,  
TO 2011 ASSEMBLY BILL 319

October 25, 2011 - Offered by Representative WYNN.

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

2 **1.** Page 2, line 10: after "9332 (1)" insert "for 2011 Wisconsin Act 32, section  
3 9332 (1c), (1q), and (2r)". *Ins AA3-1*

4 **2.** Page 2, line 12: after "9332 (1)" insert "for 2011 Wisconsin Act 32, section  
5 9332 (1c), (1q), and (2r)". *Ins AA3-2*

6 (END)