

1969 Assembly Bill 777

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**CHAPTER 245, LAWS OF 1969**

AN ACT to repeal 16.275 (1) (k); to renumber 16.105 (5); to amend 16.275 (1) (a), 1, 2 and 3, (c), (d), (e) and (f) and (6) (am), 23.14 (2m), 42.40 (8), 66.903 (2) (i) and 66.919 (7) (c) and (9) (b); and to create 16.105 (2) (bf) and (em) and (5) (b) and 16.275 (1) (a) 4 and (6) (ar) of the statutes, relating to additional fringe benefits, including benefits affecting retirement systems, for state employees.

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

SECTION 1. 16.105 (2) (bf) and (em) of the statutes are created to read:

16.105 (2) (bf) As a reward for long and faithful service, department heads shall grant length of service pay to eligible employes in the classified service, except employes paid on a prevailing rate and employes on part-time (which is less than half time, on a daily, weekly or monthly basis), short-term, project and student employments. Such length of service pay shall first be paid in December 1969 to employes eligible therefor, as determined under rules of the personnel board, and shall be paid in December of each year on a date determined by the director in addition to other compensation to employes eligible therefor. Such length of service pay shall be based upon length of continuous state service, as determined retroactively under s. 16.275, as follows: \$100 for at least 10 but less than 15 years of service; \$150 for at least 15 but less than 20 years of service; \$200 for at least 20 but less than 25 years of service; and \$250 for 25 or more years of service.

(em) Each department head shall, in submitting his budget to the

governor-elect and to the joint committee on finance, request an amount which is estimated to be required during the budgetary period for length of service pay authorized by par. (bf).

SECTION 2. 16.105 (5) of the statutes is renumbered 16.105 (5) (a).

SECTION 3. 16.105 (5) (b) of the statutes is created to read:

16.105 (5) (b) Meals furnished an employe by the employing state agency, while the employe is required by the agency to take meals in the performance of assigned duties or responsibilities, shall be furnished without charge to the employe or deduction from the employe's salary.

SECTION 4. 16.275 (1) (a) 1, 2 and 3, (c), (d), (e) and (f) of the statutes are amended to read:

16.275 (1) (a) 1. ~~Two weeks~~ 80 hours each year for a full year of service during the first 5 years of service;

2. ~~Three weeks~~ 120 hours each year for a full year of service during the next ~~15~~ 10 years of service;

3. ~~Four weeks~~ 160 hours each year for a full year of service ~~after 20 years during the next 10 years~~ of service.

(c) When the rate of annual leave changes during the 5th ~~or 20th~~, 15th or 25th calendar year, the annual leave for that year shall be prorated according to the appropriate rates.

(d) Annual leaves of absence shall not be cumulative except *under par. (a) 4* and except that unused annual leave ~~may~~ shall, subject to the rules of the personnel board, be carried over the first 6 months of the year following the one in which it was earned, but no employe shall lose any unused annual leave because his work responsibilities, ~~directly related to the sessions of the legislature~~, prevented him from using such unused annual leave during the first 6 months of the year following the year in which it was earned.

(e) ~~Classified~~ *Permanent* classified employes, *permanent part-time employes and seasonal employes with permanent seasonal status in class* who are regularly employed for less than 12 months out of a year ~~but who are employed 6 or more months in continuous service in the employing department~~ shall be granted pro rata annual leave consistent with par. (a). ~~Such continuous service need not be in a single calendar year.~~ These employes, with the approval of their appointing authority, may anticipate the vacation which they will earn during their current period of employment.

(f) Heads of departments shall grant to each person in their employ on January 1, 1959, or whose absence on such date is covered under par. (g), who was employed prior to January 1, 1958, noncumulative annual leave of absence without loss of pay at the rate of ~~3 weeks~~ 120 hours for a full year's service and, based on his accumulated continuous state service, at the rate of ~~4 weeks~~ 160 hours after ~~20~~ 15 full years of service, and, at the rate of 200 hours after 25 full years of service as provided in par. (a) 4. Employes covered under this paragraph, with the approval of their appointing authority, may anticipate the annual leave which they will earn during the current calendar year. Seasonal employes who were employed 6 or more months in 1957 and 1958 and who are reemployed in the same or other seasonal position in 1959 shall be granted pro rata annual leave consistent with this paragraph.

SECTION 5. 16.275 (1) (a) 4 of the statutes is created to read:

16.275 (1) (a) 4. 200 hours each year for a full year of service after 25 years of service but the employe, at his option, and subject to the rules of the personnel board may receive 40 of such hours benefit; a. as vacation during the year earned; b. in cash during the year earned; c. as credit for termination leave; d. as accumulated sabbatical leave.

SECTION 6. 16.275 (1) (k) of the statutes is repealed.

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SECTION 7. 16.275 (6) (am) of the statutes is amended to read:

16.275 (6) (am) Compensatory time off or payment, either of which shall be at the rate of time and one-half, shall be granted to state employes for work performed on the holidays enumerated in par. (a).

SECTION 8. 16.275 (6) (ar) of the statutes is created to read:

16.275 (6) (ar) In addition to the holidays granted under pars. (a) and (an), all employes shall be granted one additional holiday annually effective July 1, 1969, and a 2nd additional holiday annually effective July 1, 1970, such holidays to be taken at the discretion of the appointing officer. The appointing officer shall respect the wishes of the eligible employes as to the time of taking the holidays under this paragraph insofar as the needs of the service will permit.

SECTION 9. 23.14 (2m) of the statutes is amended to read:

23.14 (2m) Effective for salaries earned received after June 30, 1967, the state shall deposit, in lieu of an equal amount of the deposits required from each warden under sub. (2), an amount equal to 2% of each conservation warden's salary. The amount to be deposited by the state under this subsection shall be increased on July 1, 1969, to 3% and on July 1, 1970, to 4% of each conservation warden's salary. Such deposit shall be credited to the account of each warden and shall be available for all benefit purposes to the same extent as normal deposits which are deducted from the earnings of such conservation warden, except that no such the amount paid by the state shall be paid of any payment under sub. (7a) regarding departure from the state conservation warden service prior to becoming eligible for retirement. The employer payments determined under sub. (16) shall be adjusted by the insurance commissioner to reflect the difference between the 2% payments required herein and the equivalent actuarial value thereof shall be reduced by an amount equal to 2% of the annual earnings received by the conservation warden from the state after June 30, 1967. For purposes of computing pension fund contributions, pension fund benefits, and maintaining accounts, all salaries earned, but not paid, prior to July 1, 1967, shall be deemed to have been paid prior to July 1, 1967.

SECTION 10. 42.40 (8) of the statutes is amended to read:

42.40 (8) Effective for compensation earned received after June 30, 1967, the state shall deposit, in lieu of an equal amount of the deposits required from each member under any other paragraph of this section for teaching service in the classified service of the state, an amount equal to 2% of the compensation earned for teaching service in the classified service of the state received. The amount to be deposited by the state under this subsection shall be increased on July 1, 1969, to 3% and on July 1, 1970, to 4% of the compensation received. Such deposit by the state shall be credited to the account of each member in the state classified service and shall be available for all retirement fund benefit purposes to the same extent as normal deposits which are deducted from the earnings of such member, except that no such the amount paid by the state, or interest credits or gains thereon, shall be paid as a of any separation benefit payable under s. 42.242 (5) or 42.245 (4) or withdrawal benefits under s. 42.49 (1). The employer contribution rates for the state determined in accordance with s. 42.46 shall be adjusted by the executive secretary upon the written recommendation of the actuary, to reflect the difference between the 2% payments by the state as required herein and the equivalent actuarial value thereof. After June 30, 1967, variable annuity segregations related to current required teacher deposits and state payments under this section shall be made entirely from deposits deducted from the earnings of members shall be reduced by an amount equal to 2% of the compensation received from the state after June 30, 1967, for service in the state classified service together with interest thereon accumulated at the effective rate from year to year. For purposes of computing retirement fund contributions, retirement fund

benefits and maintaining accounts, all compensation of members in the state classified service earned, but not paid, prior to July 1, 1967, shall be deemed to have been paid prior to July 1, 1967.

SECTION 11. 66.903 (2) (i) of the statutes is amended to read:

66.903 (2) (i) Effective for earnings ~~earned received~~ after June 30, 1967, by each participating employe of the state, an amount equal to 2% of each payment of earnings shall be paid by the state, in lieu of an equal amount of the contributions required to be made by par. (f). *The amount to be paid by the state under this paragraph shall be increased on July 1, 1969, to 3% and on July 1, 1970, to 4% of each payment of earnings.* Such payments by the state shall be credited to the account of each participating employe and shall be available for all retirement fund benefit purposes to the same extent as normal contributions which were deducted from the earnings of such participating employes, except that ~~no such the amount paid by the state, or interest credits or gains thereon, shall be paid as a of any separation benefit payable under s. 66.91. The municipality contribution rate for the state determined in accordance with s. 66.905 shall be adjusted by the director, upon the written recommendation of the actuary, to reflect the difference between the 2% payments by the state as required herein and the equivalent actuarial value thereof. After June 30, 1967, variable annuity segregations related to employe current contributions and state payments under this paragraph shall be made entirely from contributions deducted from the earnings of participating employes from the fixed annuity division shall be reduced by an amount equal to 2% of the annual earnings received by a participant from the state after June 30, 1967, together with interest thereon accumulated at the effective rate from year to year.~~ For purposes of computing retirement fund contributions, retirement fund benefits and maintaining accounts, all earnings of state employes earned, but not paid, prior to July 1, 1967, shall be deemed to have been paid prior to July 1, 1967.

SECTION 12. 66.919 (7) (c) of the statutes is amended to read:

66.919 (7) (c) The board shall provide a plan or plans of standard health insurance coverage *which shall include the type of coverage normally referred to as "major medical insurance"* and may provide, under the contract or contracts, other coverages optional with each eligible employe and at his expense.

SECTION 13. 66.919 (9) (b) of the statutes is amended to read:

66.919 (9) (b) The state shall contribute toward the payment of premiums for health insurance under this subsection an amount equal to 50% of the gross premium for any insured employe, who is not an annuitant or who is not a retired employee qualifying for continued insurance coverage under ~~the provisions of~~ sub. (12a), and his dependents for the standard health insurance coverage determined by the board. *The amount to be contributed by the state under this paragraph shall be increased on July 1, 1969, to 75% and on July 1, 1970, to 90% of the premium for the standard health insurance coverage, but such increased contributions by the state shall not be made for teachers, as defined in s. 42.20, in the unclassified service of the state.*

SECTION 14. (1) If Senate Bill 352 is enacted into law, the amendments made by SECTION 9 of this act shall be deemed to amend section 41.31 (3) of the statutes, as affected by said bill, and by SECTION 11 of this act shall be deemed to amend section 41.07 (2) (d) of the statutes, as affected by said bill. [See Chapter 158, Laws of 1969]

(2) If Senate Bill 352 is enacted into law, the amendments made by SECTIONS 12 and 13 of this act shall be deemed to amend sections 40.14 (3) and 40.16 (2) of the statutes, respectively, as affected by said bill. [See Chapter 158, Laws of 1969]

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SECTION 14m. Any unencumbered moneys during the 1969-71 bien-  
nium resulting from the enactment of chapter — (Assembly Bill 379), laws  
of 1969, not used to finance the state's share of modifications to the state  
teachers retirement system, the Milwaukee teachers retirement fund and  
the Wisconsin retirement fund, as affected by chapter — (Senate Bill 522),  
laws of 1969, shall be used to provide benefits pursuant to this chapter.

SECTION 15. Except as otherwise stated in SECTION 16, this act shall  
take effect July 1, 1969, or on the day following its publication, whichever  
occurs later.

SECTION 16. The statement of "July 1, 1969" effective date for in-  
creased state deposits and payments appearing in SECTIONS 9, 10, 11 and 13  
of this act is hereby construed to mean the first day of the next calendar  
quarter immediately following the effective date of this act.

Approved November 19, 1969.

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