

2003 DRAFTING REQUEST

Bill

Received: **09/03/2003**

Received By: **rchampag**

Wanted: **Soon**

Identical to LRB:

For: **Mark Gottlieb (608) 267-2369**

By/Representing: **Himself**

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

Drafter: **rchampag**

May Contact:

Addl. Drafters:

Subject: **Employ Pub - collective bargain
Employ Pub - retirement**

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Payment of employee required contributions under the Wisconsin Retirement System

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>
/?				_____			S&L Retire
/1	rchampag 09/05/2003	kgilfoy 09/05/2003	pgreensl 09/08/2003	_____	mbarman 09/08/2003	lemery 10/06/2003	

FE Sent For:

<END>

AT
INTRO.

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1?	rchampag	1-9/5 rmp	9/5 PS	9/5 PSTR			

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<END>

Gottlieb

- for local government (MERA) employes, employe must pay at least 3% of employe - required contributions under the WRS; employer may pick-up other amounts in excess of the 3%.

~~must~~
or or
Firm applies to employes ~~and~~ after bill's effective date



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-3198/1

RAC: King

Johnson

2003 BILL

1

2

Gen. Cat.

AN ACT...; relating to: payment of employee required contributions under the Wisconsin retirement system.

Analysis by the Legislative Reference Bureau

Under current law, required employer and employee contributions under the Wisconsin Retirement System (WRS), and the earnings on these contributions, fund the cost of providing retirement annuities to public employees who are covered under the WRS. Current law permits the employer, on behalf of its employees, to pay all or part of the employee required contributions.

This bill provides that a participating employer in the WRS who is covered by the Municipal Employment Relations Act (MERA) may not pay, on behalf of any employee, the first 3% of earnings that the participating employee is required to pay as employee required contributions under the WRS if that employee first becomes a participating employee in the WRS on or after the bill's effective date. Employers covered by MERA generally include any city, county, village, town, metropolitan sewerage district, school district, family care district, or any other political subdivision of the state, or instrumentality of one or more political subdivisions of the state.

This bill will be referred to the Joint Survey Committee on Retirement Systems for a detailed analysis, which will be printed as an appendix to this bill.

Three Percent

BILL

For further information see the *state and local* 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:

as affected by 2003 Wisconsin Act 33

1 SECTION 1. 40.05 (1) (b) of the statutes is renumbered 40.05 (1) (b) 1. and
2 amended to read: *repealed and recreated to read*

3 40.05 (1) (b) 1. ~~AA~~ Subject to subd. 2., in lieu of employee payment, the employer
4 may pay all or part of the contributions required by par. (a), but all ^{of} the payments
5 shall be available for benefit purposes to the same extent as required contributions
6 deducted from earnings of the participating employees. Action to assume employee
7 contributions as provided under this paragraph shall be taken at the time and in the
8 form determined by the governing body of the participating employer. The state shall
9 pay under this paragraph for employees who are covered by a collective bargaining
10 agreement under subch. V of ch. 111 and for employees whose fringe benefits are
11 determined under s. 230.12 an amount equal to 4% of the earnings paid by the state
12 unless otherwise provided in a collective bargaining agreement under subch. V of ch.
13 111 or unless otherwise determined under s. 230.12. The University of Wisconsin
14 Hospitals and Clinics Authority shall pay under this paragraph for employees who
15 are covered by a collective bargaining agreement under subch. I of ch. 111 and for
16 employees whose fringe benefits are determined under s. 233.10 an amount equal to
17 4% ^{per cent} of the earnings paid by the authority unless otherwise provided in a collective
18 bargaining agreement under subch. I of ch. 111 or unless otherwise determined
19 under s. 233.10. The state shall pay under this paragraph for employees who are not
20 covered by a collective bargaining agreement under subch. V of ch. 111 and for
21 employees whose fringe benefits are not determined under s. 230.12 an amount equal

[Handwritten scribbles and marks on the left margin]

PERCENT

BILL

except the office of employment relations

Percent

Percent

1 to 4% of the earnings paid by the state unless a different amount is recommended by
 2 the ~~secretary of employment relations~~ *director of the office of state human resources management* and approved by the joint committee on
 3 employment relations in the manner provided for approval of changes in the
 4 compensation plan under s. 230.12 (3). The University of Wisconsin Hospitals and
 5 Clinics Authority shall pay under this paragraph for its employees who are not
 6 covered by a collective bargaining agreement under subch. I of ch. 111 an amount
 7 equal to 4% of the earnings paid by the authority unless a different amount is
 8 established by the board of directors of the authority under s. 233.10.

History: 1981 c. 96, 274, 278, 386; 1983 a. 9 s. 6; 1983 a. 27, 30; 1983 a. 46 ss. 2 to 4, 7; 1983 a. 140; 1983 a. 141 ss. 7 to 12, 20; 1983 a. 290, 504, 538; 1985 a. 29, 119, 135, 225; 1987 a. 27, 83, 107, 309, 356, 363; 1987 a. 405 s. 256; 1989 a. 13, 14, 31, 119, 122, 166, 182, 189, 230, 336, 355, 359; 1991 a. 32, 39, 107, 113, 141, 152, 189, 269; 1995 a. 27, 81, 88, 89, 240, 302; 1997 a. 35, 58, 149; 1999 a. 9, 11, 13, 104; 2001 a. 16.

SECTION 2. 40.05 (1) (b) 2. of the statutes is created to read:

10 40.05 (1) (b) ^{3%} 2. A participating employer that is a municipal employer, as
 11 defined in s. 111.70 (1) (j), may not pay, on behalf of a participating employee, the first
 12 ~~3%~~ ^{per cent} of earnings that a participating employee is required to pay as contributions
 13 under par. (a) if that employee first becomes a participating employee on or after the
 14 effective date of this subdivision [revisor inserts date].

SECTION 3. Initial applicability.

16 (1) This act first applies to participating employees in the Wisconsin retirement
 17 system who are covered by a collective bargaining agreement under subchapter IV
 18 of chapter 111 ^{of the statutes} that contains provisions inconsistent with this act on the day on which
 19 the agreement expires or is extended, modified, or renewed, whichever occurs first.

(END)

Emery, Lynn

From: Solie, Denise
Sent: Monday, October 06, 2003 11:28 AM
To: LRB.Legal
Subject: Draft review: LRB 03-3198/1 Topic: Payment of employee required contributions under the Wisconsin Retirement System

It has been requested by <Solie, Denise> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 03-3198/1 Topic: Payment of employee required contributions under the Wisconsin Retirement System