

**2003 DRAFTING REQUEST**

**Bill**

Received: **01/03/2003**

Received By: **rchampag**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Milioto**

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

Drafter: **rchampag**

May Contact:

Addl. Drafters:

Subject: **Employ Pub - miscellaneous**

Extra Copies: **MJL**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

---

**Pre Topic:**

DOA:.....Milioto - BB0304,

---

**Topic:**

University of Wisconsin Hospitals and Clinics Board employment powers

---

**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>
/?				_____			State
/1	rchampag 01/08/2003	kfollett 01/09/2003	rschluet 01/09/2003	_____	lemery 01/09/2003		
/2	rchampag 01/27/2003	chanaman 01/27/2003	rschluet 01/27/2003	_____	amentkow 01/27/2003		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/3	mlief 01/30/2003	kfollett 01/30/2003	rschluet 01/30/2003	_____	sbasford 01/30/2003		
/4	rchampag 02/04/2003	kfollett 02/04/2003	rschluet 02/04/2003	_____	sbasford 02/04/2003		
/5	rchampag 02/06/2003	kfollett 02/06/2003	jfrantze 02/06/2003	_____	amentkow 02/06/2003		

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<END>

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15 kjf 2/6  
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2/6  
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/4	rchampag 02/04/2003	kfollett 02/04/2003	rschluet 02/04/2003	_____	sbasford 02/04/2003		

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/2	rchampag 01/27/2003	chanaman 01/27/2003	rschluet 01/27/2003		amentkow 01/27/2003		

*Handwritten signatures and initials:*  
A large signature resembling 'S' is written over the 'Typed' column for version /2.  
Other initials and scribbles are present below the signature.

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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1/30

*[Handwritten signature]*  
1-30-3 CPN

Vers.      Drafted      Reviewed      Typed      Proofed      Submitted      Jacketed      Required

FE Sent For:

<END>



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Subject: **Employ Pub - miscellaneous**

Extra Copies: **MJL**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

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**Pre Topic:**

DOA:.....Milioto - BB304,

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**Topic:**

University of Wisconsin Hospitals and Clinics Board employment powers

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**Instructions:**

See Attached.

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/?							State
/1	rchampag 01/08/2003	kfollett 01/09/2003	rschluet 01/09/2003		lemery 01/09/2003		

FE Sent For:

*cut  
1/21  
1/2*

*[Signature]*  
*1-27-3*

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By/Representing: **Milioto**

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May Contact:

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Subject: **Employ Pub - miscellaneous**

Extra Copies: **MJL**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

---

**Pre Topic:**

DOA:.....Milioto - BB<sup>0</sup>304,

---

**Topic:**

University of Wisconsin Hospitals and Clinics Board employment powers

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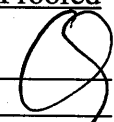
**Instructions:**

See Attached.

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/?	rchampag	119gf 119					
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FE Sent For:

1-9-3  
<END>

## Drafting Request to the Legislative Reference Bureau

<b><u>Date:</u></b>	December 26, 2002
<b><u>Topic:</u></b>	Changes to Status of UW Hospital Board Employees.
<b><u>Agency:</u></b>	UW Hospital and Clinics Authority (250)
<b><u>Team:</u></b>	EDU
<b><u>Analyst:</u></b>	Steve Milioto (6-1103)

### **Brief Description of Intent:**

Please make the following changes regarding UW Hospital and Clinics Board employees:

- Specify that, upon the effective date of the budget, any new employee hired by the UW Hospital and Clinics Board (due to turnover, position creation or purchase of medical practices) will not be considered a state employee. (This draft will not change the status of those UW Hospital and Clinics Board employees who will have state employee status prior to the effective date of the bill.)
- Specify that employees of the UW Hospital and Clinics Board will no longer be counted as state employees for the purpose of counting the total number of state employees in the biennial budget.

- Create non-preferred unit of authority for  
Peace Act

BB304



State of Wisconsin  
2003-2004 LEGISLATURE

LRB-1296/1

RAC: *KJF*

*Joan*

DOA:.....Milioto – BB304, University of Wisconsin Hospitals and Clinics  
Board employment powers

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

*Do Not Gen*

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

---

*Analysis by the Legislative Reference Bureau*

**STATE GOVERNMENT**

**STATE EMPLOYMENT**

Currently, the University of Wisconsin Hospitals and Clinics Authority (the authority) must contract with the University of Wisconsin Hospitals and Clinics Board (the board) for staff to perform certain nonprofessional services. The authority may not retain or employ its own staff to perform these services. The bill provides that the authority may also enter into contracts with other persons to perform those services, or may employ or retain any person other than a board employee to perform the services, if the authority determines that the board does not have adequate staff to perform the services.

Under current law, the board may create or abolish any of its positions that are funded from revenues paid by the authority under contracts for the performance of nonprofessional services for the authority. The bill eliminates the board's authority to create positions and, instead, requires the board to abolish each of its positions as the positions become vacant.

Finally, the bill provides that in any report prepared by DOA that calculates the number of authorized positions in state government, DOA may not include any of the board's authorized positions in the calculation.

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. 16.502<sup>✓</sup> of the statutes is created to read:

2           **16.502 Calculation of authorized positions.** In any report prepared by the  
3 department<sup>✓</sup> that calculates the number of authorized positions, as defined in s.  
4 230.03<sup>✓</sup> (11), the department may not include any of the University of Wisconsin  
5 Hospitals and Clinics Board's authorized positions in the calculation.

6           SECTION 2. 16.505<sup>X</sup> (2n) of the statutes is renumbered 16.505 (2n) (a) and  
7 amended to read:

8           16.505 (2n) (a) The <sup>✓</sup>Before the effective date of this subsection .... [revisor  
9 inserts date], except as provided in <sup>✓</sup>par. (b), the University of Wisconsin Hospitals  
10 and Clinics Board may create or abolish a full-time equivalent position or portion  
11 thereof from revenues appropriated under s. 20.495 (1) (g). No later than the last day  
12 of the month following completion of each calendar quarter, the University of  
13 Wisconsin Hospitals and Clinics Board shall report to the department and the  
14 cochairpersons of the joint committee on finance concerning the number of full-time  
15 equivalent positions created or abolished by the board under this subsection during  
16 the preceding calendar quarter.

17 History: 1977 c. 196, 418; 1979 c. 34; 1981 c. 20; 1983<sup>✓</sup> 27; 1987 a. 27; 1989 a. 31, 127; 1991 a. 39, 269; 1993 a. 16; 1995 a. 27; 1997 a. 27; 2001 a. 16, 109.

18           SECTION 3. 16.505 (2n) (b) of the statutes is created to read:

19           16.505 (2n) (b) The University of Wisconsin Hospitals and Clinics Board shall  
20 abolish all full-time equivalent positions or portions thereof that are vacant on the  
effective date of this <sup>✓</sup>paragraph .... [revisor inserts date], and each full-time

1 equivalent position or portion thereof that becomes vacant on or after the effective  
2 date of this paragraph .... [revisor inserts date].

3 **SECTION 4.** 36.25 (13g) (c) 2. of the statutes is amended to read:

4 36.25 (13g) (c) 2. ~~The~~ Except as provided in subd. 3., the board may not contract  
5 for those services that are provided to the board by the University of Wisconsin  
6 Hospitals and Clinics Board by state employees in the collective bargaining units  
7 specified in s. 111.825 (1m) with any person other than the University of Wisconsin  
8 Hospitals and Clinics Board.

History: 1973 c. 333 ss. 68, 201f (2); 1973 c. 335; 1975 c. 39, 339, 408 Supp.; 1975 c. 430 s. 80; 1977 c. 26, 29; 1977 c. 418 ss. 271 to 273, 924 (18) (e), (50); 1977 c. 422; 1977 c. 447 s. 206; 1979 c. 34; 1979 c. 90 s. 23; 1979 c. 177; 1981 c. 20, 93, 237, 314, 346; 1983 a. 27, 387, 524; 1983 a. 538 s. 271; 1985 a. 29; 1985 a. 182 s. 57; 1985 a. 332 s. 251 (1); 1987 a. 27, 186, 399, 403; 1989 a. 31, 56, 249, 299, 325, 335, 353, 359; 1991 a. 32, 39, 167, 269; 1993 a. 16, 27, 399, 455; 1995 a. 27 ss. 1767 to 1775k, 9116 (5), 9126 (19), 9145 (1); 1995 a. 54, 101, 216, 225, 227, 378, 404, 417; 1997 a. 27, 164, 178; 1997 a. 237 ss. 82v, 722s; 1997 a. 283; 1999 a. 9; 2001 a. 16, 103, 109.

9 **SECTION 5.** 36.25 (13g) (c) 3. of the statutes is created to read:

10 36.25 (13g) (c) 3. In addition to contracting with the University of Wisconsin  
11 Hospitals and Clinics Board to perform the services specified in ~~par. (a)~~ <sup>Subd. 1</sup>, the board  
12 may enter into contracts with other persons to perform those services, or may employ  
13 or retain any person other than a person employed by the University of Wisconsin  
14 Hospitals and Clinics Board to perform the services, if the board determines that the  
15 University of Wisconsin Hospitals and Clinics Board does not have adequate staff to  
16 perform the services.

17 **SECTION 6.** 111.05 (5) (a) 4. to 8. of the statutes are created to read:

18 111.05 (5) (a) 4. Clerical and related.

19 5. Blue collar and nonbuilding trades.

20 6. Building trades crafts.

21 7. Security and public safety.

22 8. Technical.

23 **SECTION 7.** 233.04 (4r) (a) of the statutes is amended to read:

1           233.04 (4r) (a) ~~Not~~ Except as provided in par. (c), not contract for those services  
2 that are provided to the authority by the University of Wisconsin Hospitals and  
3 Clinics Board by state employees in the collective bargaining units specified in s.  
4 111.825 (1m) with any person other than the University of Wisconsin Hospitals and  
5 Clinics Board.

6 History: 1995 a. 27 ss. 1770g, 6301; 1995 a. 216; 1997 a. 35, 237; 2001 a. 105.

**SECTION 8.** 233.04 (4r) (b) of the statutes is amended to read:

7           233.04 (4r) (b) ~~The~~ Except as provided in par. (c), the authority shall not employ  
8 or retain any person to perform the services specified in par. (a) other than a person  
9 employed by the University of Wisconsin Hospitals and Clinics Board.

10 History: 1995 a. 27 ss. 1770g, 6301; 1995 a. 216; 1997 a. 35, 237; 2001 a. 105.

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11           233.04 (4r) (c) In addition to contracting with the University of Wisconsin  
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17 to perform the services.

18

(END)



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-1296/1 2  
RAC:kjfrs

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9 fixed rns  
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SEAN

RMR & emb

DOA:.....Milioto - BB04, University of Wisconsin Hospitals and Clinics  
Board employment powers

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

done for

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

*Analysis by the Legislative Reference Bureau*

**STATE GOVERNMENT**

**STATE EMPLOYMENT**

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UNIVERSITY OF WISCONSIN <sup>UW</sup> Hospitals and  
Clinics Board's



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

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9 ~~inserts date], except as provided in par. (b), the University of Wisconsin Hospitals~~  
10 ~~and Clinics Board may create or abolish a full-time equivalent position or portion~~  
11 ~~thereof from revenues appropriated under s. 20.495 (1) (g). No later than the last day~~  
12 ~~of the month following completion of each calendar quarter, the University of~~  
13 ~~Wisconsin Hospitals and Clinics Board shall report to the department and the~~  
14 ~~cochairpersons of the joint committee on finance concerning the number of full-time~~  
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16 ~~the preceding calendar quarter.~~

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5 ~~for those services that are provided to the board by the University of Wisconsin~~  
6 ~~Hospitals and Clinics Board by state employees in the collective bargaining units~~  
7 ~~specified in s. 111.825 (1m) with any person other than the University of Wisconsin~~  
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14 the University of Wisconsin Hospitals and Clinics Board does not have adequate staff  
15 to perform the services.

16 (END)

## Lief, Madelon

---

**From:** Champagne, Rick  
**Sent:** Thursday, January 30, 2003 1:52 PM  
**To:** Lief, Madelon  
**Subject:** RE: Amendment to LRB draft 1296/2

Lonnie:

Can you do this redraft, since it affects UW positions and I don't know the programs there. LRB -1296/2 is a one section draft that says DOA should not in any report it prepares count UW Hospitals and Clinics Board employees as state employees. The redraft wants to exclude a whole bunch of UW System employees from the state employee count. Thanks.

Rick

-----Original Message-----

**From:** Binau, RJ  
**Sent:** Thursday, January 30, 2003 1:41 PM  
**To:** Champagne, Rick  
**Cc:** Milioto, Steve  
**Subject:** Amendment to LRB draft 1296/2

Rick,

I am the assigned budget analyst for the UW System. Please amend the draft 1296/2 concerning UW Hospitals and Clinics Board's positions in the position counts to also exclude the following positions in the UW System.

Positions within the UW system funded with: auxiliary enterprises, gift and grants, and federal revenue should also be excluded from the position count.

Please call if you have any questions.

Thanks

RJ Binau  
State Budget Office  
266-2843



DOA:.....Milioto - BB0304, University of Wisconsin Hospitals and Clinics  
Board employment powers  
FOR 2003-05 BUDGET - NOT READY FOR INTRODUCTION

RM run

Do Not Gen

or any positions of the Board of Regents of the University of Wisconsin System funded by gifts, grants, auxiliary enterprises revenue or federal revenue.

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

*Analysis by the Legislative Reference Bureau*  
**STATE GOVERNMENT**  
**STATE EMPLOYMENT**

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5 230.03 (11), the department may not include any of the University of Wisconsin  
6 Hospitals and Clinics Board's ~~authorized~~ positions in the calculation.

7

(END)

or any positions of the board of regents of the University of Wisconsin System funded by gifts, grants, auxiliary enterprises revenue unders. 20:285(1)(a); or federal revenue.

## Champagne, Rick

---

**From:** Hanle, Bob  
**Sent:** Tuesday, February 04, 2003 10:23 AM  
**To:** Champagne, Rick; Grant, Peter  
**Subject:** FW: LRB Draft: 03-1296/3 University of Wisconsin Hospitals and Clinics Board employment powers

After discussing this internally, we would like to amend this draft to not delete the FTE counts for the UWHC Board and non-GPR UW positions, but present those counts separately. The goal now is to essentially have three separate counts: UWHCB, UW non-GPR and all others. Here's my feeble attempt at rewording 1296/3:

**16.502 Calculation of positions.** In any report prepared by the department that calculates the number of positions, as defined in s. 230.03 (11), the department shall provide separate calculations for positions ~~may not include any of the University of Wisconsin Hospitals and Clinics Board's, positions in the calculation or any~~ positions of the board of regents of the University of Wisconsin System funded by gifts, grants, auxiliary enterprises revenue under s. 20.285 (1) (a), or federal revenue and all remaining positions.

I also do not understand the reference to 20.285 (1) (a). The intent is to account for all auxiliary, gift, etc. positions separately not just the ones accounted for under (1)(a). Couldn't we just eliminate the reference to 20.285 (1) (a)?

-----Original Message-----

**From:** Schlueter, Ron  
**Sent:** Thursday, January 30, 2003 3:22 PM  
**To:** Milioto, Steve  
**Cc:** Hanle, Bob; Schaeffer, Carole; Hanaman, Cathlene; Haugen, Caroline  
**Subject:** LRB Draft: 03-1296/3 University of Wisconsin Hospitals and Clinics Board employment powers

Following is the PDF version of draft 03-1296/3.



03-1296/3



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-1296/3 4  
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L & PG  
RMR

Today

DOA:.....Milioto - BB0304, University of Wisconsin Hospitals and Clinics  
Board employment powers

FOR 2003-05 BUDGET - NOT READY FOR INTRODUCTION

Do Not Gen

State must separately  
calculate and present  
the report

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

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

STATE EMPLOYMENT

The bill provides that in any report prepared by DOA that calculates the number of positions in state government, DOA may not include any of the UW Hospitals and Clinics Board's positions, in the calculation or any positions of the Board of Regents of the UW System funded by gifts, grants, auxiliary enterprises revenue, or federal revenue; and all remaining state government positions

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

2 SECTION 1. 16.502 of the statutes is created to read:

3 16.502 Calculation of positions. In any report prepared by the department  
4 that calculates the number of positions, as defined in s. 230.03 (11), the department

5 may not include any of the University of Wisconsin Hospitals and Clinics Board's

present shall separately calculate and present in the entire report

*WWS*

- 1
- 2
- 3
- 4

positions, ~~in the calculation of~~ *WWS* positions of the board of regents of the University  
 of Wisconsin System funded by gifts, grants, auxiliary enterprises revenue ~~under~~ *WWS*  
~~20.285(1)(a)~~, or federal revenue.

(END)

*all*  
 , and all remaining  
 positions





State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-1296/4 5  
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RMR

DOA:.....Milioto – BB0304, University of Wisconsin Hospitals and Clinics  
Board employment powers

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

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- 2 University of Wisconsin System funded by gifts, grants, auxiliary enterprises
- 3 revenue, or federal revenue, and all remaining positions.

in state government

(END)

D- Note  
Date

RAC: kjf

This version simply makes the  
purpose of the draft a little  
clearer. Please call if you have  
questions.

RAC

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1296/5dn  
RAC:kjf&cmh:jf

February 6, 2003

This version simply makes the purpose of the draft a little clearer. Please call if you have questions.

Rick A. Champagne  
Senior Legislative Attorney  
Phone: (608) 266-9930  
E-mail: [rick.champagne@legis.state.wi.us](mailto:rick.champagne@legis.state.wi.us)



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-1296/5  
RAC&MJL&PG:kjf&cmh:jf

DOA:.....Milioto – BB0304, University of Wisconsin Hospitals and Clinics  
Board employment powers

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

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4 (END)