

**2003 DRAFTING REQUEST**

**Bill**

Received: **01/14/2003**

Received By: **rchampag**

Wanted: **Soon**

Identical to LRB:

For: **Mark Pettis (608) 267-2365**

By/Representing: **Don Nelson**

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

Drafter: **rchampag**

May Contact:

Addl. Drafters:

Subject: **Employ Pub - civil service**  
**Employ Pub - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Pettis@legis.state.wi.us**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

State employee cap

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**Instructions:**

Draft 01b3100 as a bill.

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**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>
/?							State
/1	rchampag 01/15/2003	csicilia 01/15/2003	chaskett 01/16/2003		sbasford 01/16/2003	lemery 01/21/2003	

FE Sent For: **01/21/2003.**

*(Handwritten)*  
→ (✓1")

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/1							State
/1	rchampag 01/15/2003	csicilia 01/15/2003	chaskett 01/16/2003		sbasford 01/16/2003		

*For Assembly  
per AI*

FE Sent For:

01-21-2003  
("1")

requested by AI

*Rush!  
Needed By  
01-22-03  
AM*

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**Instructions:**

Draft 01b3100 as a bill.

*Per Dan -- modify to prohibit agency from filling the  
vacancies during the fiscal year.*

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1?	rchampag	1 js 1/15/03	1 cp 1/15	18 cp 1/15			

FE Sent For:

<END>



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-1480/1

RAC:/:....

Thursley  
2003 BILL

js

Gen cat

1 AN ACT...; relating to: limitations on the filling of vacant positions in state  
2 government.

**Analysis by the Legislative Reference Bureau**

This bill prohibits each state agency in the executive branch from filling more than 80% of the total number of full-time equivalent positions for that agency that became vacant during the fiscal year. Under the bill, each agency must annually report to the Department of Administration (DOA) the positions that could not be filled because of the prohibition and DOA must abolish the positions and lapse any savings resulting from the abolition of the positions to the underlying fund<sup>s</sup> in the state treasury from which the positions are funded.

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:**

3  
→

(END)



State of Wisconsin  
2001 - 2002 LEGISLATURE  
January 2002 Special Session

LRBb3100/1  
RAC:ch:cmh

LFB:.....Rhodes - State employee cap

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO ASSEMBLY BILL 1

LPS: Thaw all  
section  
numbers

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 11, line 2: after that line insert:

3 SECTION 186. 16.505 (1) (intro.) of the statutes, as affected by 2001 Wisconsin  
4 Act 16, is amended to read:

5 16.505 (1) (intro.) Except as provided in subs. (2), (2m), (2n), and (2p), and (3m),  
6 no position, as defined in s. 230.03 (11), regardless of funding source or type, may be  
7 created or abolished unless authorized by one of the following:

8 SECTION 187. 16.505 (3m) of the statutes is ~~created~~ to read:

repealed and recreated

FIX  
COM-  
PO-  
NENT

P.W.F.

int preceding fiscal year

16.505 (3m) (b) Annually, after July 1 but before August 1, each executive branch agency shall submit a report to the secretary identifying each position for

that agency that ~~became vacant during the preceding fiscal year~~ *could not be filled because of the prohibition under par. (a)*

(b) In any fiscal year, no executive branch agency may fill more than 80% of the total number of full-time equivalent positions for that agency that became vacant during the ~~preceding~~ fiscal year ~~and were identified in the report submitted to the secretary under par. (a).~~

could not be filled because of the prohibition under par. (a) period

(c) Notwithstanding s. 16.50 (1), the secretary shall require each executive branch agency to submit expenditure estimates for the filling of all vacant full-time equivalent positions during each fiscal year and shall withhold approval of any expenditure estimate for the filling of a position that is ~~inconsistent with the prohibition~~ *identified* under par. (b).

(d) 1. In each fiscal year, the secretary shall abolish all vacant positions that ~~may not be filled~~ *identified* under par. (b) and shall identify the appropriations from which these abolished positions are funded *and the amounts required to fund these positions*

2. From each sum certain appropriation of general purpose revenue identified *under* in subd. 1., the secretary of administration shall lapse to the general fund the amount *specified in* subd. 1. for that appropriation. After the secretary makes the lapse, each sum certain appropriation *identified under* is decreased by the amount *specified in* subd. 1. for that appropriation. *identified under*

3. For each sum sufficient appropriation of general purpose revenue identified *under* in subd. 1., the expenditure estimate for the appropriation is reestimated to subtract the amount *specified in* subd. 1. for that appropriation. *identified under*

under

identified under

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4. For each sum certain program revenue or program revenue-service appropriation identified in subd. 1., the secretary of administration shall decrease the appropriation by the amount specified in subd. 1. for that appropriation.

5. From each appropriation of account segregated fund revenues or segregated fund revenues service identified in subd. 1., the secretary shall lapse to the underlying fund the amount specified in subd. 1. for that appropriation. After the secretary makes the lapse, each of the sum certain segregated revenues or segregated revenues service appropriations is decreased by the amount specified in subd. 1. for that appropriation and the expenditure estimate for each of the appropriations that are not sum certain appropriations is reestimated to subtract the amount specified in subd. 1. for that appropriation.

(END)

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# Memo

To: Senator  Representative

**Pettis**

(The Draft's Requestor)

Per your request ... the attached is a fiscal estimate was prepared for your un-introduced 2003 draft.

LRB Number: LRB -1480

Version: "/ 1"

**Rush**

Fiscal Estimate Prepared By: (agency abbr.) DOA

If you have questions about the enclosed fiscal estimate, you may contact the state agency representative that prepared the fiscal estimate. If you disagree with the enclosed fiscal estimate, please contact the LRB drafter of your proposal to discuss your options under the fiscal estimate procedure.

Entered In Computer And Copy Sent To Requestor Via E-Mail: 01 / 22 / 2003

\* \* \* \* \*

To: LRB - Legal Section PA's

Subject: *Fiscal Estimate Received For A Un-Introduced Draft*

- > **If re-drafted** ... please insert this cover sheet and attached early fiscal estimate into the drafting file ... after the draft's old version (the version this fiscal estimate was based on), and before mark-up of the draft on the updated version.
- > **If introduced** ... and the version of the attached fiscal estimate is for a **previous version** ... please insert this cover sheet and attached early fiscal estimate into the drafting file ... after the draft's old version (the version this fiscal estimate was based on), and before mark-up of the draft on the updated version. Have Mike (or Lynn) get the ball rolling on getting a fiscal estimate prepared for the introduced version.
- > **If introduced** ... and the version of the attached fiscal estimate is for the **current version** ... please write the drafts introduction number below and give to Mike (or Lynn) to process.

THIS DRAFT WAS INTRODUCED AS: 2003 AB-3

## Barman, Mike

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**From:** Barman, Mike  
**Sent:** Wednesday, January 22, 2003 1:48 PM  
**To:** Rep.Pettis  
**Subject:** LRB -1480/1 (FE by DOA - attached - for your review)

**Importance:** High



LRB-1480\_DOA.pdf

LRB-1480\_DOA.pdf