

1 **5.** Page 123, line 14: increase the dollar amount for fiscal year 2003–04 by
2 \$1,011,000 and increase the dollar amount for fiscal year 2004–05 by \$1,011,000 to
3 increase funding for the purposes for which the appropriation is made.

4 **6.** Page 123, line 18: increase the dollar amount for fiscal year 2003–04 by
5 \$522,900 and increase the dollar amount for fiscal year 2004–05 by \$522,900 to
6 increase funding for the purpose for which the appropriation is made.

7 **7.** Page 125, line 13: increase the dollar amount for fiscal year 2003–04 by
8 \$23,000,000 and increase the dollar amount for fiscal year 2004–05 by \$23,000,000
9 to reflect deletion of the change in the 4–year–old kindergarten membership count.

10 **8.** Page 126, line 24: increase the dollar amount for fiscal year 2003–04 by
11 \$212,500 and increase the dollar amount for fiscal year 2004–05 by \$212,500 to
12 increase funding for the purpose for which the appropriation is made.

13 **9.** Page 127, line 13: after that line insert:

14 “(km) Alternative school American

15 Indian language and culture

16 education aid PR–S A 260,000 260,000”.

17 **10.** Page 128, line 5: increase the dollar amount for fiscal year 2003–04 by
18 \$154,800 and increase the dollar amount for fiscal year 2004–05 by \$154,800 to
19 increase funding for the purposes for which the appropriation is made.

20 **11.** Page 129, line 3: increase the dollar amount for fiscal year 2003–04 by
21 \$107,806,000 and increase the dollar amount for fiscal year 2004–05 by
22 \$137,806,000 to increase funding for the purpose for which the appropriation is
23 made.

1 **12.** Page 129, line 5: increase the dollar amount for fiscal year 2003–04 by
2 \$26,100 and increase the dollar amount for fiscal year 2004–05 by \$26,100 to
3 increase funding for the purpose for which the appropriation is made.

4 **13.** Page 129, line 7: increase the dollar amount for fiscal year 2003–04 by
5 \$54,700 and increase the dollar amount for fiscal year 2004–05 by \$54,700 to
6 increase funding for the purpose for which the appropriation is made.

7 **14.** Page 129, line 8: increase the dollar amount for fiscal year 2003–04 by
8 \$37,400 and increase the dollar amount for fiscal year 2004–05 by \$37,400 to
9 increase funding for the purpose for which the appropriation is made.

10 **15.** Page 129, line 11: increase the dollar amount for fiscal year 2003–04 by
11 \$214,200 and increase the dollar amount for fiscal year 2004–05 by \$214,200 to
12 increase funding for the purpose for which the appropriation is made.

13 **16.** Page 129, line 17: increase the dollar amount for fiscal year 2003–04 by
14 \$73,300 and increase the dollar amount for fiscal year 2004–05 by \$73,300 to
15 increase funding for the purpose for which the appropriation is made.

16 **17.** Page 129, line 18: increase the dollar amount for fiscal year 2003–04 by
17 \$12,000 and increase the dollar amount for fiscal year 2004–05 by \$12,000 to
18 increase funding for the purpose for which the appropriation is made.

19 **18.** Page 129, line 19: increase the dollar amount for fiscal year 2003–04 by
20 \$2,800 and increase the dollar amount for fiscal year 2004–05 by \$2,800 to increase
21 funding for the purposes for which the appropriation is made.

1 **19.** Page 130, line 2: increase the dollar amount for fiscal year 2003–04 by
2 \$276,100 and increase the dollar amount for fiscal year 2004–05 by \$276,100 to
3 increase funding for the purpose for which the appropriation is made.

4 **20.** Page 130, line 4: increase the dollar amount for fiscal year 2003–04 by
5 \$267,700 and increase the dollar amount for fiscal year 2004–05 by \$267,700 to
6 increase funding for the purpose for which the appropriation is made.

7 **21.** Page 130, line 7: increase the dollar amount for fiscal year 2003–04 by
8 \$149,000 and increase the dollar amount for fiscal year 2004–05 by \$149,000 to
9 increase funding for the purpose for which the appropriation is made.

10 **22.** Page 130, line 8: increase the dollar amount for fiscal year 2003–04 by
11 \$277,300 and increase the dollar amount for fiscal year 2004–05 by \$277,300 to
12 increase funding for the purpose for which the appropriation is made.

13 **23.** Page 130, line 9: increase the dollar amount for fiscal year 2003–04 by
14 \$600 and increase the dollar amount for fiscal year 2004–05 by \$600 to increase
15 funding for the purpose for which the appropriation is made.

16 **24.** Page 130, line 10: increase the dollar amount for fiscal year 2003–04 by
17 \$2,400 and increase the dollar amount for fiscal year 2004–05 by \$2,400 to increase
18 funding for the purpose for which the appropriation is made.

19 **25.** Page 130, line 12: increase the dollar amount for fiscal year 2003–04 by
20 \$2,200 and increase the dollar amount for fiscal year 2004–05 by \$2,200 to increase
21 funding for the purpose for which the appropriation is made.

1 **26.** Page 131, line 3: decrease the dollar amount for fiscal year 2003–04 by
2 \$50,000,000 and decrease the dollar amount for fiscal year 2004–05 by \$100,000,000
3 to decrease funding for the purpose for which the appropriation is made.

4 **27.** Page 133, line 8: increase the dollar amount for fiscal year 2003–04 by
5 \$324,100 and increase the dollar amount for fiscal year 2004–05 by \$324,100 to
6 increase funding for the purpose for which the appropriation is made.

7 **28.** Page 133, line 14: increase the dollar amount for fiscal year 2003–04 by
8 \$336,500 and increase the dollar amount for fiscal year 2004–05 by \$336,500 to
9 increase funding for the purpose for which the appropriation is made.

10 **29.** Page 134, line 14: increase the dollar amount for fiscal year 2003–04 by
11 \$137,600 and increase the dollar amount for fiscal year 2004–05 by \$137,600 to
12 increase funding for the purpose for which the appropriation is made.

13 **30.** Page 169, line 6: increase the dollar amount for fiscal year 2003–04 by
14 \$1,125,600 and increase the dollar amount for fiscal year 2004–05 by \$3,404,800 to
15 increase funding for the purpose for which the appropriation is made.

16 **31.** Page 169, line 8: increase the dollar amount for fiscal year 2003–04 by
17 \$3,541,200 and increase the dollar amount for fiscal year 2004–05 by \$10,712,000 to
18 increase funding for the purpose for which the appropriation is made.

19 **32.** Page 192, line 14: increase the dollar amount for fiscal year 2003–04 by
20 \$250,000 and increase the dollar amount for fiscal year 2004–05 by \$250,000 to
21 increase funding for the purpose for which the appropriation is made.

1 **33.** Page 195, line 13: increase the dollar amount for fiscal year 2003–04 by
2 \$147,929,100 and increase the dollar amount for fiscal year 2004–05 by \$75,000,000
3 to increase funding for the purposes for which the appropriation is made.

4 **34.** Page 195, line 14: increase the dollar amount for fiscal year 2003–04 by
5 \$918,600 and increase the dollar amount for fiscal year 2004–05 by \$1,618,000 to
6 increase funding for the purpose for which the appropriation is made.

7 **35.** Page 195, line 14: increase the dollar amount for fiscal year 2003–04 by
8 \$491,600 and increase the dollar amount for fiscal year 2004–05 by \$2,360,900 to
9 increase funding for the purpose for which the appropriation is made.

10 **36.** Page 195, line 17: increase the dollar amount for fiscal year 2003–04 by
11 \$419,200 and increase the dollar amount for fiscal year 2004–05 by \$410,700 for the
12 purpose of restoring the amount of the enrollment fee for the prescription drug
13 assistance program under section 49.688 (3) (a) of the statutes to the amount
14 specified under section 49.688 (3) (a), 2001 stats.

15 **37.** Page 196, line 2: increase the dollar amount for fiscal year 2003–04 by
16 \$8,327,400 and increase the dollar amount for fiscal year 2004–05 by \$11,878,600 for
17 the purpose of restoring the amounts of the deductible and copayment for the
18 prescription drug assistance program under section 49.688 (3) (b) 1. and 2. b. and (c)
19 2. of the statutes to the amounts specified under section 49.688 (3) (b) 1. and 2. b. and
20 (c) 2., 2001 stats.

21 **38.** Page 196, line 4: increase the dollar amount for fiscal year 2004–05 by
22 \$135,100 to increase funding for the purposes for which the appropriation is made.

1 **39.** Page 198, line 17: decrease the dollar amount for fiscal year 2003–04 by
2 \$222,929,100 to decrease funding for the purposes for which the appropriation is
3 made.

4 **40.** Page 203, line 17: increase the dollar amount for fiscal year 2003–04 by
5 \$251,300 and increase the dollar amount for fiscal year 2004–05 by \$251,300 to
6 increase funding to supplement federally funded retired senior volunteer programs.

7 **41.** Page 260, line 8: after “County” insert “and municipal”.

8 **42.** Page 260, line 9: delete that line.

9 **43.** Page 261, line 3: delete that line.

10 **44.** Page 282, line 9: delete that line.

11 **45.** Page 285, line 17: delete lines 17 to 21.

12 **46.** Page 286, line 3: delete that line.

13 **47.** Page 352, line 3: delete that line.

14 **48.** Page 352, line 10: delete that line.

15 **49.** Page 361, line 1: delete “*and municipal*” and substitute “*and municipal*”.

16 **50.** Page 361, line 2: after “sufficient” insert “, less any amount appropriated
17 under pars. (t) and (u).”.

18 **51.** Page 361, line 2: delete “~~counties, towns, villages, and cities~~” and
19 substitute “counties, towns, villages, and cities”.

20 **52.** Page 361, line 3: after that line insert:

21 “**SECTION 661n.** 20.835 (1) (db) of the statutes, as affected by 2003 Wisconsin
22 Act (this act), is repealed and recreated to read:

1 20.835 (1) (db) *County and municipal aid account*. Beginning in 2004, a sum
2 sufficient to make payments to counties, towns, villages, and cities under s. 79.035.”.

3 **53.** Page 361, line 18: delete lines 18 to 25.

4 **54.** Page 362, line 4: delete “79.04, 79.043, 79.044, 79.045,” and substitute
5 “79.035, 79.04,”.

6 **55.** Page 362, line 12: delete “79.03, 79.04, 79.043” and substitute “79.03,
7 79.035, 79.04”.

8 **56.** Page 362, line 13: delete “79.044, 79.045,”.

9 **57.** Page 364, line 22: delete the material beginning with that line and ending
10 with page 365, line 9.

11 **58.** Page 399, line 17: delete the material beginning with that line and ending
12 with page 400, line 22.

13 **59.** Page 401, line 3: delete the material beginning with that line and ending
14 with page 402, line 19.

15 **60.** Page 403, line 9: delete lines 9 to 18.

16 **61.** Page 416, line 6: delete lines 6 to 23.

17 **62.** Page 436, line 10: delete lines 10 to 25.

18 **63.** Page 437, line 1: delete lines 1 to 25, as affected by senate amendment 121
19 to senate substitute amendment 1.

20 **64.** Page 438, line 1: delete lines 1 to 10, as affected by senate amendment 121
21 to senate substitute amendment 1.

22 **65.** Page 467, line 6: delete lines 6 and 7.

- 1 **66.** Page 547, line 15: delete lines 15 to 25.
- 2 **67.** Page 548, line 1: delete lines 1 to 21.
- 3 **68.** Page 549, line 24: delete lines 24 and 25.
- 4 **69.** Page 550, line 1: delete lines 1 to 21.
- 5 **70.** Page 553, line 17: delete the material beginning with that line and ending
6 with page 554, line 8.
- 7 **71.** Page 555, line 15: delete lines 15 to 20.
- 8 **72.** Page 556, line 17: delete the material beginning with that line and ending
9 with page 557, line 8.
- 10 **73.** Page 557, line 13: delete lines 13 to 17.
- 11 **74.** Page 595, line 9: delete lines 9 to 25.
- 12 **75.** Page 596, line 1: delete lines 1 to 25, as affected by senate amendment 121
13 to senate substitute amendment 1.
- 14 **76.** Page 597, line 1: delete lines 1 to 25.
- 15 **77.** Page 598, line 1: delete lines 1 to 6, as affected by senate amendment 121
16 to senate substitute amendment 1.
- 17 **78.** Page 692, line 20: after that line insert:
- 18 “**SECTION 1647d.** 77.52 (1) of the statutes is amended to read:
- 19 77.52 (1) For the privilege of selling, leasing or renting tangible personal
20 property, including accessories, components, attachments, parts, supplies and
21 materials, at retail a tax is imposed upon all retailers at the rate of 5% 5.5% of the
22 gross receipts from the sale, lease or rental of tangible personal property, including

1 accessories, components, attachments, parts, supplies and materials, sold, leased or
2 rented at retail in this state.

3 **SECTION 1647g.** 77.52 (2) (intro.) of the statutes is amended to read:

4 77.52 (2) For the privilege of selling, performing or furnishing the services
5 described under par. (a) at retail in this state to consumers or users, a tax is imposed
6 upon all persons selling, performing or furnishing the services at the rate of 5% 5.5%
7 of the gross receipts from the sale, performance or furnishing of the services.”.

8 **79.** Page 693, line 17: after that line insert:

9 “**SECTION 1647p.** 77.53 (1) of the statutes is amended to read:

10 77.53 (1) Except as provided in sub. (1m), an excise tax is levied and imposed
11 on the use or consumption in this state of taxable services under s. 77.52 purchased
12 from any retailer, at the rate of 5% 5.5% of the sales price of those services; on the
13 storage, use or other consumption in this state of tangible personal property
14 purchased from any retailer, at the rate of 5% 5.5% of the sales price of that property;
15 and on the storage, use or other consumption of tangible personal property
16 manufactured, processed or otherwise altered, in or outside this state, by the person
17 who stores, uses or consumes it, from material purchased from any retailer, at the
18 rate of 5% 5.5% of the sales price of that material.”.

19 **80.** Page 695, line 12: delete lines 12 to 20.

20 **81.** Page 696, line 1: on lines 1, 6 and 11, delete “79.043, 79.044, 79.045.”.

21 **82.** Page 697, line 13: on lines 13 and 17, delete “under ss. 79.043, 79.044,
22 79.045” and substitute “and county under s. 79.035”.

23 **83.** Page 697, line 22: delete “ss. 79.035,” and substitute “s. 79.035”.

24 **84.** Page 697, line 23: delete “79.043, 79.044, 79.045, and 79.046”.

- 1 **85.** Page 698, line 17: delete the material beginning with that line and ending
2 with page 699, line 2.
- 3 **86.** Page 699, line 19: delete lines 19 and 20.
- 4 **87.** Page 699, line 23: delete “~~and municipality~~” and substitute “and
5 municipality”.
- 6 **88.** Page 699, line 23: delete “county ~~and~~” and substitute “county and”.
- 7 **89.** Page 699, line 24: after “account” insert “and, for distributions in 2004,
8 from the appropriation accounts under s. 20.835 (1) (t) and (u)”.
- 9 **90.** Page 699, line 24: delete “~~municipal~~” and substitute “municipal”.
- 10 **91.** Page 700, line 2: on lines 2, 8 and 17, delete “~~and municipality~~” and
11 substitute “and municipality”.
- 12 **92.** Page 700, line 3: on lines 3, 14 and 19, delete “~~or municipality~~” and
13 substitute “or municipality”.
- 14 **93.** Page 700, line 9: delete “~~or~~” and substitute “or”.
- 15 **94.** Page 700, line 10: delete “~~municipality’s~~” and substitute “municipality’s”.
- 16 **95.** Page 700, line 11: delete “\$40,000,000 \$20,000,000” and substitute
17 “\$40,000,000”.
- 18 **96.** Page 700, line 12: delete “~~or municipality’s~~” and substitute “or
19 municipality’s”.
- 20 **97.** Page 703, line 5: delete the material beginning with that line and ending
21 with page 711, line 12.
- 22 **98.** Page 735, line 1: delete “and” and substitute “~~and~~”.

1 **99.** Page 735, line 2: after “2003” insert “, \$1,871 in calendar year 2004, and
2 \$1,917 in calendar year 2005”.

3 **100.** Page 735, line 6: after “2003” insert “, \$92,295,700 in calendar year 2004,
4 and \$94,603,100 in calendar year 2005”.

5 **101.** Page 735, line 6: delete “2002, and” and substitute “2002, ~~and~~”.

6 **102.** Page 735, line 12: after “2003” insert “, \$290,373,400 in calendar year
7 2004, and \$297,632,700 in calendar year 2005”.

8 **103.** Page 735, line 12: delete “and” and substitute “~~and~~”.

9 **104.** Page 742, line 8: delete lines 8 to 16.

10 **105.** Page 774, line 8: after “unit” insert “and except as provided in sub. (4)
11 (p)”.

12 **106.** Page 774, line 14: after that line insert:

13 “**SECTION 1967b.** 111.70 (1) (b) of the statutes is amended to read:

14 111.70 (1) (b) “Collective bargaining unit” means a unit ~~consisting of municipal~~
15 ~~employees who are school district professional employees or of municipal employees~~
16 ~~who are not school district professional employees~~ that is determined by the
17 commission to be appropriate for the purpose of collective bargaining.

18 **SECTION 1967c.** 111.70 (1) (dm) of the statutes is repealed.

19 **SECTION 1967d.** 111.70 (1) (fm) of the statutes is repealed.

20 **SECTION 1967e.** 111.70 (1) (nc) of the statutes is repealed.

21 **SECTION 1967f.** 111.70 (4) (cm) 5. of the statutes is amended to read:

22 111.70 (4) (cm) 5. ‘Voluntary impasse resolution procedures.’ In addition to the
23 other impasse resolution procedures provided in this paragraph, a municipal

1 employer and labor organization may at any time, as a permissive subject of
2 bargaining, agree in writing to a dispute settlement procedure, including
3 authorization for a strike by municipal employees or binding interest arbitration,
4 which is acceptable to the parties for resolving an impasse over terms of any
5 collective bargaining agreement under this subchapter. A copy of such agreement
6 shall be filed by the parties with the commission. If the parties agree to any form of
7 binding interest arbitration, the arbitrator shall give weight to the factors
8 enumerated under ~~subds. 7., 7g. and~~ subd. 7r.

9 **SECTION 1967g.** 111.70 (4) (cm) 5s. of the statutes is repealed.

10 **SECTION 1967h.** 111.70 (4) (cm) 6. a. of the statutes is amended to read:

11 111.70 (4) (cm) 6. a. If in any collective bargaining unit a dispute ~~relating to one~~
12 ~~or more issues, qualifying for interest arbitration under subd. 5s. in a collective~~
13 ~~bargaining unit to which subd. 5s. applies,~~ has not been settled after a reasonable
14 period of negotiation and after mediation by the commission under subd. 3. and other
15 settlement procedures, if any, established by the parties have been exhausted, and
16 the parties are deadlocked with respect to any dispute between them over wages,
17 hours, and conditions of employment to be included in a new collective bargaining
18 agreement, either party, or the parties jointly, may petition the commission, in
19 writing, to initiate compulsory, final, and binding arbitration, as provided in this
20 paragraph. At the time the petition is filed, the petitioning party shall submit in
21 writing to the other party and the commission its preliminary final offer containing
22 its latest proposals on all issues in dispute. Within 14 calendar days after the date
23 of that submission, the other party shall submit in writing its preliminary final offer
24 on all disputed issues to the petitioning party and the commission. If a petition is

1 filed jointly, both parties shall exchange their preliminary final offers in writing and
2 submit copies to the commission at the time the petition is filed.

3 **SECTION 1967i.** 111.70 (4) (cm) 6. am. of the statutes is amended to read:

4 111.70 (4) (cm) 6. am. Upon receipt of a petition to initiate arbitration, the
5 commission shall make an investigation, with or without a formal hearing, to
6 determine whether arbitration should be commenced. If in determining whether an
7 impasse exists the commission finds that the procedures set forth in this paragraph
8 have not been complied with and such compliance would tend to result in a
9 settlement, it may order such compliance before ordering arbitration. The validity
10 of any arbitration award or collective bargaining agreement shall not be affected by
11 failure to comply with such procedures. Prior to the close of the investigation each
12 party shall submit in writing to the commission its single final offer containing its
13 final proposals on all issues in dispute that are subject to interest arbitration under
14 this subdivision ~~or under subd. 5s. in collective bargaining units to which subd. 5s.~~
15 ~~applies.~~ If a party fails to submit a single, ultimate final offer, the commission shall
16 close the investigation based on the last written position of the party. ~~The municipal~~
17 ~~employer may not submit a qualified economic offer under subd. 5s. after the close~~
18 ~~of the investigation.~~ Such final offers may include only mandatory subjects of
19 bargaining, except that a permissive subject of bargaining may be included by a
20 party if the other party does not object and shall then be treated as a mandatory
21 subject. No later than such time, the parties shall also submit to the commission a
22 stipulation, in writing, with respect to all matters which are agreed upon for
23 inclusion in the new or amended collective bargaining agreement. The commission,
24 after receiving a report from its investigator and determining that arbitration should
25 be commenced, shall issue an order requiring arbitration and immediately submit

1 to the parties a list of 7 arbitrators. Upon receipt of such list, the parties shall
2 alternately strike names until a single name is left, who shall be appointed as
3 arbitrator. The petitioning party shall notify the commission in writing of the
4 identity of the arbitrator selected. Upon receipt of such notice, the commission shall
5 formally appoint the arbitrator and submit to him or her the final offers of the
6 parties. The final offers shall be considered public documents and shall be available
7 from the commission. In lieu of a single arbitrator and upon request of both parties,
8 the commission shall appoint a tripartite arbitration panel consisting of one member
9 selected by each of the parties and a neutral person designated by the commission
10 who shall serve as a chairperson. An arbitration panel has the same powers and
11 duties as provided in this section for any other appointed arbitrator, and all
12 arbitration decisions by such panel shall be determined by majority vote. In lieu of
13 selection of the arbitrator by the parties and upon request of both parties, the
14 commission shall establish a procedure for randomly selecting names of arbitrators.
15 Under the procedure, the commission shall submit a list of 7 arbitrators to the
16 parties. Each party shall strike one name from the list. From the remaining 5
17 names, the commission shall randomly appoint an arbitrator. Unless both parties
18 to an arbitration proceeding otherwise agree in writing, every individual whose
19 name is submitted by the commission for appointment as an arbitrator shall be a
20 resident of this state at the time of submission and every individual who is
21 designated as an arbitration panel chairperson shall be a resident of this state at the
22 time of designation.

23 **SECTION 1967j.** 111.70 (4) (cm) 7. of the statutes is repealed.

24 **SECTION 1967k.** 111.70 (4) (cm) 7g. of the statutes is repealed.

25 **SECTION 1967L.** 111.70 (4) (cm) 7r. (intro.) of the statutes is amended to read:

1 111.70 (4) (cm) 7r. ~~‘Other factors~~ Factors considered.’ (intro.) In making any
2 decision under the arbitration procedures authorized by this paragraph, the
3 arbitrator or arbitration panel shall ~~also~~ give weight to the following factors:

4 **SECTION 1967m.** 111.70 (4) (cm) 7r. hm. of the statutes is created to read:

5 111.70 (4) (cm) 7r. hm. In a school district, a determination as to which party’s
6 proposal best provides for a fundamental right to an equal opportunity for a sound
7 basic education under article X, section 3, of the constitution.

8 **SECTION 1967n.** 111.70 (4) (cm) 7r. ie. of the statutes is created to read:

9 111.70 (4) (cm) 7r. ie. Any state law or directive lawfully issued by a state
10 legislative or administrative officer, body, or agency which places limitations on
11 expenditures that may be made or revenues that may be collected by a municipal
12 employer.

13 **SECTION 1967o.** 111.70 (4) (cm) 7r. ir. of the statutes is created to read:

14 111.70 (4) (cm) 7r. ir. Economic conditions in the jurisdiction of the municipal
15 employer.

16 **SECTION 1967p.** 111.70 (4) (cm) 8m. a. and c. of the statutes are consolidated,
17 renumbered 111.70 (4) (cm) 8m. and amended to read:

18 111.70 (4) (cm) 8m. ‘Term of agreement; reopening of negotiations.’ Except for
19 the initial collective bargaining agreement between the parties and except as the
20 parties otherwise agree, every collective bargaining agreement covering municipal
21 employees subject to this paragraph ~~other than school district professional~~
22 ~~employees~~ shall be for a term of 2 years. No, but in no case may a collective
23 bargaining agreement for any collective bargaining unit consisting of municipal
24 employees ~~subject to this paragraph other than school district professional~~
25 ~~employees~~ shall be for a term exceeding 3 years. e. No arbitration award may

1 contain a provision for reopening of negotiations during the term of a collective
2 bargaining agreement, unless both parties agree to such a provision. The
3 requirement for agreement by both parties does not apply to a provision for
4 reopening of negotiations with respect to any portion of an agreement that is
5 declared invalid by a court or administrative agency or rendered invalid by the
6 enactment of a law or promulgation of a federal regulation.

7 **SECTION 1967q.** 111.70 (4) (cm) 8m. b. of the statutes is repealed.

8 **SECTION 1967r.** 111.70 (4) (cm) 8p. of the statutes is repealed.

9 **SECTION 1967s.** 111.70 (4) (cm) 8s. of the statutes is repealed.

10 **SECTION 1967t.** 111.70 (4) (d) 2. a. of the statutes is amended to read:

11 111.70 (4) (d) 2. a. The commission shall determine the appropriate collective
12 bargaining unit for the purpose of collective bargaining and shall whenever possible,
13 unless otherwise required under this subchapter, avoid fragmentation by
14 maintaining as few collective bargaining units as practicable in keeping with the size
15 of the total municipal work force. In making such a determination, the commission
16 may decide whether, in a particular case, the municipal employees in the same or
17 several departments, divisions, institutions, crafts, professions, or other
18 occupational groupings constitute a collective bargaining unit. Before making its
19 determination, the commission may provide an opportunity for the municipal
20 employees concerned to determine, by secret ballot, whether or not they desire to be
21 established as a separate collective bargaining unit. ~~The commission shall not~~
22 ~~decide, however, that any group of municipal employees constitutes an appropriate~~
23 ~~collective bargaining unit if the group includes both municipal employees who are~~
24 ~~school district professional employees and municipal employees who are not school~~
25 ~~district professional employees.~~ The commission shall not decide, however, that any

1 other group of municipal employees constitutes an appropriate collective bargaining
2 unit if the group includes both professional employees and nonprofessional
3 employees, unless a majority of the professional employees vote for inclusion in the
4 unit. The commission shall not decide that any group of municipal employees
5 constitutes an appropriate collective bargaining unit if the group includes both craft
6 employees and noncraft employees unless a majority of the craft employees vote for
7 inclusion in the unit. The commission shall place the professional employees who are
8 assigned to perform any services at a charter school, as defined in s. 115.001 (1), in
9 a separate collective bargaining unit from a unit that includes any other professional
10 employees whenever at least 30% of those professional employees request an election
11 to be held to determine that issue and a majority of the professional employees at the
12 charter school who cast votes in the election decide to be represented in a separate
13 collective bargaining unit. Any vote taken under this subsection shall be by secret
14 ballot.”.

15 **107.** Page 775, line 2: delete the material beginning with “and,” and ending
16 with “(nc)” on line 3.

17 **108.** Page 775, line 13: after that line insert:

18 “**SECTION 1985r.** 111.70 (4) (p) of the statutes is created to read:

19 111.70 (4) (p) *Additional mandatory subjects of bargaining in school districts.*

20 1. In a school district, the municipal employer is required to bargain collectively with
21 respect to education policy, except that no dispute relating to an education policy
22 issue is subject to interest arbitration under par. (cm) 6. unless all parties to the
23 dispute agree, in writing, to make such an issue subject to interest arbitration under
24 par. (cm) 6.

1 2. Notwithstanding subd. 1., in a school district, if the municipal employer
2 makes a proposal that provides that employee compensation or performance
3 expectations are linked with student academic performance, the labor organization
4 may include in its single final offer under par. (cm) 6. am. any proposal to meet the
5 performance expectations, including a proposal affecting education policy.”.

6 **109.** Page 783, line 22: delete that line.

7 **110.** Page 784, line 4: delete the material beginning with that line and ending
8 with page 787, line 17.

9 **111.** Page 788, line 1: delete lines 1 to 20.

10 **112.** Page 789, line 21: after that line insert:

11 “**SECTION 2008m.** 118.245 of the statutes is repealed.”.

12 **113.** Page 789, line 22: delete the material beginning with that line and
13 ending with page 790, line 7.

14 **114.** Page 791, line 12: delete lines 12 to 25.

15 **115.** Page 792, line 13: delete lines 13 to 21.

16 **116.** Page 792, line 22: delete the material beginning with that line and
17 ending with page 793, line 17.

18 **117.** Page 793, line 17: after that line, on page 21, line 1, of the material
19 inserted by senate amendment 121 to senate substitute amendment 1, delete
20 “118.245,” and substitute “~~118.245~~,”.

21 **118.** Page 793, line 18: delete lines 18 to 24.

22 **119.** Page 794, line 1: delete lines 1 to 3.

23 **120.** Page 795, line 9: delete lines 9 to 16.

1 **121.** Page 800, line 20: delete lines 20 to 25.

2 **122.** Page 801, line 1: delete lines 1 to 9, as affected by senate amendment 121
3 to senate substitute amendment 1.

4 **123.** Page 802, line 6: delete lines 6 to 11.

5 **124.** Page 802, line 13: delete lines 13 to 17 and substitute:

6 “121.905 (1) In this section, “revenue ceiling” means ~~\$6,700~~ \$7,400 in the
7 2001–02 ~~2003–04~~ school year and in any subsequent school year means ~~\$6,900~~
8 \$7,800.”.

9 **125.** Page 802, line 18: delete lines 18 to 23.

10 **126.** Page 803, line 1: delete lines 1 to 24.

11 **127.** Page 804, line 1: delete lines 1 to 17.

12 **128.** Page 987, line 6: delete lines 6 to 24.

13 **129.** Page 988, line 1: delete lines 1 to 4.

14 **130.** Page 1079, line 7: delete lines 7 to 13.

15 **131.** Page 1081, line 24: delete the material beginning with that line and
16 ending with page 1083, line 6.

17 **132.** Page 1088, line 9: substitute “2” for “3”.

18 **133.** Page 1088, line 9: substitute “2 members” for “one member”.

19 **134.** Page 1089, line 1: delete lines 1 to 16.

20 **135.** Page 1102, line 18: delete the material beginning with that line and
21 ending with page 1103, line 10.

22 **136.** Page 1116, line 9: delete lines 9 to 18.

- 1 **137.** Page 1124, line 7: delete lines 7 to 11.
- 2 **138.** Page 1126, line 24: delete “\$30,000,000” and substitute “\$11,216,400”.
- 3 **139.** Page 1133, line 23: after that line insert:
- 4 “(1fq) QUALIFIED ECONOMIC OFFERS. The treatment of section 111.70 (1) (b), (dm),
- 5 (fm), and (nc) and (4) (cm) 5., 5s., 6. a. and am., 7., 7g., 7r. (intro.), ie., and ir., 8m. a.,
- 6 b., and c., 8p., and 8s. and (d) 2. a. of the statutes first applies to petitions for
- 7 arbitration that relate to collective bargaining agreements that cover periods
- 8 beginning on or after July 1, 2003, and that are filed under section 111.70 (4) (cm)
- 9 6. of the statutes, as affected by this act, on the effective date of this subsection.”.
- 10 **140.** Page 1134, line 2: after “(a)” insert “and (4) (cm) 7r. hm. and (p)”.
- 11 **141.** Page 1134, line 17: delete lines 17 to 20.
- 12 **142.** Page 1136, line 12: delete lines 12 to 18.
- 13 **143.** Page 1138, line 7: delete lines 7 to 9.
- 14 **144.** Page 1138, line 10: delete lines 10 and 11.
- 15 **145.** Page 1147, line 11: delete lines 11 and 12.
- 16 **146.** Page 1147, line 20: delete lines 20 to 22.
- 17 **147.** Page 1149, line 19: delete lines 19 to 21.
- 18 **148.** Page 1150, line 5: delete “(dd)” and substitute “(db)”.
- 19 **149.** Page 1150, line 10: delete lines 10 to 13.
- 20 **150.** Page 1150, line 14: before that line insert:
- 21 “(4q) SALES AND USE TAX RATES. The treatment of sections 77.52 (1) and (2)
- 22 (intro.) and 77.53 (1) of the statutes takes effect on September 1, 2003.”.

