

2001 DRAFTING REQUEST

Bill

Received: 01/15/2001

Received By: **champra**

Wanted: **Soon**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Currier**

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

Drafter: **champra**

May Contact:

Alt. Drafters:

Subject: **Employ Pub - employee benefits**
Employ Pub - miscellaneous

Extra Copies:

Pre Topic:

DOA:.....Currier -

Topic:

leaves of absence for certain state employees who are members of the national guard, the state defense force, or any reserve component of the U.S. military forces

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>
/1	champra 01/15/2001	jdye 01/15/2001	kfollet 01/15/2001	_____	lrb_docadmin 01/15/2001		State

FE Sent For:

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1?	champra	1/15 jld	Ky 1/15	Ky/Km 1/15			

FE Sent For:

<END>



**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

TOMMY G. THOMPSON
GOVERNOR

GEORGE LIGHTBOURN
SECRETARY

Office of the Secretary
Post Office Box 7864
Madison, WI 53707-7864
Voice (608) 266-1741
Fax (608) 267-3842
TTY (608) 267-9629

Date: January 12, 2001
To: Steve Miller, LRB
From: Dawn Currier, Department of Administration *DWC*
266-8777
Subject: Statutory language provision for the 2001-03 biennial budget

Please use the attached document as a basis for drafting language pertaining to leave of absences for military staff.

Please contact me if you have any questions. Thank you.

Rec'd ?

State of Wisconsin

Tommy G. Thompson
Governor

Peter D. Fox
Secretary



345 West Washington Avenue
P.O. Box 7855
Madison, WI 53707-7855
Voice (608) 266-9820
FAX (608) 267-1020
TTY (608) 267-1004

DEPARTMENT OF EMPLOYMENT RELATIONS

November 14, 2000

Governor Tommy G. Thompson
125 South, State Capitol
P.O. Box 7863
Madison, WI 53707-7863

Dear Governor Thompson:

I write to you regarding a request from Adjutant General James Blaney for a statutory amendment to sec. 230.35(3)(a), Wis. Stats. I believe the amendment noted below has merit and submit it for your consideration.

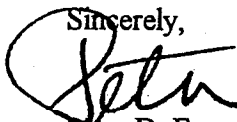
The troublesome language is: "Such leave shall not be granted for absences of less than 3 days." That language adversely impacts on travel expenses and the scheduling of federal related work for the Adjutant General and two deputy Adjutants General. Specifically the current language makes it terribly difficult to schedule business to meet the 3-day rule. One or two day trips on federal business are the norm. This results in the state paying for the travel expenses with trips of less than 3 days.

Adding the underlined language to sec. 230.35(3)(a), Wis. Stats., would alleviate the financial and scheduling problems:

"Except for the Adjutant General and the two Deputy Adjutants General, such leave shall not be granted for absences of less than 3 days."

I would be happy to discuss this matter with either you or your staff.

Sincerely,


Peter D. Fox
Secretary

PDF/DJV/sln

cc: Adjutant General James Blaney
LTC Terry McArdle



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-2047/1

RAC:.....

SOON

JLD

DOA:.....Currier – leaves of absence for certain state employees who are members of the national guard, the state defense force, or any reserve component of the U.S. military forces

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

don't gen

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

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT ✓

STATE EMPLOYMENT ✓

Currently, state officials and employees who have permanent status in class and who are members of the national guard, the state defense force, or any other reserve component of the military forces of the United States or this state may take leaves of absence without loss of time or pay, to attend military schools, annual field training or annual active duty for training, and any other state or federal tours of active duty, except extended active duty or service as a member of the active armed forces of the United States, which have been duly ordered, but not exceeding 30 business days. During this leave of absence, the official or employee may receive base pay less the military pay received for and identified with such attendance. This leave may not be granted for absences of less than 3 days. *three*

that

This bill provides that the 3 day requirement for such a leave of absence does not apply to leaves of absence of the adjutant general and any deputy adjutants general.

hyphen

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:

1 SECTION 1. 230.35 (3) (a)[✓] of the statutes is amended to read:

2 230.35 (3) (a) Officials and employees of the state who have permanent status
3 and who are members of the national guard, the state defense force, or any other
4 reserve component of the military forces of the United States or this state now or
5 hereafter organized or constituted under federal or state law, are entitled to leaves
6 of absence without loss of time in the service of the state, to enable them to attend
7 military schools and annual field training or annual active duty for training, and any
8 other state or federal tours of active duty, except extended active duty or service as
9 a member of the active armed forces of the United States which have been duly
10 ordered but not exceeding 30 days, excluding Saturdays, Sundays and holidays
11 enumerated in sub. (4) in the calendar year in which so ordered and held. During
12 this leave of absence, each state official or employee shall receive base state pay less
13 the base military pay received for and identified with such attendance but such
14 reduction shall not be more than the base state pay. ~~Such~~ Other than for a leave of
15 absence for the adjutant general and any deputy adjutants general, such leave shall
16 not be granted for absences of less than 3 days. A state official or employee serving
17 on state active duty as a member of the national guard or state defense force, may
18 elect to receive pay from the state under s. 20.465 (1) in an amount equal to base state
19 salary for such period of state active duty. Leave granted by this section is in addition
20 to all other leaves granted or authorized by any other law. For the purpose of

1 determining seniority, pay or pay advancement and performance awards the status
2 of the employee shall be considered uninterrupted by such attendance.

History: 1971 c. 91, 125, 183, 211, 226; 1971 c. 270 ss. 70, 71, 83, 104; Stats. 1971 s. 16.30; 1973 c. 51, 243; 1975 c. 28, 39, 41; 1975 c. 147 s. 54; 1975 c. 189, 199, 421, 422; 1977 c. 44; 1977 c. 187 s. 135; 1977 c. 196 ss. 56, 118, 130 (3), (5), (12), 131; 1977 c. 273; 1977 c. 418 ss. 726, 727, 924 (13m); Stats. 1977 s. 230.35; 1979 c. 34, 89; 1979 c. 110 s. 60 (11); 1979 c. 221; 1981 c. 20, 96, 140; 1983 a. 27 s. 2200 (15); 1983 a. 30 ss. 4 to 11, 14; 1983 a. 71, 140; 1983 a. 192 ss. 220, 221, 304; 1985 a. 119; 1987 a. 63, 287, 340, 399, 403; 1989 a. 56 s. 259; 1991 a. 39; 1993 a. 12, 47; 1995 a. 37, 178; 1997 a. 118, 307; 1999 a. 42, 85, 101, 125.

3

(END)



DOA:.....Currier – leaves of absence for certain state employees who are members of the national guard, the state defense force, or any reserve component of the U.S. military forces

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This bill provides that the three-day requirement for such a leave of absence does not apply to leaves of absence of the adjutant general and any deputy adjutants general.

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

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3 (END)