

2005 DRAFTING REQUEST

Bill

Received: 11/01/2005

Received By: **pgrant**

Wanted: **As time permits**

Identical to LRB:

For: **Christine Sinicki (608) 266-8588**

By/Representing: **Mary Beth George**

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

Drafter: **pgrant**

May Contact:

Addl. Drafters: **mshovers**

Subject: **Local Gov't - 1st class cities**

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Civil service rules for the City of Milwaukee; number of names that may be certified

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>
/?	pgrant 11/02/2005	kfollett 11/02/2005		_____			Local
/1			rschluet 11/02/2005	_____	lnorthro 11/02/2005	sbasford 11/03/2005	

FE Sent For:

<END>

AK Intro

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/?	pgrant	11/15/05 11/11/05					
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FE Sent For:

<END>

Grant, Peter

From: George, Mary Beth
Sent: Tuesday, November 01, 2005 3:52 PM
To: Grant, Peter
Subject: FW: Assembly Draft of a Senate LRB

Attachments: George, Mary Beth.vcf



George, Mary
Beth.vcf (4 KB)

Peter,

In Marc Shovers absence, I'm resending the following drafting request to you, per his auto-email reply:

Hi Mark --

By this time Liz Stephens from Sen. Taylor's office has probably called you to let you know Rep. Sinicki is allowed to use LRB-3579/3 (Relating to changing the procedures for filling vacant civil service positions in the city of Milwaukee) in a draft for an identical Assembly bill.

Can you please draft this for Rep. Sinicki?

Thank you.

Mary Beth George
Office of State Rep. Christine Sinicki
608-266-8588
marybeth.george@legis.state.wi.us

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

From: Shovers, Marc
Sent: Tuesday, November 01, 2005 3:50 PM
To: George, Mary Beth
Subject: Out of Office AutoReply: Assembly Draft of a Senate LRB

I will be out of the office until Monday November 7, 2005. If you need assistance before then, you may contact Joe Kreye at 266-2263 for tax questions, or Peter Grant at 267-3362 for other questions.

50087

3981/1
LRB-3579/3
MES:kjf:pg
Stays

2005 BILL

Regen

1 **AN ACT to amend** 63.39 (1), 63.39 (2) and 63.39 (3) of the statutes; **relating to:**
 2 changing the procedures for filling vacant civil service positions in the city of
 3 Milwaukee.

Analysis by the Legislative Reference Bureau

Under current law, a first class city (presently only Milwaukee) is required to have a civil service commission. Among the commission's duties is the responsibility to oversee the civil service examinations given by the city and to keep lists of eligible persons who take the examinations for civil service positions in the city. In general, if a vacancy occurs in a nonmanagement civil service position and if the appointing authority chooses not to fill the vacant position by reinstatement, promotion, or reduction, the commission is required to certify to the appointing authority from the list of eligible candidates the three persons ranked highest on the list, based on examination scores and other requirements established by the commission. Similarly, if the vacancy occurs in a civil service position that is managerial, supervisory, or confidential, the commission currently certifies to the appointing authority the five persons ranked highest on the list or, if the list of eligible candidates is more than 50, the top 10 percent ranked highest on the list up to a maximum of ten.

Under this bill, for vacancies in all civil service positions, the civil service commission may certify to the appointing authority any number of eligible candidates ranked highest on the list, based on rules established by the commission. Also under the bill, all persons on the list with the same test score must be included on the same certification.

BILL

For further information see the *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:

1 **SECTION 1.** 63.39 (1) of the statutes is amended to read:

2 63.39 (1) If a position classified and graded under ss. 63.18 to 63.53 becomes
3 vacant, the appointing officer may fill the position or let it remain vacant. If the
4 appointing officer chooses to fill the vacant position, the appointing officer may, with
5 the approval of the board of city service commissioners, fill it through reinstatement,
6 promotion, reduction or open competitive examination. If the appointing officer
7 chooses not to fill the vacant position by reinstatement, promotion or reduction, the
8 appointing officer shall so notify the board. Except as provided under sub. (2), if the
9 board is so notified, it shall certify to the appointing officer from the list of eligibles
10 the names and addresses of ~~the 3~~ any number of persons standing highest on the list,
11 in accordance with ~~requirements~~ rules established by the board. All persons on the
12 list who have the same test score shall be included on the same certification. If there
13 are less than 3 names upon an eligible list, certification shall be made and, unless
14 objection is made by the appointing officer to the person or persons so certified and
15 the objection sustained by the board, appointment shall be made under the rules.

16 **SECTION 2.** 63.39 (2) of the statutes is amended to read:

17 63.39 (2) If the appointing officer chooses not to fill a vacant managerial,
18 supervisory or confidential position through reinstatement, promotion or reduction,
19 the appointing officer shall so notify the board of city service commissioners. If the
20 board is so notified, it shall certify to the appointing officer from the list of eligibles
21 the names and addresses of ~~the 5~~ any number of persons standing highest on the list

BILL

1 if the register of eligibles is less than 50, in accordance with requirements rules
2 established by the board. If the register is more than 50, the top 10%, with any
3 fraction rounded to the next whole number, up to a maximum of 10 names, shall be
4 certified. All persons on the list who have the same test score shall be included on
5 the same certification. If there are less than 5 names on an eligible list, certification
6 shall be made and, unless objection is made by the appointing officer to the person
7 or persons so certified and unless the objection is sustained by the board,
8 appointment shall be made under the rules.

9 **SECTION 3.** 63.39 (3) of the statutes is amended to read:

10 63.39 (3) An appointing officer under this section shall select, solely with
11 reference to merit and fitness, the number of persons for which the appointing officer
12 has made requisition. ~~In case of more than one vacancy, an additional name shall~~
13 ~~be certified for each vacancy.~~ In case the board cannot certify eligibles for
14 appointment, it may grant to the appointing officer authority to make appointment
15 for a period not to exceed 2 months or until regular appointment can be made.

16 **SECTION 4. Initial applicability.**

17 (1) This act first applies to vacancies that occur on the effective date of this
18 subsection.

19 (END)

Basford, Sarah

From: George, Mary Beth
Sent: Thursday, November 03, 2005 1:25 PM
To: LRB.Legal
Subject: Draft review: LRB 05-3981/1 Topic: Civil service rules for the City of Milwaukee; number of names that may be certified

It has been requested by <George, Mary Beth> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 05-3981/1 Topic: Civil service rules for the City of Milwaukee; number of names that may be certified