AN ACT to amend 230.315 (3) (b) of the statutes; relating to: differential pay for activated state employees.

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

SECTION 1. 230.315 (3) (b) of the statutes is amended to read:

230.315 (3) (b) The governor, by executive order, may extend the period that an employee receives the pay and benefits under par. (a) up to a period of 2 years from the date on which the person is activated to serve on military duty in the U.S. armed forces or to serve in the U.S. public health service. The governor may make up to 3 additional extensions under this paragraph, each of which may not exceed a period of 2 years. Any extension granted by the governor under this paragraph may apply to an individual employee or to a group of employees, as determined by the governor.

SECTION 2. Nonstatutory provisions.

(1) COVERAGE.

(a) Except as provided in paragraph (b) and notwithstanding sections 111.84 (1) and (2), 111.91 (1) and (2), and 111.93 (3) of the statutes, section 230.315 (3) (b) of the statutes, as affected by this act, applies to state employees, regardless of whether the employees are non-represented or represented by a labor organization, as defined in section 111.81 (12) of the statutes.

(b) Beginning on July 1, 2007, for any state employee represented by a labor organization, as defined in section 111.81 (12) of the statutes, section 230.315 (3) (b) of the statutes, as affected by this act, applies until the day before the effective date of any act ratifying the collective bargaining agreement for the 2007–09 fiscal biennium that covers that employee. Beginning on the effective date of any such act, section 230.315 (3) (b) of the statutes, as affected by this act, applies only if provided by the terms of the collective bargaining agreement.