

2011 DRAFTING REQUEST

Bill

Received: **12/15/2010**

Received By: **rchampag**

Wanted: **Soon**

Companion to LRB:

For: **Administration-Budget**

By/Representing: **Skwarczek**

May Contact:

Drafter: **rchampag**

Subject: **State Govt - miscellaneous**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

DOA:.....Skwarczek, BAB0039 -

Topic:

Elimination of UWHC Board

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 12/15/2010	csicilia 12/17/2010	mduchek 12/21/2010	_____	sbasford 12/21/2010		State
/2	rchampag 01/31/2011	csicilia 01/31/2011	jfrantze 01/31/2011	_____	mbarman 01/31/2011		State
/3	rchampag 02/07/2011	csicilia 02/07/2011	phenry 02/07/2011	_____	lparisi 02/07/2011		

FE Sent For:

<END>

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13 jcs 2/7/11


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Pre Topic:

DOA:.....Skwarczek, BB0152 -

Topic:

Elimination of UWHC Board

Instructions:

See attached.

per Jeremy, transfer board employees to Authority

Drafting History:

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/?							State
/1	rchampag 12/15/2010	csicilia 12/17/2010	mduchek 12/21/2010		sbasford 12/21/2010		

FE Sent For:

1/2 cjs 1/31 11 [Signature] 1/31 <END>

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Bill

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By/Representing: **Skwarczek**

May Contact:

Drafter: **rchampag**

Subject: **State Govt - miscellaneous**

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Carbon copy (CC:) to:

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Topic:

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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>
/?	rchampag	1 jg	12/17 10	MD 12/17	km JJ	12/20	

FE Sent For:

<END>

Champagne, Rick

From: Hanaman, Cathlene
Sent: Wednesday, December 15, 2010 3:38 PM
To: Champagne, Rick
Subject: FW: Statutory Language Drafting Request
Is this you, or are you handing it off to Tami?

From: DOADLBASADMININTERNETSHAREPOINT@WI.GOV
[mailto:DOADLBASADMININTERNETSHAREPOINT@WI.GOV]
Sent: Wednesday, December 15, 2010 3:35 PM
To: Hanaman, Cathlene
Cc: Shayna.Hetzel@wisconsin.gov; Thornton, Scott - DOA; Gauger, Michelle C - DOA
Subject: Statutory Language Drafting Request

Topic: University of Wisconsin Hospitals and Clinics Board

Tracking Code: BB0152

SBO Team: HSI

SBO Analyst: Skwarczek, Marta A - DOA
Phone: (608) 267-7980
E-mail: Marta.Skwarczek@Wisconsin.gov

Agency Acronym: UWHC

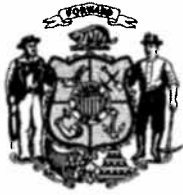
Agency Number: 495

Priority: Medium

Intent:
Eliminate the UWHC Board, including all language and all appropriations (s. 146.59 and s. 20.495(1)(g)) from state statutes.

Attachments: False

Per Marta, terminate contracted services contract w/ authority on bill's effective date.



gs

DOA:.....Skwarczek, BB0152 - Elimination of UWHC Board

FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION

SA ✓

Do NOT Gen

state

CS B
Health and Human Services

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

nonbuilding

**Analysis by the Legislative Reference Bureau
HEALTH AND HUMAN SERVICES**

OTHER

This bill eliminates the UW Hospitals and Clinics Board, a state agency assigned the single duty to enter into a contractual services agreement with the UW Hospitals and Clinics Authority to provide the services of employees who are in clerical, blue collar and building trades, buildings trade crafts, security and public safety, and technical collective bargaining units.

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:

2 SECTION 1. 15.07 (1) (a) 6. of the statutes is repealed.

3 SECTION 2. 15.07 (4) of the statutes is amended to read:

4 15.07 (4) QUORUM. A majority of the membership of a board constitutes a
5 quorum to do business and, unless a more restrictive provision is adopted by the

X

1 board, a majority of a quorum may act in any matter within the jurisdiction of the
 2 board. This subsection does not apply to actions of the government accountability
 3 board, the University of Wisconsin Hospitals and Clinics Board, or the school district
 4 boundary appeal board as provided in ss. 5.05 (1e), ~~15.96 (2)~~, and 117.05 (2) (a).

↑ strike ↑
 ↑ commas ↑

History: 1971 c. 100 s. 23; 1971 c. 125, 261, 270, 323; 1973 c. 90, 156, 299, 334; 1975 c. 39, 41, 422; 1977 c. 29 ss. 24, 26, 1650m (3); 1977 c. 203, 277, 418, 427; 1979 c. 34, 110, 221, 346; 1981 c. 20, 62, 94, 96, 156, 314, 346, 374, 391; 1983 a. 27, 282, 403; 1985 a. 20, 29, 316; 1987 a. 27, 119, 142, 354, 399, 403; 1989 a. 31, 102, 114, 219, 299, 340; 1991 a. 25, 39, 116, 221, 269, 316; 1993 a. 16, 75, 102, 184, 349, 399, 490; 1995 a. 27, 216, 247; 1997 a. 27 ss. 43 to 48m, 9456 (3m); 1999 a. 9, 44, 181, 197; 2001 a. 16; 2003 a. 33 ss. 79 to 85, 2811; 2003 a. 48 ss. 10, 11; 2003 a. 171; 2003 a. 206 s. 23; 2005 a. 25 ss. 41g to 45m, 2493; 2005 a. 76, 228, 253; 2007 a. 1, 20, 97, 109; 2009 a. 28.

5 SECTION 3. 15.96 of the statutes is repealed. X

6 SECTION 4. 16.50 (3) (b) of the statutes is amended to read:

7 16.50 (3) (b) No change in the number of full-time equivalent positions
 8 authorized through the biennial budget process or other legislative act may be made
 9 without the approval of the joint committee on finance, except for position changes
 10 made by the governor under s. 16.505 (1) (c) or (2), by the University of Wisconsin
 11 Hospitals and Clinics Board under s. 16.505 (2n), or by the board of regents of the
 12 University of Wisconsin System under s. 16.505 (2m) or (2p).

In part 2-13

History: 1971 c. 270; 1973 c. 333; 1975 c. 39; 1977 c. 29, 196, 418; 1979 c. 32, 34; 1981 c. 20, 27, 30, 314; 1983 a. 27 ss. 70, 71a, 2202 (42); 1985 a. 332 s. 251 (6); 1987 a. 4, 27; 1989 a. 31, 336; 1991 a. 316; 1993 a. 16; 1995 a. 27; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 173, 174, 9160; 2005 a. 25, 149; 2009 a. 28.

13 SECTION 5. 16.505 (2n) of the statutes is repealed. X

14 SECTION 6. 20.495 of the statutes is repealed. X

15 SECTION 7. 36.25 (13g) (c) of the statutes is repealed. X

16 SECTION 8. 111.815 (1) of the statutes is amended to read:

17 111.815 (1) In the furtherance of this subchapter, the state shall be considered
 18 as a single employer and employment relations policies and practices throughout the
 19 state service shall be as consistent as practicable. The office shall negotiate and
 20 administer collective bargaining agreements except that the department of health
 21 services, subject to the approval of the federal centers for medicare and medicaid
 22 services to use collective bargaining as the method of setting rates for
 23 reimbursement of home care providers, shall negotiate and administer collective

1 bargaining agreements entered into with the collective bargaining unit specified in
 2 s. 111.825 (2g). To coordinate the employer position in the negotiation of agreements,
 3 the office, or the department of health services with regard to collective bargaining
 4 agreements entered into with the collective bargaining unit specified in s. 111.825
 5 (2g), shall maintain close liaison with the legislature relative to the negotiation of
 6 agreements and the fiscal ramifications of those agreements. Except with respect
 7 to the collective bargaining units specified in s. 111.825 (1m), (2) (f), and (2g), the
 8 office is responsible for the employer functions of the executive branch under this
 9 subchapter, and shall coordinate its collective bargaining activities with operating
 10 state agencies on matters of agency concern. The legislative branch shall act upon
 11 those portions of tentative agreements negotiated by the office that require
 12 legislative action. ~~With respect to the collective bargaining units specified in s.~~
 13 ~~111.825 (1m), the University of Wisconsin Hospitals and Clinics Board is responsible~~
 14 ~~for the employer functions under this subchapter.~~ With respect to the collective
 15 bargaining unit specified in s. 111.825 (2) (f), the governing board of the charter
 16 school established by contract under s. 118.40 (2r) (cm) is responsible for the
 17 employer functions under this subchapter. With respect to the collective bargaining
 18 unit specified in s. 111.825 (2g), the department of health services is responsible for
 19 the employer functions of the executive branch under this subchapter.

3-20
 3-21
 3-22
 3-23
 3-24

20 ^{History} 1977 c. 196; 1983 a. 27 s. 2200 (15); 1985 a. 42; 1989 a. 31; 1995 a. 27; 2001 a. 16, 104; 2003 a. 33; 2009 a. 28.
SECTION 9. 111.825 (1m) of the statutes is repealed.

21 **SECTION 10.** 111.92 (1) (b) of the statutes is repealed. X

22 **SECTION 11.** 146.59 of the statutes is repealed.

23 ~~**SECTION 12.** 230.09 (2) of the statutes is repealed.~~ X

24 **SECTION 13.** 230.09 (2) (g) of the statutes is amended to read:

LDS:
 move
 this
 section
 to p. 4
 line 21

Handwritten signature

1 230.09 (2) (g) When filling a new or vacant position, if the director determines
 2 that the classification for a position is different than that provided for by the
 3 legislature as established by law or in budget determinations, or as authorized by the
 4 joint committee on finance under s. 13.10, or as specified by the governor creating
 5 positions under s. 16.505 (1) (c) or (2), ~~the University of Wisconsin Hospitals and~~
 6 ~~Clinics Board creating positions under s. 16.505 (2n)~~ or the board of regents of the
 7 University of Wisconsin System creating positions under s. 16.505 (2m), or is
 8 different than that of the previous incumbent, the director shall notify the
 9 administrator and the secretary of administration. The administrator shall
 10 withhold action on the selection and certification process for filling the position. The
 11 secretary of administration shall review the position to determine that sufficient
 12 funds exist for the position and that the duties and responsibilities of the proposed
 13 position reflect the intent of the legislature as established by law or in budget
 14 determinations, the intent of the joint committee on finance acting under s. 13.10,
 15 the intent of the governor creating positions under s. 16.505 (1) (c) or (2), ^{PLAIN} ~~the~~
 16 ~~University of Wisconsin Hospitals and Clinics Board creating positions under s.~~
 17 ~~16.505 (2n)~~ or the intent of the board of regents of the University of Wisconsin System
 18 creating positions under s. 16.505 (2m). The administrator may not proceed with the
 19 selection and certification process until the secretary of administration has
 20 authorized the position to be filled.

History: 1971 c. 270 ss. 16, 26; 1977 c. 196 ss. 32, 109, 130 (6); 1977 c. 272, 273, 418; 1981 c. 20; 1983 a. 27 ss. 1609b to 1610, 2200 (15); 1985 a. 29, 120; 1987 a. 27, 403; 1989 a. 39; 1991 a. 315; 1995 a. 27; 2003 a. 33.

21 **SECTION 14.** 230.29 (1) of the statutes is renumbered 230.29.

22 **SECTION 15.** 233.04 (2) of the statutes is amended to read:

Insert
4-22

Section
moved
from page 3

INS 4-22 Q

[Handwritten signature]

2011-2012 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0732/linsRC
RAC:.....

Insert 2-13:

SECTION 1. 16.505 (1) (intro.) of the statutes is amended to read:

16.505 (1) (intro.) Except as provided in subs. (2), (2m), ~~(2n)~~, and (2p), no position, as defined in s. 230.03 (11), regardless of funding source or type, may be created or abolished unless authorized by one of the following:

History: 1977 c. 196, 418; 1979 c. 34; 1981 c. 20; 1983 a. 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; 2005 a. 25; 2009 a. 28, 276.

Insert 3-20:

SECTION 2. 111.815 (2) of the statutes is amended to read:

111.815 (2) In the furtherance of the policy under s. 111.80 (4), the director of the office shall, together with the appointing authorities or their representatives, represent the state in its responsibility as an employer under this subchapter except with respect to negotiations in the collective bargaining units specified in s. 111.825 ~~(1m)~~, (2) (f); ^{strike comma} and (2g). The director of the office shall establish and maintain, wherever practicable, consistent employment relations policies and practices throughout the state service.

History: 1977 c. 196; 1983 a. 27 s. 2200 (15); 1985 a. 42; 1989 a. 31; 1995 a. 27; 2001 a. 16, 104; 2003 a. 33; 2009 a. 28.

SECTION 3. 111.825 (1) (intro.) of the statutes is amended to read:

111.825 (1) (intro.) It is the legislative intent that in order to foster meaningful collective bargaining, units must be structured in such a way as to avoid excessive fragmentation whenever possible. In accordance with this policy, collective bargaining units for employees in the classified service of the state, ^{strike comma} ~~except employees in the collective bargaining units specified in sub. (1m)~~, are structured on a statewide basis with one collective bargaining unit for each of the following occupational groups:

History: 1985 a. 29; 1985 a. 42 ss. 4 to 6, 8, 18; 1985 a. 332; 1987 a. 331; 1989 a. 31; 1995 a. 27, 251, 324; 1997 a. 24; 2001 a. 16; 2005 a. 253; 2009 a. 28.

Insert 3-21:

SECTION 4. 111.825 (3) of the statutes is amended to read:

111.825 (3) The commission shall assign employees to the appropriate collective bargaining units set forth in subs. (1), (~~1m~~), (2), and (2g).

History: 1985 a. 29; 1985 a. 42 ss. 4 to 6, 8, 18; 1985 a. 332; 1987 a. 331; 1989 a. 31; 1995 a. 27, 251, 324; 1997 a. 24; 2001 a. 16; 2005 a. 253; 2009 a. 28.

SECTION 5. 111.825 (4) of the statutes is amended to read:

111.825 (4) Any labor organization may petition for recognition as the exclusive representative of a collective bargaining unit specified in sub. (1), (~~1m~~), (2), or (2g) in accordance with the election procedures set forth in s. 111.83, provided the petition is accompanied by a 30% showing of interest in the form of signed authorization cards. Each additional labor organization seeking to appear on the ballot shall file petitions within 60 days of the date of filing of the original petition and prove, through signed authorization cards, that at least 10% of the employees in the collective bargaining unit want it to be their representative.

History: 1985 a. 29; 1985 a. 42 ss. 4 to 6, 8, 18; 1985 a. 332; 1987 a. 331; 1989 a. 31; 1995 a. 27, 251, 324; 1997 a. 24; 2001 a. 16; 2005 a. 253; 2009 a. 28.

SECTION 6. 111.825 (4m) of the statutes is repealed.

SECTION 7. 111.91 (1) (am) of the statutes is repealed.

Insert 4-22:

SECTION 8. 230.29 (1) of the statutes is renumbered 230.29^g and (~~230.29~~, as

Fix Component →

renumbered, is amended to read:

Transfers. (B)

~~230.29~~ Subject to sub. (2), a A transfer may be made from one position to another only if specifically authorized by the administrator.

History: 1971 c. 270; 1977 c. 196 ss. 54, 130 (5); Stats. 1977 s. 230.29; 1995 a. 27.

SECTION 9. 233.02 (1) (h) of the statutes is amended to read:

233.02 (1) (h) ~~Two~~ One nonvoting ~~members~~ member appointed by the governor, ~~one of whom shall be~~ who is either an employee or a representative of a labor organization recognized or certified to represent employees in one of the collective

INS
4-22Q

bargaining units specified in s. 111.05 (5) (a) ~~and one of whom shall be an employee or a representative of a labor organization recognized or certified to represent employees in one of the collective bargaining units specified in s. 111.825 (1m).~~

History: 1995 a. 27, 216; 2007 a. 109.

Insert 5-12:

SECTION 10. 233.10 (1) of the statutes is amended to read:

233.10 (1) ~~Subject to s. 233.04 (4) to (4r) and 1995 Wisconsin Act 27, section 9159 (2) and (4), the~~ The authority shall employ such employees as it may require and shall determine the qualifications and duties of its employees. Appointments to and promotions in the authority shall be made according to merit and fitness.

History: 1995 a. 27; 1997 a. 252; 2001 a. 16, 103; 2003 a. 33 ss. 2441, 2442, 9160; 2007 a. 109.

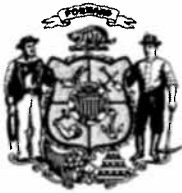
INS X

Section #. 111.90 (2) of the statutes is amended to read:

X

111.90 (2) ~~Subject to s. 111.91 (1) (am), manage~~ Manage the employees of a state agency; hire, promote, transfer, assign or retain employees in positions within the agency; and in that regard establish reasonable work rules.

History: 1971 c. 270; 1995 a. 27.



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-0732/x 2
RAC:cjs:md

Stays RMP

DOA:.....Skwarczek, BB0152 - Elimination of UWHC Board

FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION

SKW

do NOT Gen

Insert Analysis

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

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

OTHER HEALTH AND HUMAN SERVICES

This bill eliminates the UW Hospitals and Clinics Board, a state agency assigned the single duty to enter into a contractual services agreement with the UW Hospitals and Clinics Authority to provide the services of state employees who are in clerical, blue collar and nonbuilding trades, building trades crafts, security and public safety, and technical collective bargaining units. }
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:

2 SECTION 1. 15.07 (1) (a) 6. of the statutes is repealed.

3 SECTION 2. 15.07 (4) of the statutes is amended to read:

4 15.07 (4) QUORUM. A majority of the membership of a board constitutes a
5 quorum to do business and, unless a more restrictive provision is adopted by the

1 board, a majority of a quorum may act in any matter within the jurisdiction of the
2 board. This subsection does not apply to actions of the government accountability
3 board, ~~the University of Wisconsin Hospitals and Clinics Board~~, or the school district
4 boundary appeal board as provided in ss. 5.05 (1e), ~~15.96 (2)~~, and 117.05 (2) (a).

5 **SECTION 3.** 15.96 of the statutes is repealed.

6 **SECTION 4.** 16.50 (3) (b) of the statutes is amended to read:

7 16.50 (3) (b) No change in the number of full-time equivalent positions
8 authorized through the biennial budget process or other legislative act may be made
9 without the approval of the joint committee on finance, except for position changes
10 made by the governor under s. 16.505 (1) (c) or (2), ~~by the University of Wisconsin~~
11 ~~Hospitals and Clinics Board under s. 16.505 (2n)~~, or by the board of regents of the
12 University of Wisconsin System under s. 16.505 (2m) or (2p).

13 **SECTION 5.** 16.505 (1) (intro.) of the statutes is amended to read:

14 16.505 (1) (intro.) Except as provided in subs. (2), (2m), ~~(2n)~~, and (2p), no
15 position, as defined in s. 230.03 (11), regardless of funding source or type, may be
16 created or abolished unless authorized by one of the following:

17 **SECTION 6.** 16.505 (2n) of the statutes is repealed.

18 **SECTION 7.** 20.495 of the statutes is repealed.

19 **SECTION 8.** 36.25 (13g) (c) of the statutes is repealed.

20 **SECTION 9.** 111.815 (1) of the statutes is amended to read:

21 111.815 (1) In the furtherance of this subchapter, the state shall be considered
22 as a single employer and employment relations policies and practices throughout the
23 state service shall be as consistent as practicable. The office shall negotiate and
24 administer collective bargaining agreements except that the department of health
25 services, subject to the approval of the federal centers for medicare and medicaid

1 services to use collective bargaining as the method of setting rates for
2 reimbursement of home care providers, shall negotiate and administer collective
3 bargaining agreements entered into with the collective bargaining unit specified in
4 s. 111.825 (2g). To coordinate the employer position in the negotiation of agreements,
5 the office, or the department of health services with regard to collective bargaining
6 agreements entered into with the collective bargaining unit specified in s. 111.825
7 (2g), shall maintain close liaison with the legislature relative to the negotiation of
8 agreements and the fiscal ramifications of those agreements. Except with respect
9 to the collective bargaining units specified in s. 111.825 (1m), (2) (f), and (2g), the
10 office is responsible for the employer functions of the executive branch under this
11 subchapter, and shall coordinate its collective bargaining activities with operating
12 state agencies on matters of agency concern. The legislative branch shall act upon
13 those portions of tentative agreements negotiated by the office that require
14 legislative action. ~~With respect to the collective bargaining units specified in s.~~
15 ~~111.825 (1m), the University of Wisconsin Hospitals and Clinics Board is responsible~~
16 ~~for the employer functions under this subchapter.~~ With respect to the collective
17 bargaining unit specified in s. 111.825 (2) (f), the governing board of the charter
18 school established by contract under s. 118.40 (2r) (cm) is responsible for the
19 employer functions under this subchapter. With respect to the collective bargaining
20 unit specified in s. 111.825 (2g), the department of health services is responsible for
21 the employer functions of the executive branch under this subchapter.

22 **SECTION 10.** 111.815 (2) of the statutes is amended to read:

23 111.815 (2) In the furtherance of the policy under s. 111.80 (4), the director of
24 the office shall, together with the appointing authorities or their representatives,
25 represent the state in its responsibility as an employer under this subchapter except

1 with respect to negotiations in the collective bargaining units specified in s. 111.825
2 ~~(1m)~~, (2) (f), and (2g). The director of the office shall establish and maintain,
3 wherever practicable, consistent employment relations policies and practices
4 throughout the state service.

5 **SECTION 11.** 111.825 (1) (intro.) of the statutes is amended to read:

6 111.825 (1) (intro.) It is the legislative intent that in order to foster meaningful
7 collective bargaining, units must be structured in such a way as to avoid excessive
8 fragmentation whenever possible. In accordance with this policy, collective
9 bargaining units for employees in the classified service of the state, ~~except employees~~
10 ~~in the collective bargaining units specified in sub. (1m)~~, are structured on a statewide
11 basis with one collective bargaining unit for each of the following occupational
12 groups:

13 **SECTION 12.** 111.825 (1m) of the statutes is repealed.

14 **SECTION 13.** 111.825 (3) of the statutes is amended to read:

15 111.825 (3) The commission shall assign employees to the appropriate
16 collective bargaining units set forth in subs. (1), ~~(1m)~~, (2), and (2g).

17 **SECTION 14.** 111.825 (4) of the statutes is amended to read:

18 111.825 (4) Any labor organization may petition for recognition as the exclusive
19 representative of a collective bargaining unit specified in sub. (1), ~~(1m)~~, (2), or (2g)
20 in accordance with the election procedures set forth in s. 111.83, provided the petition
21 is accompanied by a 30% showing of interest in the form of signed authorization
22 cards. Each additional labor organization seeking to appear on the ballot shall file
23 petitions within 60 days of the date of filing of the original petition and prove,
24 through signed authorization cards, that at least 10% of the employees in the
25 collective bargaining unit want it to be their representative.

1 **SECTION 15.** 111.825 (4m) of the statutes is repealed.

2 **SECTION 16.** 111.90 (2) of the statutes is amended to read:

3 111.90 (2) ~~Subject to s. 111.91 (1) (am), manage~~ Manage the employees of a state
4 agency; hire, promote, transfer, assign or retain employees in positions within the
5 agency; and in that regard establish reasonable work rules.

6 **SECTION 17.** 111.91 (1) (am) of the statutes is repealed.

7 **SECTION 18.** 111.92 (1) (b) of the statutes is repealed.

8 **SECTION 19.** 146.59 of the statutes is repealed.

9 **SECTION 20.** 230.09 (2) (g) of the statutes is amended to read:

10 230.09 (2) (g) When filling a new or vacant position, if the director determines
11 that the classification for a position is different than that provided for by the
12 legislature as established by law or in budget determinations, or as authorized by the
13 joint committee on finance under s. 13.10, or as specified by the governor creating
14 positions under s. 16.505 (1) (c) or (2), ~~the University of Wisconsin Hospitals and~~
15 ~~Clinics Board creating positions under s. 16.505 (2n)~~ or the board of regents of the
16 University of Wisconsin System creating positions under s. 16.505 (2m), or is
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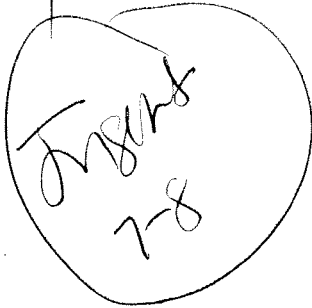
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9 (END)

8
9 →


2011-2012 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0732/2ins
RAC:cjs:md

Insert Analysis:

no #

The bill also transfers all employees of the UW Hospitals and Clinics Board to the UW Hospitals and Clinics Authority.

Insert 7-8:

~~#~~
(2) TRANSFER OF EMPLOYEES TO UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS AUTHORITY. On the effective date of this subsection, all employees of the University of Wisconsin Hospitals and Clinics Board are transferred to the University of Wisconsin Hospitals and Clinics Authority. The University of Wisconsin Hospitals and Clinics Authority shall adhere to the terms of any collective bargaining agreement covering the employees that is in force on the effective date of this subsection. Upon termination of the collective bargaining agreement, the University of Wisconsin Hospitals and Clinics Authority shall establish the compensation and benefits of the employees under section 233.10 (2) of the statutes.

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State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-0732/2
RAC:ejs:jf

13
Stays RMR

DOA:.....Skwarczek, BAB0039 - Elimination of UWHC Board

FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION

SW

do NOT gen

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

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

OTHER HEALTH AND HUMAN SERVICES

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

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5 board, ~~the University of Wisconsin Hospitals and Clinics Board~~, or the school district
6 boundary appeal board as provided in ss. 5.05 (1e), ~~15.96 (2)~~, and 117.05 (2) (a).

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17 position, as defined in s. 230.03 (11), regardless of funding source or type, may be
18 created or abolished unless authorized by one of the following:

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22 **SECTION 9.** 111.815 (1) of the statutes is amended to read:

23 111.815 (1) In the furtherance of this subchapter, the state shall be considered
24 as a single employer and employment relations policies and practices throughout the
25 state service shall be as consistent as practicable. The office shall negotiate and

1 administer collective bargaining agreements except that the department of health
2 services, subject to the approval of the federal centers for medicare and medicaid
3 services to use collective bargaining as the method of setting rates for
4 reimbursement of home care providers, shall negotiate and administer collective
5 bargaining agreements entered into with the collective bargaining unit specified in
6 s. 111.825 (2g). To coordinate the employer position in the negotiation of agreements,
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10 agreements and the fiscal ramifications of those agreements. Except with respect
11 to the collective bargaining units specified in s. 111.825 (1m), (2) (f), and (2g), the
12 office is responsible for the employer functions of the executive branch under this
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14 state agencies on matters of agency concern. The legislative branch shall act upon
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23 the employer functions of the executive branch under this subchapter.

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4 with respect to negotiations in the collective bargaining units specified in s. 111.825
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7 throughout the state service.

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10 collective bargaining, units must be structured in such a way as to avoid excessive
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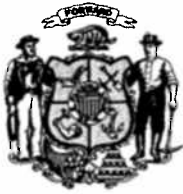
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DOA:.....Skwarczek, BAB0039 - Elimination of UWHC Board

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(END)