

1 *~~1286~~/~~1.9115~~* (7) AUDIT OF DEPENDENT ELIGIBILITY UNDER BENEFIT PROGRAMS.
2 If the department of employee trust funds determines that an audit of benefit
3 programs administered by the department is necessary for the purpose of verifying
4 the eligibility of dependents covered under the benefit programs, the department
5 shall submit a written request to the secretary of administration to expend an
6 amount not exceeding \$700,000 from the appropriation account under section 20.515
7 (1) (w) of the statutes for the 2011-12 fiscal year to fund the cost of the audit. If the
8 secretary of administration approves the request, the department of employee trust
9 funds may proceed with the audit.

10 *~~1222~~/~~5.9117~~* **SECTION 9117. Nonstatutory provisions; Financial**
11 **Institutions.**

12 (1) POSITION INCREASES AND DECREASES.

13 (a) The authorized FTE positions for the department of financial institutions
14 are decreased by 2.0 PR positions, funded from the appropriation under section
15 20.144 (1) (g) of the statutes, for the purpose for which the appropriation is made.
16 The secretary of administration shall identify the positions.

17 (b) The authorized FTE positions for the department of financial institutions
18 are increased by 2.0 PR positions, funded from the appropriation under section
19 20.144 (1) (g) of the statutes, to provide for additional unclassified division
20 administrators.

21 *~~1222~~/~~5.9121~~* **SECTION 9121. Nonstatutory provisions; Health**
22 **Services.**

23 (1) POSITION INCREASES AND DECREASES.

24 (a) The authorized FTE positions for the department of health services are
25 decreased by 1.0 FED position, funded from the appropriation under section 20.435

1 (8) (pz) of the statutes, for the purpose for which the appropriation is made. The
2 secretary of administration shall identify the position.

3 (b) The authorized FTE positions for the department of health services are
4 decreased by 2.0 GPR positions, funded from the appropriation under section 20.435

5 (8) (a) of the statutes, for the purpose for which the appropriation is made. The
6 secretary of administration shall identify the positions.

7 (c) The authorized FTE positions for the department of health services are
8 increased by 1.0 FED position, funded from the appropriation under section 20.435

9 (8) (pz) of the statutes, to provide for an unclassified division administrator.

10 (d) The authorized FTE positions for the department of health services are
11 increased by 2.0 GPR positions, funded from the appropriation under section 20.435

12 (8) (a) of the statutes, to provide for additional unclassified division administrators.

13 ***-1222/5.9125* SECTION 9125. Nonstatutory provisions; Insurance.**

14 (1) POSITION INCREASES AND DECREASES.

15 (a) The authorized FTE positions for the office of the commissioner of insurance
16 are decreased by 2.0 PR positions, funded from the appropriation under section

17 20.145 (1) (g) of the statutes, for the purpose for which the appropriation is made.

18 The secretary of administration shall identify the positions.

19 (b) The authorized FTE positions for the office of the commissioner of insurance
20 are increased by 2.0 PR positions, funded from the appropriation under section

21 20.145 (1) (g) of the statutes, to provide for additional unclassified division
22 administrators.

23 ***-1211/P10.9132* SECTION 9132. Nonstatutory provisions; Local**
24 **Government.**

25 (1) UNION REPRESENTATIVE CERTIFICATION VOTE.

1 (a) In this subsection:

2 1. "General municipal employee" has the meaning given in section 111.70 (1)
3 (fm) of the statutes, as created by this act.

4 2. "School district employee" has the meaning given in section 111.70 (1) (ne)
5 of the statutes.

6 (b) Each collective bargaining unit under subchapter IV of chapter 111 of the
7 statutes, as affected by this act, containing general municipal employees shall vote
8 to certify or decertify their representatives as provided in section 111.70 (4) (d) 3. b.
9 of the statutes, as created by this act. Notwithstanding the date provided under
10 section 111.70 (4) (d) 3. b. of the statutes, as created by this act, for collective
11 bargaining units containing school district employees, the vote shall be held in the
12 May that follows the termination of the collective bargaining agreement covering the
13 collective bargaining unit, and for collective bargaining units containing general
14 municipal employees who are not school district employees, the vote shall be held in
15 the December that follows the termination of the collective bargaining agreement
16 covering the collective bargaining unit.

17 ***-1222/5.9135* SECTION 9135. Nonstatutory provisions; Natural**
18 **Resources.**

19 (1) POSITION INCREASES AND DECREASES.

20 (a) The authorized FTE positions for the department of natural resources are
21 decreased by 1.0 SEG position, funded from the appropriation under section 20.370
22 (1) (mu) of the statutes, for the purpose for which the appropriation is made. The
23 secretary of administration shall identify the position.

24 (b) The authorized FTE positions for the department of natural resources are
25 decreased by 2.0 SEG positions, funded from the appropriation under section 20.370

1 (8) (mu) of the statutes, for the purpose for which the appropriation is made. The
2 secretary of administration shall identify the positions.

3 (c) The authorized FTE positions for the department of natural resources are
4 increased by 1.0 SEG position, funded from the appropriation under section 20.370
5 (1) (mu) of the statutes, to provide for an unclassified division administrator.

6 (d) The authorized FTE positions for the department of natural resources are
7 increased by 2.0 SEG positions, funded from the appropriation under section 20.370
8 (8) (mu) of the statutes, to provide for additional unclassified division
9 administrators.

10 ***-1222/5.9139* SECTION 9139. Nonstatutory provisions; Public Service**
11 **Commission.**

12 (1) POSITION INCREASES AND DECREASES.

13 (a) The authorized FTE positions for the public service commission are
14 decreased by 3.0 PR positions, funded from the appropriation under section 20.155
15 (1) (g) of the statutes, for the purpose for which the appropriation is made. The
16 secretary of administration shall identify the positions.

17 (b) The authorized FTE positions for the public service commission are
18 increased by 3.0 PR positions, funded from the appropriation under section 20.155
19 (1) (g) of the statutes, to provide for additional unclassified division administrators.

20 ***-1222/5.9140* SECTION 9140. Nonstatutory provisions; Regulation and**
21 **Licensing.**

22 (1) POSITION INCREASES AND DECREASES.

23 (a) The authorized FTE positions for the department of regulation and
24 licensing are decreased by 2.0 PR positions, funded from the appropriation under

1 section 20.165 (1) (g) of the statutes, for the purpose for which the appropriation is
2 made. The secretary of administration shall identify the positions.

3 (b) The authorized FTE positions for the department of regulation and
4 licensing are increased by 2.0 PR positions, funded from the appropriation under
5 section 20.165 (1) (g) of the statutes, to provide for additional unclassified division
6 administrators.

7 ***-1222/5.9141* SECTION 9141. Nonstatutory provisions; Revenue.**

8 (1) POSITION INCREASES AND DECREASES.

9 (a) The authorized FTE positions for the department of revenue are decreased
10 by 2.55 GPR positions, funded from the appropriation under section 20.566 (3) (a) of
11 the statutes, for the purpose for which the appropriation is made. The secretary of
12 administration shall identify the positions.

13 (b) The authorized FTE positions for the department of revenue are decreased
14 by 0.45 SEG position, funded from the appropriation under section 20.566 (8) (q) of
15 the statutes, for the purpose for which the appropriation is made. The secretary of
16 administration shall identify the position.

17 (c) The authorized FTE positions for the department of revenue are increased
18 by 2.55 GPR positions, funded from the appropriation under section 20.566 (3) (a) of
19 the statutes, to provide for additional unclassified division administrators.

20 (d) The authorized FTE positions for the department of revenue are increased
21 by 0.45 SEG position, funded from the appropriation under section 20.566 (8) (q) of
22 the statutes, to provide for an unclassified division administrator.

23 **SECTION 9143. Nonstatutory provisions; State Employment Relations,**
24 **Office of.**

1 ***-0764/5.9143*** (1) HEALTH INSURANCE OPTIONS. The director of the office of
2 state employment relations and the secretary of employee trust funds shall study the
3 feasibility of offering to employees eligible who receive health care coverage under
4 subchapter IV of chapter 40 of the statutes, beginning on January 1, 2013, the
5 options of receiving health care coverage through either a low-cost health care
6 coverage plan or through a high-deductible health plan and the establishment of a
7 health savings account, as described in 26 USC 223. The director of the office of state
8 employment relations and the secretary of employee trust funds shall also study the
9 feasibility of requiring state employees to receive health care coverage through a
10 health benefits exchange established pursuant to the federal Patient Protection and
11 Affordable Care Act of 2010 and creating a health care insurance purchasing pool for
12 all state and local government employees and individuals receiving health care
13 coverage under the Medical Assistance program. No later than June 30, 2012, the
14 director and secretary shall report their findings and recommendations to the
15 governor.

16 ***-1211/P10.9143*** (2) COMPENSATION PLAN FOR REPRESENTED STATE EMPLOYEES.
17 Notwithstanding section 230.10 (1) of the statutes, as affected by this act, the
18 director of the office of state employment relations shall establish a compensation
19 plan for state employees who are covered under a collective bargaining agreement
20 under subchapter V of chapter 111, as affected by this act, that contains provisions
21 on any matters relating to wages, hours, and conditions of employment, other than
22 matters that are subject to bargaining under a collective bargaining agreement
23 covering the employees. The compensation plan shall be reviewed and established
24 in the same manner as provided under section 230.12 (3) of the statutes. The
25 compensation plan shall not apply after July 1, 2012.

1 ***-1222/5.9143*** (3) POSITION INCREASES AND DECREASES.

2 (a) The authorized FTE positions for the office of state employment relations
3 are decreased by 1.0 PR position, funded from the appropriation under section 20.545
4 (1) (k) of the statutes, for the purpose for which the appropriation is made. The
5 secretary of administration shall identify the position.

6 (b) The authorized FTE positions for the office of state employment relations
7 are increased by 1.0 PR position, funded from the appropriation under section 20.545
8 (1) (k) of the statutes, to provide for an unclassified division administrator.

9 ***-1222/5.9147* SECTION 9147. Nonstatutory provisions; Tourism.**

10 (1) POSITION INCREASES AND DECREASES.

11 (a) The authorized FTE positions for the department of tourism are decreased
12 by 1.0 GPR position, funded from the appropriation under section 20.380 (1) (a) of
13 the statutes, for the purpose for which the appropriation is made. The secretary of
14 administration shall identify the position.

15 (b) The authorized FTE positions for the department of tourism are increased
16 by 1.0 GPR position, funded from the appropriation under section 20.380 (1) (a) of
17 the statutes, to provide for an unclassified division administrator.

18 ***-1222/5.9148* SECTION 9148. Nonstatutory provisions;**
19 **Transportation.**

20 (1) POSITION INCREASES AND DECREASES.

21 (a) The authorized FTE positions for the department of transportation are
22 decreased by 3.0 SEG positions, funded from the appropriation under section 20.395
23 (4) (aq) of the statutes, for the purpose for which the appropriation is made. The
24 secretary of administration shall identify the positions.

1 (b) The authorized FTE positions for the department of transportation are
2 increased by 3.0 SEG positions, funded from the appropriation under section 20.395
3 (4) (aq) of the statutes, to provide for additional unclassified division administrators.

4 ***-0732/3.9151* SECTION 9151. Nonstatutory provisions; University of**
5 **Wisconsin Hospitals and Clinics Board.**

6 (1) TERMINATION OF CONTRACTUAL SERVICES AGREEMENT. On the effective date of
7 this subsection any contractual services agreement between the University of
8 Wisconsin Hospitals and Clinics Board and the University of Wisconsin Hospitals
9 and Clinics Authority under section 233.04 (4) of the statutes is terminated.

10 (2) TRANSFER OF EMPLOYEES TO UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS
11 AUTHORITY. On the effective date of this subsection, all employees of the University
12 of Wisconsin Hospitals and Clinics Board are transferred to the University of
13 Wisconsin Hospitals and Clinics Authority. The University of Wisconsin Hospitals
14 and Clinics Authority shall adhere to the terms of any collective bargaining
15 agreement covering the employees that is in force on the effective date of this
16 subsection, including specifically terms relating to employer payment of any
17 employee required contributions under the Wisconsin Retirement System and
18 employer payment of any health insurance premiums on behalf of employees. Upon
19 termination of the collective bargaining agreement, the University of Wisconsin
20 Hospitals and Clinics Authority shall establish the compensation and benefits of the
21 employees under section 233.10 (2) of the statutes.

22 ***-1222/5.9154* SECTION 9154. Nonstatutory provisions; Workforce**
23 **Development.**

24 (1) POSITION INCREASES AND DECREASES.

1 (a) The authorized FTE positions for the department of workforce development
2 are decreased by 2.0 PR positions, funded from the appropriation under section
3 20.445 (1) (kc) of the statutes, for the purpose for which the appropriation is made.
4 The secretary of administration shall identify the positions.

5 (b) The authorized FTE positions for the department of workforce development
6 are increased by 2.0 PR positions, funded from the appropriation under section
7 20.445 (1) (kc) of the statutes, to provide for additional unclassified division
8 administrators.

9 ***-1211/P10.9155* SECTION 9155. Nonstatutory provisions; Other.**

10 (1) UNION REPRESENTATIVE CERTIFICATION VOTE.

11 (a) In this subsection, "general employee" has the meaning given in section
12 111.81 (9g) of the statutes, as created by this act.

13 (b) Each collective bargaining unit under subchapter V of chapter 111 of the
14 statutes, as affected by this act, containing general employees shall vote to certify or
15 decertify their representatives as provided in section 111.83 (3) (b) of the statutes,
16 as created by this act. Notwithstanding the date provided under section 111.83 (3)
17 (b) of the statutes, as created by this act, the vote shall be held in April 2011.

18 (2) WISCONSIN QUALITY HOME CARE AUTHORITY ASSETS, LIABILITIES, PERSONAL
19 PROPERTY, AND CONTRACTS.

20 (a) On the effective date of this paragraph, the assets and liabilities of the
21 Wisconsin Quality Home Care Authority shall become the assets and liabilities of the
22 department of health services.

23 (b) On the effective date of this paragraph, all tangible personal property,
24 including records, of the Wisconsin Quality Home Care Authority is transferred to
25 the department of health services.

1 (c) All contracts entered into by the Wisconsin Quality Home Care Authority
2 in effect on the effective date of this paragraph remain in effect and are transferred
3 to the department of health services. The department of health services shall carry
4 out any obligations under such a contract until the contract is modified or rescinded
5 by the department of health services to the extent allowed under the contract.

6 **SECTION 9208. Fiscal changes; Children and Families.**

7 ***-0198/1.9208*** (1) TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK GRANT
8 FUNDS. In the schedule under section 20.005 (3) of the statutes for the appropriation
9 to the department of children and families under section 20.437 (2) (md) of the
10 statutes, as affected by the acts of 2011, the dollar amount is increased by
11 \$37,000,000 for the second fiscal year of the fiscal biennium in which this subsection
12 takes effect to support an increase in the earned income tax credit.

13 ***-0331/4.9208*** (2) INCOME AUGMENTATION LAPSE.

14 (a) Notwithstanding section 20.001 (3) (c) of the statutes, there is lapsed to the
15 general fund from the appropriation account to the department of children and
16 families under section 20.437 (1) (kx) of the statutes, as affected by the acts of 2011,
17 \$2,011,200 in the second fiscal year of the fiscal biennium in which this subsection
18 takes effect.

19 (b) Notwithstanding 2007 Wisconsin Act 20, section 9201 (1c) (a), the secretary
20 of administration shall apply the lapse under paragraph (a) to the lapse requirement
21 for the 2009-11 fiscal biennium under 2007 Wisconsin Act 20, section 9201 (1c) (a).

22 ***-0324/P3.9211* SECTION 9211. Fiscal changes; Corrections.**

23 (1) ADULT CORRECTIONAL SERVICES. In the schedule under section 20.005 (3) of
24 the statutes for the appropriation to the department of corrections under section
25 20.410 (1) (a) of the statutes, as affected by the acts of 2011, the dollar amount is

1 increased by \$19,537,900 for the second fiscal year of the fiscal biennium in which
2 this subsection takes effect to increase funding for the purpose for which the
3 appropriation is made.

4 (2) TRANSFERS.

5 (a) There is transferred from the appropriation account under section 20.410
6 (1) (f) of the statutes to the appropriation account under section 20.410 (1) (a) of the
7 statutes \$5,362,500 in the second fiscal year of the fiscal biennium in which this
8 paragraph takes effect.

9 (b) There is transferred from the appropriation account under section 20.410
10 (1) (ab) of the statutes to the appropriation account under section 20.410 (1) (a) of the
11 statutes \$2,825,300 in the second fiscal year of the fiscal biennium in which this
12 paragraph takes effect.

13 (c) There is transferred from the appropriation account under section 20.410
14 (2) (a) of the statutes to the appropriation account under section 20.410 (1) (a) of the
15 statutes \$100,200 in the second fiscal year of the fiscal biennium in which this
16 paragraph takes effect.

17 (d) There is transferred from the appropriation account under section 20.410
18 (3) (cg) of the statutes to the appropriation account under section 20.410 (1) (a) of the
19 statutes \$71,000 in the second fiscal year of the fiscal biennium in which this
20 paragraph takes effect.

21 (e) There is transferred from the appropriation account under section 20.410
22 (1) (bm) of the statutes to the appropriation account under section 20.410 (1) (a) of
23 the statutes \$10,700 in the second fiscal year of the fiscal biennium in which this
24 paragraph takes effect.

1 (f) There is transferred from the appropriation account under section 20.410
2 (3) (a) of the statutes to the appropriation account under section 20.410 (1) (a) of the
3 statutes \$36,600 in the second fiscal year of the fiscal biennium in which this
4 paragraph takes effect.

5 (g) There is transferred from the appropriation account under section 20.410
6 (3) (cg) of the statutes to the appropriation account under section 20.410 (1) (b) of the
7 statutes \$2,138,400 in the second fiscal year of the fiscal biennium in which this
8 paragraph takes effect.

9 ***-1120/4.9219* SECTION 9219. Fiscal changes; Governor.**

10 (1) LAPSES TO GENERAL FUND RELATING TO EMPLOYER SAVINGS IN FRINGE BENEFIT
11 COSTS DURING THE 2009-11 FISCAL BIENNIUM. Notwithstanding section 20.001 (3) (a) to
12 (c) of the statutes, before July 1, 2011, the governor shall take actions to ensure that
13 from general purpose revenue appropriations to the office of the governor under
14 section 20.525 of the statutes an amount equal to \$37,500 is lapsed from sum certain
15 appropriation accounts or is subtracted from the expenditure estimates for any other
16 type of appropriations, or both.

17 **SECTION 9221. Fiscal changes; Health Services.**

18 ***-0331/4.9221*** (1) INCOME AUGMENTATION LAPSE.

19 (a) Notwithstanding section 20.001 (3) (c) of the statutes, there is lapsed to the
20 general fund from the appropriation account to the department of health services
21 under section 20.435 (8) (mb) of the statutes, as affected by the acts of 2011,
22 \$4,500,000 in the second fiscal year of the fiscal biennium in which this subsection
23 takes effect.

1 (b) Notwithstanding 2007 Wisconsin Act 20, section 9201 (1c) (a), the secretary
2 of administration shall apply the lapse under paragraph (a) to the lapse requirement
3 for the 2009-11 fiscal biennium under 2007 Wisconsin Act 20, section 9201 (1c) (a).

4 ***-0813/5.9221*** (2) COMMUNITY AIDS APPROPRIATION. In the schedule under
5 section 20.005 (3) of the statutes for the appropriation to the department of health
6 services under section 20.435 (7) (b) of the statutes, as affected by the acts of 2011,
7 the dollar amount is decreased by \$3,100,000 for the second fiscal year of the fiscal
8 biennium in which this subsection takes effect for the purposes for which the
9 appropriation is made.

10 (3) MEDICAL ASSISTANCE GENERAL PURPOSE REVENUE APPROPRIATION. In the
11 schedule under section 20.005 (3) of the statutes for the appropriation to the
12 department of health services under section 20.435 (4) (b) of the statutes, as affected
13 by the acts of 2011, the dollar amount is increased by \$127,200,000 for the second
14 fiscal year of the fiscal biennium in which this subsection takes effect for the
15 purposes for which the appropriation is made.

16 (4) MEDICAL ASSISTANCE ADMINISTRATION APPROPRIATION. In the schedule under
17 section 20.005 (3) of the statutes for the appropriation to the department of health
18 services under section 20.435 (4) (bm) of the statutes, as affected by the acts of 2011,
19 the dollar amount is increased by \$16,000,000 for the second fiscal year of the fiscal
20 biennium in which this subsection takes effect for the purposes for which the
21 appropriation is made.

22 (5) INCOME MAINTENANCE APPROPRIATION. In the schedule under section 20.005
23 (3) of the statutes for the appropriation to the department of health services under
24 section 20.435 (4) (bn) of the statutes, as affected by the acts of 2011, the dollar
25 amount is increased by \$2,500,000 for the second fiscal year of the fiscal biennium

1 in which this subsection takes effect for the purposes for which the appropriation is
2 made.

3 (6) **MEDICAL ASSISTANCE TRUST FUND.** In the schedule under section 20.005 (3)
4 of the statutes for the appropriation to the department of health services under
5 section 20.435 (4) (w) of the statutes, as affected by the acts of 2011, the dollar amount
6 is increased by \$6,700,000 for the second fiscal year of the fiscal biennium in which
7 this subsection takes effect for the purposes for which the appropriation is made.

8 ***-1157/1.9221*** (7) **MEDICAL ASSISTANCE PROGRAM BENEFITS APPROPRIATION**
9 **INCREASE.** In the schedule under section 20.005 (3) of the statutes for the
10 appropriation to the department of health services under section 20.435 (4) (b) of the
11 statutes, as affected by the acts of 2011, the dollar amount is increased by \$6,800,000
12 for the second fiscal year of the fiscal biennium in which this subsection takes effect
13 to fund the contribution for indigent health care in Milwaukee County.

14 **SECTION 9227. Fiscal changes; Joint Committee on Finance.**

15 ***-0198/1.9227*** (1) **FEDERAL PROGRAM SUPPLEMENT.** In the schedule under
16 section 20.005 (3) of the statutes for the appropriation to the joint committee on
17 finance under section 20.865 (4) (m) of the statutes, as affected by the acts of 2011,
18 the dollar amount is decreased by \$37,000,000 for the second fiscal year of the fiscal
19 biennium in which this subsection takes effect for supplementing federal earned
20 income tax credit payments.

21 ***-1194/2.9227*** (2) **GENERAL PURPOSE REVENUE FUNDS GENERAL PROGRAM**
22 **SUPPLEMENTATION.** In the schedule under section 20.005 (3) of the statutes for the
23 appropriation to the joint committee on finance under section 20.865 (4) (a) of the
24 statutes, as affected by the acts of 2011, the dollar amount is decreased by \$4,590,400

1 for the second fiscal year of the fiscal biennium in which this subsection takes effect
2 to reduce expenditures for the purpose for which the appropriation is made.

3 ***-1120/4.9230* SECTION 9230. Fiscal changes; Legislature.**

4 (1) LAPSES TO GENERAL FUND RELATING TO EMPLOYER SAVINGS IN FRINGE BENEFIT
5 COSTS DURING THE 2009-11 FISCAL BIENNIUM.

6 (a) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, before July 1,
7 2011, the cochairpersons of the joint committee on legislative organization shall take
8 actions to ensure that from general purpose revenue appropriations to the
9 legislature under section 20.765 of the statutes an amount equal to \$717,700 is
10 lapsed from sum certain appropriation accounts or is subtracted from the
11 expenditure estimates for any other type of appropriations, or both.

12 (b) The amount lapsed under paragraph (a) shall be in addition to the amounts
13 that are required to be lapsed or transferred to the general fund under 2009
14 Wisconsin Act 28, section 3416f.

15 ***-0198/1.9241* SECTION 9241. Fiscal changes; Revenue.**

16 (1) EARNED INCOME TAX CREDIT. In the schedule under section 20.005 (3) of the
17 statutes for the appropriation to the department of revenue under section 20.835 (2)
18 (kf) of the statutes, as affected by the acts of 2011, the dollar amount is increased by
19 \$37,000,000 for the second fiscal year of the fiscal biennium in which this subsection
20 takes effect for the purposes for which the appropriation is made.

21 ***-1120/4.9245* SECTION 9245. Fiscal changes; Supreme Court.**

22 (1) LAPSES TO GENERAL FUND RELATING TO EMPLOYER SAVINGS IN FRINGE BENEFIT
23 COSTS DURING THE 2009-11 FISCAL BIENNIUM. Notwithstanding section 20.001 (3) (a) to
24 (c) of the statutes, before July 1, 2011, the chief justice of the supreme court shall take
25 actions to ensure that from general purpose revenue appropriations to the judicial

1 branch of government under subchapter VII of chapter 20 of the statutes an amount
 2 equal to \$1,153,400 is lapsed from sum certain appropriation accounts or is
 3 subtracted from the expenditure estimates for any other type of appropriations, or
 4 both.

5 ***-1120/4.9255* SECTION 9255. Fiscal changes; Other.**

6 (1) LAPSES TO GENERAL FUND RELATING TO EMPLOYER SAVINGS IN FRINGE BENEFIT
 7 COSTS DURING THE 2009-11 FISCAL BIENNIUM.

8 (a) In this subsection, "state agency" means any office, department, or
 9 independent agency in the executive branch of state government.

10 (b) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, before July 1,
 11 2011, the secretary of administration shall lapse to the general fund, from the
 12 unencumbered balances of general purpose revenue and program revenue
 13 appropriations to state agencies, other than sum sufficient appropriations and
 14 appropriations of federal revenues, an amount equal to \$27,891,400.

15 (c) The amount lapsed under paragraph (b) shall be in addition to the amounts
 16 that are required to be lapsed or transferred to the general fund under 2009
 17 Wisconsin Act 28, section 3416d.

18 (d) The secretary of administration may not lapse moneys under paragraph (b)
 19 if the lapse would violate a condition imposed by the federal government on the
 20 expenditure of the moneys or if the lapse would violate the federal or state
 21 constitution. The secretary also may not lapse any amount from program revenue
 22 appropriations under section 20.285 of the statutes.

23 **SECTION 9315. Initial applicability; Employee Trust Funds.**

24 ***-0639/15.9315*** (1) HEALTH CARE COVERAGE PREMIUMS. The treatment of
 25 sections 40.02 (25) (b) 2., 40.05 (4) (ag), (ar), and (c), 40.51 (7), and 40.52 (3) of the

1 statutes and SECTION 9115 (1) of this act first apply to employees who are covered by
2 a collective bargaining agreement that contains provisions inconsistent with those
3 sections on the day on which the agreement expires or is terminated, extended,
4 modified, or renewed, whichever occurs first.

5 ***-0757/10.9315*** (2) PAYMENT OF EMPLOYEE REQUIRED CONTRIBUTIONS. The
6 treatment of sections 13.111 (2), 40.02 (27), 40.05 (1) (a) (intro.), 1., 2., 3., and 4. and
7 (b), (2m), and (2n), 40.32 (1), 59.875, 62.623, and 66.0518 of the statutes and SECTION
8 9115 (2) of this act first apply to employees who are covered by a collective bargaining
9 agreement that contains provisions inconsistent with those sections on the day on
10 which the agreement expires or is terminated, extended, modified, or renewed,
11 whichever occurs first.

12 (3) CALCULATION OF ANNUITIES UNDER THE WISCONSIN RETIREMENT SYSTEM.

13 (a) Except as provided in paragraph (b), for elected officials, as defined in
14 section 40.02 (24) of the statutes, who are participating employees in the Wisconsin
15 retirement system, the treatment of section 40.23 (2m) (e) 2. of the statutes first
16 applies to creditable service that is performed on the first day of a term of office that
17 begins after the effective date of this paragraph.

18 (b) For supreme court justices, court of appeals judges, and circuit court judges,
19 who are participating employees in the Wisconsin retirement system, the treatment
20 of section 40.23 (2m) (e) 2. of the statutes first applies to creditable service that is
21 performed on the day on which the next supreme court justice, court of appeals judge,
22 or circuit court judge assumes office after the effective date of this paragraph.

23 ***-1211/P10.9332*** SECTION 9332. Initial applicability; Local
24 Government.

1 (1) COLLECTIVE BARGAINING; MUNICIPAL EMPLOYEES. The treatment of sections
2 20.425 (1) (i), 46.2895 (8) (a) 1., 49.825 (3) (b) 4., 49.826 (3) (b) 4., 66.0506, 66.0508,
3 109.03 (1) (b), 111.70 (1) (a), (b), (cm), (f), (fm), (j), (mm), (n), and (nm), (1b) (c), (2),
4 (3) (a) 3., 4., 5., 6., 7., and 9. and (b) 6., (3g), (3m), (3p), (4) (intro.), (c) (title), 1., 2., 3.,
5 and 4., (cm) (title), 1., 2., 3., 4., 5., 6., 7., 7g., 7r., 8., 8m., and 9., (d) 2. a., (L), (m), (mb),
6 (mc) (intro.) and 4., (n), and (o), (6), (7), (7m) (b), (c) 1. a. and 3., (e), and (f), and (8)
7 (a), 111.71 (2), (4), and (5), 111.77 (intro.) and (8) (a), 118.22 (4), 118.223, 118.23 (5),
8 118.245, 118.42 (3) (a) 4. and (5), 119.04 (1), 120.12 (4m) and (15), 120.18 (1) (gm), and
9 851.71 (4) of the statutes, the amendment of section 111.70 (4) (d) 3. of the statutes,
10 and the creation of section 111.70 (4) (d) 3. b. of the statutes first apply to employees
11 who are covered by a collective bargaining agreement under subchapter IV of chapter
12 III of the statutes that contains provisions inconsistent with those sections on the day
13 on which the agreement expires or is terminated, extended, modified, or renewed,
14 whichever occurs first.

15 ***-1211/P10.9355* SECTION 9355. Initial applicability; Other.**

16 (1) COLLECTIVE BARGAINING; STATE EMPLOYEES, UNIVERSITY OF WISCONSIN
17 EMPLOYEES, AND EMPLOYEES OF AUTHORITIES.

18 (a) The treatment of sections 16.705 (3), 20.921 (1) (a) 2. and (b), 73.03 (68),
19 111.81 (1), (3h), (3n), (7) (g), (gm), (h), and (i), (9), (9g), (9k), (12) (intro.), (12m), (15r),
20 and (16), 111.815 (1) and (2), 111.82, 111.825 (1) (intro.) and (g), (1m), (2g), (3), (4),
21 (4m), and (5), 111.83 (1), (4), (5m), and (7), 111.84 (1) (b), (d), and (f), (2) (c), and (3),
22 111.845, 111.85 (1), (2), (4), and (5), 111.90 (2), 111.905, 111.91 (1) (a), (am), (b), (c),
23 (cg), (cm), (d), and (e), (2) (intro.) and (gu), (2c), (3), and (3q), 111.92 (1) (a) and (b) and
24 (2m), 118.40 (2r) (b) 3. a., 146.59 (3) (a), 230.10 (1), 230.34 (1) (ar), 230.35 (1s), and
25 978.12 (1) (c) of the statutes, the renumbering of sections 111.825 (6) and 111.83 (3)

1 of the statutes, the renumbering and amendment of sections 111.92 (3) and 111.93
2 (2) and (3) of the statutes, and the creation of sections 111.825 (6) (b), 111.83 (3) (b),
3 111.92 (3) (b), and 111.93 (2) (b) and (3) (b) of the statutes first apply to employees who
4 are covered by a collective bargaining agreement under subchapter V of chapter III
5 of the statutes that contains provisions inconsistent with those sections on the day
6 on which the agreement expires or is terminated, extended, modified, or renewed,
7 whichever occurs first.

8 (b) The treatment of sections 7.33 (4), 13.111 (2), 15.07 (1) (a) 6., 15.96 ~~(1) (h)~~
9 ~~and (2)~~, 16.50 (3) (e), 16.705 (3), 19.82 (1), 19.85 (3), 19.86, 20.425 (1) (a) and (i),
10 20.545 (1) (k) and (km), 20.865 (1) (ci), (cm), (ic), (im), (si), and (sm), 20.917 (3) (b),
11 20.921 (1) (a) 2. and (b), 20.923 (6) (intro.), 20.928 (1), 36.09 (1) (j), 36.25 (13g) ~~(c) (k)~~
12 ~~and (2)~~, 40.02 (25) (b) 8., 40.05 (4) (ar), (b), and (bw), (4g) (a) 4., (5) (intro.) and (b) 4.,
13 and (6) (a), 40.62 (2), 40.95 (1) (a) 2., 111.02 (1), (2), (3), (6) (am), (7) (a) (intro.), 1., 2.,
14 3., and 4. and (b) 1., (7m), (9m), and (10m), 111.05 (2), (3g), (5), (6), and (7), 111.06 (1)
15 (c) 1., (d), (i), and (m) and (2) (i), 111.075, 111.115 (title), (1) (intro.), (a), and (b), and
16 (2), 111.17 (intro.), (1) and (2), 230.01 (3), 230.046 (10) (a), 230.12 (3) (e) 1., 230.35 (2d)
17 (e) and (3) (e) 6., 230.88 (2) (b), and 233.02 (1) (h) and (8), 233.03 (7), 233.04 (2) and
18 (4r), 233.10 (1), (2) (intro.), (3) (a) (intro.), (b), (c) (intro.), and (d), and (3m) and
19 subchapter VI of chapter 111 of the statutes first applies to employees who are
20 covered by a collective bargaining agreement under subchapter I or VI of chapter III
21 of the statutes that contains provisions inconsistent with those sections on the day
22 on which the agreement expires or is terminated, extended, modified, or renewed,
23 whichever occurs first.

24 (END)

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

HEALTH AND HUMAN SERVICES

PUBLIC ASSISTANCE

Reflecting the receipt of emergency contingency funds under the Temporary Assistance for Needy Families (TANF) block grant program, this bill increases by \$37,000,000 the amount of TANF moneys allocated for the earned income tax credit.

PUBLIC SECTOR RETIREMENT SYSTEMS

Currently, employer and employee required contributions, and the earnings on these contributions, fund the cost of providing retirement annuities to all public employees who are covered under the Wisconsin Retirement System (WRS). Employer required and employee required contribution rates are set on an annual basis. This bill provides that the employee required contribution rate for general participating employees and for elected and executive participating employees must equal one-half of all actuarially required contributions, as determined by the Employee Trust Funds Board. For protective occupation employees, the bill provides that the employee required contribution rate must equal the percentage of earnings paid by general participating employees.

Current law also requires the employer to pay all of the employer required contributions, but permits the employer to also pay all or part of the employee required contributions. This bill provides that an employer may not pay any of the employee required contributions under the WRS or under an employee retirement system of a first class city or a county having a population of 500,000 or more.

Currently, when a WRS participant terminates employment and becomes eligible for a retirement annuity, assuming the participant does not receive a money purchase annuity, the amount of the annuity is determined by multiplying the participant's final average earnings by the participant's years of creditable service and by a percentage multiplier. For a protective occupation participant, the multiplier is either 2 percent or 2.5 percent, depending on whether the person is covered by social security. For elected officials and executive participating employees, the multiplier is 2 percent. For all other participants in the WRS, the multiplier is 1.6 percent. This bill decreases the multiplier for elected officials and

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executive participating employees from 2 percent to 1.6 percent for creditable service that is performed on or after the bill's effective date.

Under current law, state employees become participating employees in the WRS if they are expected to work at least one-third of what is considered full-time employment by DETF and have an expected duration of employment of one year or more. If a state employee becomes a WRS participating employee, the employee is also entitled to receive health insurance under the GIB program. A current group of state employees are appointed to state positions as limited term appointments in the state civil service, which are provisional appointments or appointments for less than 1,044 hours per year. This bill prohibits limited term appointments from participating in the WRS, as well as prohibits these employees from receiving health insurance under the GIB program.

This bill also requires the secretary of administration, the director of the Office of State Employee Relations (OSER), the secretary of employee trust funds, and the cochairpersons of the Joint Survey Committee on Retirement Systems (JSCRS) to study the WRS. The study must specifically address establishing a defined contribution plan as an option for WRS participating employees; establishing different vesting periods for employer contributions and eligibility for WRS retirement benefits; modifying the supplemental health insurance premium credit program for state employees; and permitting participating employees to not make employee required contributions under the WRS and limiting retirement benefits for these employees to a money purchase annuity. Under the bill, no later than June 30, 2012, the secretary of administration, the director of OSER, the secretary of employee trust funds, and the cochairpersons of JSCRS must report their findings and recommendations to the chief clerk of each house of the legislature, for distribution to the legislature.

PUBLIC SECTOR GROUP INSURANCE

Currently, state employees, as well as employees of public authorities created by the state, receive health care coverage under plans offered by the Group Insurance Board (GIB), which plans are assigned to one of three tiers depending on the employee's premium costs. The employer share of premium costs for employees who work more than 1,565 hours a year is an amount not less than 80 percent of the average premium costs under the various health care coverage plans. The amount for represented employees is subject to collective bargaining and the amount for nonrepresented employees is established in various compensation plans.

This bill provides that the employer may not pay more than 88 percent of the average premium cost of plans offered in the tier with the lowest employee premium cost. For employees who work less than 1,566 hours a year, with exceptions, the employer must pay an amount determined by the director of OSER. Under the bill, the actual employer and employee share of premium costs is established on an annual basis by the director of OSER.

For the remainder of 2011, however, for pay periods after March 13, 2011, the bill provides that state employees, as well as employees of public authorities created by the state, who work more than 1,565 hours a year shall pay \$84 a month for individual coverage and \$208 a month for family coverage for health care coverage

under any plan offered in the tier with the lowest employee premium cost; \$122 a month for individual coverage and \$307 a month for family coverage for health care coverage under any plan offered in the tier with the next lowest employee premium cost; and \$226 a month for individual coverage and \$567 a month for family coverage for health care coverage under any plan offered in the tier with the highest employee premium cost. UW System graduate assistants and teaching assistants must pay half of these amounts. Employees who work less than 1,566 hours a year are required to pay the same amount for health care coverage during 2011 that they were required to pay before the bill's effective date.

The bill further provides that a local government employer who participates in the local government health insurance plan offered by GIB may not participate in the plan if it intends to pay more than 88 percent of the average premium cost of plans offered in any tier with the lowest employee premium cost.

This bill requires the director of OSER and the secretary of employee trust funds to study the feasibility of offering to employees eligible to receive health care coverage under the GIB plans, beginning on January 1, 2013, the option of receiving health care coverage through either a low-cost health care coverage plan or through a high-deductible health plan and the establishment of a health savings account, as described under federal law. The study must also examine the feasibility of requiring state employees to receive health care coverage through a health benefits exchange established pursuant to the federal law and creating a health care insurance purchasing pool for all public employees and individuals receiving health care coverage under the Medical Assistance program. No later than June 30, 2012, the director and secretary shall report their findings and recommendations to the governor.

Current law also provides that the GIB may not enter into agreements to modify or expand group insurance coverage in a manner that conflicts with applicable statutes, or DETF rules, or that materially affects the level of premiums required to be paid by the state or its employees or the level of benefits provided under any group insurance coverage. This bill provides that this restriction does not prevent GIB from encouraging participation in wellness or disease management programs under any of its group insurance coverage plans. In addition, the bill provides that this prohibition does not apply to GIB agreements relating to group insurance coverage for the 2012 and 2013 calendar years.

This bill requires the GIB to design health care coverage plans for the 2012 calendar year that, after adjusting for any inflationary increase in health benefit costs, reduces the average premium cost of plans offered in the tier with the lowest employee premium cost by at least 5 percent from the cost of such plans offered during the 2011 calendar year. The GIB must include copayments in the health care coverage plans for the 2012 calendar year and may require health risk assessments for state employees and participation in wellness or disease management programs.

This bill requires the secretary of employee trust funds to allocate \$28,000,000, from reserve accounts established in the public employee trust fund for group health and pharmacy benefits for state employees, to reduce employer costs for providing

group health insurance for state employees for the period beginning on July 1, 2011, and ending on December 31, 2011.

Current law permits the GIB to contract with DHS and other public or private entities for data collection and analysis services related to health maintenance organizations and insurance companies that provide health insurance to state employees. This bill permits GIB to contract for any other consulting services related to plans it offers.

Currently, the attorney general, or his or her designee, serves on the GIB. This bill requires that the attorney general designee on the GIB must be an attorney.

This bill provides that if DETF determines that an audit of its employee benefit programs is necessary during the 2011-12 fiscal year, for the purpose of verifying the eligibility of dependents covered under the programs, DETF must submit a written request to the secretary of administration to expend an amount not exceeding \$700,000 to conduct the audit.

STATE GOVERNMENT

STATE CIVIL SERVICE SYSTEM

Under current law, the governor may declare a state of emergency if he or she determines that an emergency exists resulting from a disaster or the imminent threat of a disaster. This bill authorizes a state agency to discharge any state employee who fails to report to work as scheduled for any three working days during a state of emergency or who participates in a strike, work stoppage, sit-down, stay-in, slowdown, or other concerted interruption of operations or services, including specifically purported mass resignations or sick calls. Under the bill, engaging in any of these actions constitutes just cause for discharge.

Currently, the director of the OSER has promulgated rules to establish a career executive program. The program provides state agencies with highly qualified executive candidates, provides outstanding administrative employees a broad opportunity for career advancement, and provides for the mobility of such employees among state agencies for the most advantageous use of their managerial and administrative skills. Under current administrative rules, an appointing authority may reassign a career executive employee from one career executive position to another career executive position within the same state agency. This bill permits an appointing authority to reassign an employee in a career executive position to a career executive position in any state agency if the appointing authority in the state agency to which the employee is to be reassigned approves of the reassignment.

This bill increases the number of unclassified division administrators by 35 FTE positions, decreases 36 FTE positions in executive branch agencies, which positions are to be determined by the secretary of administration, expands the definition of "division administrator" to include other managerial positions, and permits the director of OSER to appoint either a deputy director or an executive assistant in the unclassified service.

STATE GOVERNMENT

STATE FINANCE

This bill increases the amount of state public debt that may be contracted to refund any unpaid indebtedness used to finance tax-supported or self-amortizing facilities from \$309,000,000 to \$474,000,000. Such refunded debt must be contracted before July 1, 2011.

This bill reduces executive branch agency lapses and transfers to the general fund for the 2009-11 fiscal biennium that were required under 2007 Wisconsin Act 20 from \$200,000,000 to \$121,000,000, as well as reduces the expenditure authority of JCF during the 2010-11 fiscal year by \$4,590,400 from its general purpose revenue supplemental appropriation.

This bill requires the secretary of administration, before July 1, 2011, to lapse to the general fund, from executive branch appropriations, an amount equal to \$27,891,400; requires the cochairpersons of JCLC to lapse to the general fund, from appropriations to the legislature, an amount equal to \$717,700; requires the governor to lapse to the general fund, from appropriations to the office of the governor, an amount equal to \$37,500; and requires the chief justice of the supreme court to lapse to the general fund, from appropriations to the judicial branch, an amount equal to \$1,153,400. The lapses seek to capture employer savings resulting from increases in state employee payments for health insurance and retirement contributions.

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HEALTH AND HUMAN SERVICES

MEDICAL ASSISTANCE

Under current law, DHS administers the Medical Assistance (MA) program, which is a joint federal and state program that provides health services to individuals who have limited resources. Some services are provided through programs that operate under a waiver of federal laws related to medical assistance (MA waiver programs). This bill requires DHS to study potential changes to the MA state plan and to waivers of federal law relating to medical assistance for certain purposes, including increasing the cost effectiveness and efficiency of care for the MA program and MA waiver programs and improving the health status of individuals who receive benefits under the MA program or an MA waiver program. If DHS determines, as a result of the study, that revision of existing statutes or rules would be necessary to advance any of the purposes for which the study was conducted, DHS may promulgate rules to implement certain changes, including making certain requirements, modifying benefits, revising provider reimbursement models, developing standards and methodologies for eligibility, and reducing income levels for purposes of determining eligibility. Before promulgating a rule, DHS must submit the proposed rule and any plan developed as a result of the study to JCF for review. DHS must submit an amendment to the state MA plan or request a waiver of federal laws related to medical assistance, if necessary, to the extent necessary to implement any proposal. If the federal Department of Health and Human Services does not allow the amendment or does not grant the waiver, DHS may not put the rule into effect or implement the proposal. To reduce the eligibility income levels to a certain amount, DHS must request a waiver from the secretary of the federal Department of Health and Human Services to permit DHS to have in effect eligibility standards, methodologies, and procedures that are more restrictive than those in place on March 23, 2010. If DHS does not receive approval for the waiver, DHS must reduce the eligibility income levels for MA programs and MA waiver programs to 133 percent of the federal poverty line for adults who are not pregnant and not disabled, as allowed under federal law. DHS may promulgate the rules as emergency rules.

(END INSERT ANALYSIS-TJD)

(END)

Champagne, Rick

From: Kraus, Jennifer - DOA [jennifer.kraus@wisconsin.gov]
Sent: Thursday, February 10, 2011 12:57 PM
To: Champagne, Rick
Cc: Frederick, Caitlin - DOA; Hanaman, Cathlene; O'Donnell, Jessica L - DOC; Kraus, Jennifer - DOA
Subject: RE: LRB Draft: 11-0639/15 Payment of Health Insurance Premiums for State Employees; Collective Bargaining and health insurance

Rick --

Several things:

1) OSER wants to modify the language below and add a different non-stat.

~~Section 9143. Nonstatutory provisions~~; State Employment Relations, Office of. (put in 230.13(?))

(1) **Compensation plan for represented state employees.** The director of the office of state employment relations shall establish a compensation plan for state employees who are covered under a collective bargaining agreement under subchapter V of chapter 111, as affected by this act, that contains provisions on any matters relating to wages, hours, and conditions of employment, other than matters that are subject to bargaining under a collective bargaining agreement covering the employees. The compensation plan shall be reviewed and established in the same manner as provided under section 230.12 (3) of the statutes. ~~The compensation plan shall not apply after July 1, 2012.~~

2) Non-stat

Notwithstanding s.230.12, upon termination of any collective bargaining agreement between the state and a labor organization representing employees in a collective bargaining unit, under s.111.825, the director of OSER shall have the discretion to continue to administer those provisions of the collective bargaining agreements which the director determines necessary to the orderly administration of the state civil services system until such time as the 2011-013 Compensation Plan becomes effective.

3) Checked on timing of health insurance deductions - only monthly - not an issue for bi-weekly payrolls. In addition to going with April, we need to clarify that the nonstat provisions ends with **December coverage**. Employees are paying for January and Feb coverage in Nov and Dec.

I think that is everything - I've told everyone no more changes. Call if you have questions.

Jenny

From: Kraus, Jennifer - DOA
Sent: Thursday, February 10, 2011 11:26 AM
To: Champagne, Rick - LEGIS
Cc: Frederick, Caitlin - DOA; Hanaman, Cathlene - LEGIS
Subject: RE: LRB Draft: 11-0639/15 Payment of Health Insurance Premiums for State Employees; Collective Bargaining and health insurance
Importance: High

Another problem that OSER wants to try and fix related to timing of health insurance deductions: I understand that these will have to be made to the compile.

in the Nonstat 9115 (1) (a)- premiums paid "in April 2011 and ending on December 31, 2011."

same change in (1)(b) - before the "April 2011 monthly deduction", the employer....

Finally - we have an issue with craft workers and prevailing wage. Solution:

add in 9115 (1)(a) - "(4) Employees under s.111.81(4) and related non-represented employees shall

2/10/2011

continue to pay the entire monthly premium".

From: Thornton, Scott - DOA
Sent: Thursday, February 10, 2011 10:14 AM
To: BABStatLanguage@APWMAD0P1025.forward.us
Cc: Kraus, Jennifer - DOA
Subject: FW: LRB Draft: 11-0639/15 Payment of Health Insurance Premiums for State Employees; Collective Bargaining and health insurance

From: Schlueter, Ron [mailto:Ron.Schlueter@legis.wisconsin.gov]
Sent: Thursday, February 10, 2011 10:05 AM
To: Hetzel, Shayna - DOA
Cc: Hanaman, Cathlene - LEGIS; Thornton, Scott - DOA
Subject: LRB Draft: 11-0639/15 Payment of Health Insurance Premiums for State Employees; Collective Bargaining and health insurance

Following is the PDF version of draft 11-0639/15.