

1999 DRAFTING REQUEST

Bill

Received: **07/14/99**

Received By: **champra**

Wanted: **As time permits**

Identical to LRB:

For: **Jon Erpenbach (608) 266-6670**

By/Representing: **Julie**

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

Drafter: **champra**

May Contact:

Alt. Drafters:

Subject: **Employ Pub - civil service**
Employ Pub - collective bargain

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Leaves of absence for represented state employees to assist persons affected by a disaster

Instructions:

Provide that represented state employees receive the benefit under s. 230.35 (3) (e) unless their collective bargaining agreements provide otherwise

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>
/1	champra 07/20/99	ygeller 07/20/99	mclark 07/20/99	_____	lrb_docadmin 07/20/99	lrb_docadminState 07/21/99	
/2	champra 07/21/99	ygeller 07/21/99	kfollet 07/21/99	_____	lrb_docadmin 07/21/99	lrb_docadminState 07/21/99	

FE Sent For: **8/26/99**

<END>

1999 DRAFTING REQUEST

Bill

Received: 07/14/99

Received By: champra

Wanted: As time permits

Identical to LRB:

For: Jon Erpenbach (608) 266-6670

By/Representing: Julie

This file may be shown to any legislator: NO

Drafter: champra

May Contact:

Alt. Drafters:

Subject: **Employ Pub - civil service**
Employ Pub - collective bargain

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Leaves of absence for represented state employees to assist persons affected by a disaster

Instructions:

Provide that represented state employees receive the benefit under s. 230.35 (3) (e) unless their collective bargaining agreements provide otherwise

*Jacketed
7/21*

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>
/1	champra 07/20/99	jgeller 07/20/99	mclark 07/20/99	_____	lrb_docadmin 07/20/99	lrb_docadminState 07/21/99	

FE Sent For:

1/2 7/21 jg *Kjf 7/21* *Kjf/mrc 7/21*
<END>

1999 DRAFTING REQUEST

Bill

Received: **07/14/99**

Received By: **champra**

Wanted: **As time permits**

Identical to LRB:

For: **Jon Erpenbach (608) 266-6670**

By/Representing: **Julie**

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

Drafter: **champra**

May Contact:

Alt. Drafters:

Subject: **Employ Pub - civil service**
Employ Pub - collective bargain

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Leaves of absence for represented state employees to assist persons affected by a disaster

Instructions:

Provide that represented state employees receive the benefit under s. 230.35 (3) (c) unless their collective bargaining agreements provide otherwise

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>
/1	champra 07/20/99	ygeller 07/20/99	mclark 07/20/99	_____	lrb_docadmin 07/20/99		State

FE Sent For:

<END>

1999 DRAFTING REQUEST

Bill

Received: **07/14/99**

Received By: **champra**

Wanted: **As time permits**

Identical to LRB:

For: **Jon Erpenbach (608) 266-6670**

By/Representing: **Julie**

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

Drafter: **champra**

May Contact:

Alt. Drafters:

Subject: **Employ Pub - civil service**
Employ Pub - collective bargain

Extra Copies: **JTK**

Pre Topic:

No specific pre topic given

Topic:

Leaves of absence for represented state employees to assist persons affected by a disaster

Instructions:

Provide that represented state employees receive the benefit under s. 230.35 (3) (e) unless their collective bargaining agreements provide otherwise

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>
/?	champra	11 7/20 jlg	MRC 7/20	MRC/JF 7/20			

FE Sent For:

<END>



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-3280/1

RAC:.....
^
JLg

1999 BILL

gen cat

1 AN ACT ...; relating to: the provision of specialized disaster relief services by
2 represented state employees.

Analysis by the Legislative Reference Bureau

Under current law, the department of employment relations operates a program under which a state employe may be granted a leave of absence to help provide specialized disaster relief services through the American Red Cross. Such services include professional, technical or other services that require advanced training or expertise and that are provided to assist persons affected by a disaster. Currently, the employe's appointing authority may grant a leave of absence to an employe if the employe is a certified disaster service volunteer of the American Red Cross, the American Red Cross makes a written request for the services of the employe to the employe's appointing authority and the employe has successfully completed his or her probationary period and has permanent employe status, if the employe's position is included in the classified service.

Under current law, this program permits a leave of absence to provide specialized disaster relief services for not more than 30 workdays each year. An employe who is granted a leave of absence to help provide disaster relief services is entitled to his or her base rate of pay during the leave of absence. A leave of absence to provide disaster relief services does not affect the employe's earning of paid annual leave (vacation), sick leave or retirement benefits. Also, for purposes of calculating seniority, pay or pay advancement and performance awards, the time during which an employe is on a leave of absence to help provide disaster relief services counts as time served in the state service.

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 7/20/99

To: Senator Erpenbach

Relating to LRB drafting number: LRB-3280

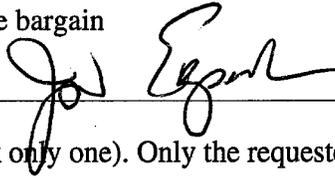
Topic

Leaves of absence for represented state employees to assist persons affected by a disaster

Subject(s)

Employ Pub - civil service, Employ Pub - collective bargain

1. **JACKET** the draft for introduction _____
in the **Senate** or the **Assembly** _____ (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.



2. **REDRAFT.** See the changes indicated or attached _____.
A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Richard A. Champagne, Legislative Attorney
Telephone: (608) 266-9930



D-Notte
State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-3280/1 2
RAC:jlg:mrc

Todan

RM has been

1999 BILL

mm

Regen

- 1 AN ACT to create 230.35 (3) (e) 6. of the statutes; relating to: the provision of
2 specialized disaster relief services by represented state employees.

Analysis by the Legislative Reference Bureau

Under current law, the department of employment relations operates a program under which a state employe may be granted a leave of absence to help provide specialized disaster relief services through the American Red Cross. Such services include professional, technical or other services that require advanced training or expertise and that are provided to assist persons affected by a disaster. Currently, the employe's appointing authority may grant a leave of absence to an employe if the employe is a certified disaster service volunteer of the American Red Cross, the American Red Cross makes a written request for the services of the employe to the employe's appointing authority and the employe has successfully completed his or her probationary period and has permanent employe status, if the employe's position is included in the classified service.

Under current law, this program permits a leave of absence to provide specialized disaster relief services for not more than 30 work days each year. An employe who is granted a leave of absence to help provide disaster relief services is entitled to his or her base rate of pay during the leave of absence. A leave of absence to provide disaster relief services does not affect the employe's earning of paid annual leave (vacation), sick leave or retirement benefits. Also, for purposes of calculating seniority, pay or pay advancement and performance awards, the time during which an employe is on a leave of absence to help provide disaster relief services counts as time served in the state service.

BILL

Under current law, because this program affects the wages, fringe benefits, hours or conditions of employment of represented state employes, the program only applies to represented state employes to the extent provided in their collective bargaining agreements. This bill requires that the program apply to represented state employes unless their collective bargaining agreements provide otherwise.

For further information see the *state* 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:

✓
Insert
2-1

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10

SECTION 1. 230.35 (3) (e) 6. of the statutes is created to read:

230.35 (3) (e) 6. This paragraph shall apply to employes who are covered by a collective bargaining agreement under subch. V of ch. 111 unless otherwise provided in the collective bargaining agreement.

included in
covered by

SECTION 2. Initial applicability.

(1) This act first applies to employes who are covered by a collective bargaining agreement under subchapter V of chapter 111 of the statutes on the day on which the collective bargaining agreement expires or is extended, modified or renewed, whichever occurs first.

(END)

that is in effect
on the effective date
of this subsection ✓

unit for which a representative is recognized or certified

2-1

Section #. 111.93 (3) of the statutes is amended to read:

✓
230.35 (3) (e) b.

111.93 (3) Except as provided in ss. 40.05, 40.80 (3), 111.91 (1) (cm) and 230.88 (2) (b), if a collective bargaining agreement exists between the employer and a labor organization representing employees in a collective bargaining unit, the provisions of that agreement shall supersede the provisions of civil service and other applicable statutes, as well as rules and policies of the board of regents of the university of Wisconsin system, related to wages, fringe benefits, hours and conditions of employment whether or not the matters contained in those statutes, rules and policies are set forth in the collective bargaining agreement.

History: 1971 c. 270, 336; 1977 c. 196 s. 131; 1981 c. 187; 1983 a. 46, 409; 1985 a. 42; 1989 a. 13, 31.

D-Note

PThis version of the draft amends s. 111.93(3)
to conform to the ~~draft~~ ~~at~~ ~~the~~ creation of s. 230.35
(3) (e) 6. ✓

RAC

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3280/2dn
RAC;jlg:kjf

July 21, 1999

This version of the draft amends s. 111.93 (3) to conform to the creation of s. 230.35 (3) (e) 6.

Richard A. Champagne
Legislative Attorney
Phone: (608) 266-9930
E-mail: Rick.Champagne@legis.state.wi.us