



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRBs0415/1  
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**ASSEMBLY SUBSTITUTE AMENDMENT 3,  
TO 2011 SENATE BILL 275**

March 15, 2012 - Offered by Representative MASON.

1 **AN ACT to repeal** 38.08 (1g); **to renumber and amend** 38.08 (1) (a) 1.; **to amend**  
2 38.08 (2m) and 38.10 (1) (intro.); and **to create** 38.08 (1) (a) 1g., 38.10 (2) (h) and  
3 38.10 (3) of the statutes; **relating to:** the membership of Milwaukee area  
4 technical college district board.

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

5 **SECTION 1.** 38.08 (1) (a) 1. of the statutes is renumbered 38.08 (1) (a) 1. (intro.)  
6 and amended to read:

7 38.08 (1) (a) 1. (intro.) A district board shall administer the district and, except  
8 as provided in subd. 1g., shall be composed of 9 members who are residents of the  
9 district, including 2 consisting of the following:

10 a. Two employers,~~2.~~

11 b. Two employees,~~3.~~

1           c. Three additional members,~~a.~~

2           d. One school district administrator, as defined under s. 115.001 (8),~~and one.~~

3           e. One elected official who holds a state or local office, as defined in s. 5.02.

4           1r. The board shall by rule define “employer” and “employee” for the purpose  
5 of ~~this subdivision~~ subd. 1. a. and b.

6           **SECTION 2.** 38.08 (1) (a) 1g. of the statutes is created to read:

7           38.08 (1) (a) 1g. The district board governing the Milwaukee area technical  
8 college shall be composed of 9 members who are residents of the district, consisting  
9 of the following:

10           a. Three residents of the city of Milwaukee who are appointed by the mayor of  
11 the city of Milwaukee.

12           b. Four residents of Milwaukee County who are appointed by the county  
13 executive of Milwaukee County.

14           c. One resident of Ozaukee County who is appointed by the county  
15 administrator of Ozaukee County.

16           d. One resident of Washington County who is appointed by the administrative  
17 coordinator of Washington County.

18           **SECTION 3.** 38.08 (1g) of the statutes is repealed.

19           **SECTION 4.** 38.08 (2m) of the statutes is amended to read:

20           38.08 (2m) Any member of a district board serving as an elected official under  
21 sub. (1) (a) 1. e. shall cease to be a member upon vacating his or her office as an elected  
22 official.

23           **SECTION 5.** 38.10 (1) (intro.) of the statutes is amended to read:

1           38.10 (1) (intro.) ~~District~~ Except for the district board governing the Milwaukee  
2 area technical college, district board members shall be appointed by an appointment  
3 committee constituted as follows:

4           **SECTION 6.** 38.10 (2) (h) of the statutes is created to read:

5           38.10 (2) (h) This subsection does not apply to the district board governing the  
6 Milwaukee area technical college.

7           **SECTION 7.** 38.10 (3) of the statutes is created to read:

8           38.10 (3) (a) 1. On or before the first Monday in March, or within 30 days of the  
9 date on which a vacancy in the membership of the district board described in s. 38.08  
10 (1) (a) 1g. a. occurs, the district board secretary shall notify the mayor of the city of  
11 Milwaukee and the board of the vacancy or of the term of office of the member  
12 described in s. 38.08 (1) (a) 1g. a. that will expire during the year.

13           2. Within 5 days of appointing a district board member described in s. 38.08 (1)  
14 (a) 1g. a., the mayor of the city of Milwaukee shall provide written notice of the  
15 appointment and length of term to the board, to the members of the district board  
16 and the newly appointed member, and to the district board secretary.

17           (b) 1. On or before the first Monday in March, or within 30 days of the date on  
18 which a vacancy in the membership of the district board described in s. 38.08 (1) (a)  
19 1g. b. occurs, the district board secretary shall notify the county executive of  
20 Milwaukee County and the board of the vacancy or of the term of office of the member  
21 described in s. 38.08 (1) (a) 1g. b. that will expire during the year.

22           2. Within 5 days of appointing a district board member described in s. 38.08 (1)  
23 (a) 1g. b., the county executive of Milwaukee County shall provide written notice of  
24 the appointment and length of term to the board, to the members of the district board  
25 and the newly appointed member, and to the district board secretary.

1 (c) 1. On or before the first Monday in March, or within 30 days of the date on  
2 which a vacancy in the membership of the district board described in s. 38.08 (1) (a)  
3 1g. c. occurs, the district board secretary shall notify the county administrator of  
4 Ozaukee County and the board of the vacancy or of the term of office of the member  
5 described in s. 38.08 (1) (a) 1g. d. that will expire during the year.

6 2. Within 5 days of appointing the district board member described in s. 38.08  
7 (1) (a) 1g. c., the county administrator of Ozaukee County shall provide written notice  
8 of the appointment and length of term to the board, to the members of the district  
9 board and the newly appointed member, and to the district board secretary.

10 (d) 1. On or before the first Monday in March, or within 30 days of the date on  
11 which a vacancy in the membership of the district board described in s. 38.08 (1) (a)  
12 1g. d. occurs, the district board secretary shall notify the administrative coordinator  
13 of Washington County and the board of the vacancy or of the term of office of the  
14 member described in s. 38.08 (1) (a) 1g. d. that will expire during the year.

15 2. Within 5 days of appointing the district board member described in s. 38.08  
16 (1) (a) 1g. d., the administrative coordinator of Washington County shall provide  
17 written notice of the appointment and length of term to the board, to the members  
18 of the district board and the newly appointed member, and to the district board  
19 secretary.

20 **SECTION 8. Nonstatutory provisions.**

21 (1) Notwithstanding section 38.08 (1) (b) of the statutes, the initial members  
22 of the district board governing the Milwaukee area technical college who are  
23 specified in section 38.08 (1) (a) 1g. of the statutes, as created by this act, shall be  
24 appointed as follows:

1 (a) Two of the members specified in section 38.08 (1) (a) 1g. a. of the statutes,  
2 as created by this act, and one of the members specified in section 38.08 (1) (a) 1g.  
3 b. of the statutes, as created by this act, shall have terms expiring on June 30, 2014.  
4 The members appointed under this paragraph shall replace the members of the  
5 district board appointed under section 38.08 (1) (a) 1., 2009 stats., whose terms were  
6 scheduled to expire on June 30, 2012.

7 (b) One of the members specified in section 38.08 (1) (a) 1g. a. of the statutes,  
8 as created by this act, and two of the members specified in section 38.08 (1) (a) 1g.  
9 b. of the statutes, as created by this act, shall have terms expiring on June 30, 2015.  
10 The members appointed under this paragraph shall replace the members of the  
11 district board appointed under section 38.08 (1) (a) 1., 2009 stats., whose terms were  
12 scheduled to expire on June 30, 2013.

13 (c) One of the members specified in section 38.08 (1) (a) 1g. b. of the statutes,  
14 as created by this act, the member specified in section 38.08 (1) (a) 1g. c. of the  
15 statutes, as created by this act, and the member specified in section 38.08 (1) (a) 1g.  
16 d. of the statutes, as created by this act, shall have terms expiring on June 30, 2016.  
17 The members appointed under this paragraph shall replace the members of the  
18 district board appointed under section 38.08 (1) (a) 1., 2009 stats., whose terms were  
19 scheduled to expire on June 30, 2014.

20 (END)