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1           **SECTION 330.** 230.08 (2) (e) 10. of the statutes is amended to read:

2           230.08 (2) (e) 10. Regulation and licensing — ~~4 6~~.

3           **SECTION 331.** 230.08 (2) (e) 11. of the statutes is amended to read:

4           230.08 (2) (e) 11. Revenue — ~~4 7~~.

5           **SECTION 332.** 230.08 (2) (e) 12. of the statutes is amended to read:

6           230.08 (2) (e) 12. Transportation — ~~6 9~~.

7           **SECTION 333.** 230.08 (2) (e) 15. of the statutes is created to read:

8           230.08 (2) (e) 15. Tourism — 1.

9           **SECTION 334.** 230.08 (2) (ya) of the statutes is amended to read:

10           230.08 (2) (ya) The director, deputy director, and executive assistant to the  
11 director of the office of state employment relations ~~in the department of~~  
12 ~~administration.~~

13           **SECTION 335.** 230.08 (4) (a) of the statutes is amended to read:

14           230.08 (4) (a) The number of administrator positions specified in sub. (2) (e)  
15 includes all administrator positions specifically authorized by law to be employed  
16 outside the classified service in each department, board or commission and the  
17 historical society, and any other managerial position determined by an appointing  
18 authority. In this paragraph, “department” has the meaning given under s. 15.01 (5),  
19 “board” means the educational communications board, government accountability  
20 board, investment board, public defender board and technical college system board  
21 and “commission” means the public service commission. Notwithstanding sub. (2)  
22 (z), no division administrator position exceeding the number authorized in sub. (2)  
23 (e) may be created in the unclassified service.

24           **SECTION 336.** 230.09 (2) (g) of the statutes is amended to read:

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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), ~~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.

21           **SECTION 337.** 230.10 (1) of the statutes is amended to read:

22           230.10 (1) Except as provided under sub. (2), the compensation plan provisions  
23 of s. 230.12 apply to all employees of the classified service, ~~unless they are covered~~  
24 ~~by a collective bargaining agreement under subch. V of ch. 111.~~ If an employee is  
25 covered under a collective bargaining agreement under subch. V of ch. 111, the

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1 compensation plan provisions of s. 230.12 apply to that employee, except for those  
2 provisions relating to matters that are subject to bargaining under a collective  
3 bargaining agreement that covers the employee.

4 **SECTION 338.** 230.12 (3) (e) 1. of the statutes is amended to read:

5 230.12 (3) (e) 1. The director, after receiving recommendations from the board  
6 of regents, shall submit to the joint committee on employment relations a proposal  
7 for adjusting compensation and employee benefits for employees under ss. 20.923  
8 (4g), (5) and (6) (m) and 230.08 (2) (d) who are not included in a collective bargaining  
9 unit under subch. V ~~or VI~~ of ch. 111 for which a representative is certified. The  
10 proposal shall include the salary ranges and adjustments to the salary ranges for the  
11 university senior executive salary groups 1 and 2 established under s. 20.923 (4g).  
12 The proposal shall be based upon the competitive ability of the board of regents to  
13 recruit and retain qualified faculty and academic staff, data collected as to rates of  
14 pay for comparable work in other public services, universities and commercial and  
15 industrial establishments, recommendations of the board of regents and any special  
16 studies carried on as to the need for any changes in compensation and employee  
17 benefits to cover each year of the biennium. The proposal shall also take proper  
18 account of prevailing pay rates, costs and standards of living and the state's  
19 employment policies. The proposal for such pay adjustments may contain  
20 recommendations for across-the-board pay adjustments, merit or other  
21 adjustments and employee benefit improvements. Paragraph (b) and sub. (1) (bf)  
22 shall apply to the process for approval of all pay adjustments for such employees  
23 under ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d). The proposal as approved  
24 by the joint committee on employment relations and the governor shall be based  
25 upon a percentage of the budgeted salary base for such employees under ss. 20.923

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1 (4g), (5) and (6) (m) and 230.08 (2) (d). The amount included in the proposal for merit  
2 and adjustments other than across-the-board pay adjustments is available for  
3 discretionary use by the board of regents.

4 **SECTION 339.** 230.24 (4) of the statutes is created to read:

5 230.24 (4) An appointing authority may reassign an employee in a career  
6 executive position to a career executive position in any agency if the appointing  
7 authority in the agency to which the employee is to be reassigned approves of the  
8 reassignment.

9 **SECTION 340.** 230.26 (4) of the statutes is amended to read:

10 230.26 (4) Fringe benefits specifically authorized by statutes, with the  
11 exception of deferred compensation plan participation under subch. VII of ch. 40,  
12 worker's compensation, unemployment insurance, ~~group insurance, retirement,~~ and  
13 social security coverage, shall be denied employees hired under this section. Such  
14 employees may not be considered permanent employees and do not qualify for  
15 tenure, vacation, paid holidays, sick leave, performance awards, or the right to  
16 compete in promotional examinations.

17 **SECTION 341.** 230.29 (1) of the statutes is renumbered 230.29 and amended to  
18 read:

19 **230.29 Transfers.** ~~Subject to sub. (2), a~~ A transfer may be made from one  
20 position to another only if specifically authorized by the administrator.

21 **SECTION 342.** 230.29 (2) of the statutes is repealed.

22 **SECTION 343.** 230.34 (1) (ar) of the statutes is amended to read:

23 230.34 (1) (ar) Paragraphs (a) and (am) apply to all employees with permanent  
24 status in class in the classified service and all employees who have served with the  
25 state as an assistant district attorney for a continuous period of 12 months or more,

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1 ~~except that for employees specified in s. 111.81 (7) (a) in a collective bargaining unit~~  
2 ~~for which a representative is recognized or certified, or for employees specified in s.~~  
3 ~~111.81 (7) (b) or (c) in a collective bargaining unit for which a representative is~~  
4 ~~certified, if a collective bargaining agreement is in effect covering employees in the~~  
5 ~~collective bargaining unit, the determination of just cause and all aspects of the~~  
6 ~~appeal procedure shall be governed by the provisions of the collective bargaining~~  
7 ~~agreement.~~

8 **SECTION 344.** 230.34 (1) (ax) of the statutes is created to read:

9 230.34 (1) (ax) 1. Notwithstanding pars. (a), (am), and (ar), during a state of  
10 emergency declared by the governor under s. 323.10, an appointing authority may  
11 discharge any employee who does any of the following:

12 a. Fails to report to work as scheduled for any 3 working days during the state  
13 of emergency and the employee's absences from work are not approved leaves of  
14 absence.

15 b. Participates in <sup>participation in</sup> a strike, work stoppage, sit-down, stay-in, slowdown, or  
16 other concerted activities to interrupt the operations or services of state government,  
17 including specifically/purported mass resignations or sick calls.

18 2. Engaging in any action under subd. 1. constitutes just cause for discharge.

19 3. Before discharging an employee, the appointing authority shall provide the  
20 employee notice of the action and shall furnish to the employee in writing the reasons  
21 for the action. The appointing authority shall provide the employee an opportunity  
22 to respond to the reasons for the discharge.

23 **SECTION 345.** 230.35 (1s) of the statutes is amended to read:

24 230.35 (1s) Annual leave of absence with pay for instructional staff employed  
25 by the board of regents of the University of Wisconsin System who provide services

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1 for a charter school established by contract under s. 118.40 (2r) (cm) shall be  
2 determined by the governing board of the charter school established by contract  
3 under s. 118.40 (2r) (cm), as approved by the chancellor of the University of  
4 Wisconsin-Parkside ~~and subject to the terms of any collective bargaining agreement~~  
5 ~~under subch. V of ch. 111 covering the instructional staff.~~

6 **SECTION 346.** 230.35 (2d) (e) of the statutes is amended to read:

7 230.35 (2d) (e) For employees who are included in a collective bargaining unit  
8 for which a representative is recognized or certified under subch. V ~~or VI~~ of ch. 111,  
9 this subsection shall apply unless otherwise provided in a collective bargaining  
10 agreement.

11 **SECTION 347.** 230.35 (3) (e) 6. of the statutes is amended to read:

12 230.35 (3) (e) 6. For employees who are included in a collective bargaining unit  
13 for which a representative is recognized or certified under subch. V ~~or VI~~ of ch. 111,  
14 this paragraph shall apply unless otherwise provided in a collective bargaining  
15 agreement.

16 **SECTION 348.** 230.88 (2) (b) of the statutes is amended to read:

17 230.88 (2) (b) No collective bargaining agreement supersedes the rights of an  
18 employee under this subchapter. However, nothing in this subchapter affects any  
19 right of an employee to pursue a grievance procedure under a collective bargaining  
20 agreement under subch. V ~~or VI~~ of ch. 111, and if the division of equal rights  
21 determines that a grievance arising under such a collective bargaining agreement  
22 involves the same parties and matters as a complaint under s. 230.85, it shall order  
23 the arbitrator's final award on the merits conclusive as to the rights of the parties  
24 to the complaint, on those matters determined in the arbitration which were at issue  
25 and upon which the determination necessarily depended.

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1           **SECTION 349.** 233.02 (1) (h) of the statutes is repealed.

2           **SECTION 350.** 233.02 (8) of the statutes is amended to read:

3           233.02 (8) The members of the board of directors shall annually elect a  
4 chairperson and may elect other officers as they consider appropriate. Eight ~~voting~~  
5 members of the board of directors constitute a quorum for the purpose of conducting  
6 the business and exercising the powers of the authority, notwithstanding the  
7 existence of any vacancy. The members of the board of directors specified under sub.  
8 (1) (c) and (g) may not be the chairperson of the board of directors for purposes of 1995  
9 Wisconsin Act 27, section 9159 (2). The board of directors may take action upon a vote  
10 of a majority of the members present, unless the bylaws of the authority require a  
11 larger number.

12           **SECTION 351.** 233.03 (7) of the statutes is amended to read:

13           233.03 (7) Subject to s. 233.10 and ch. 40 and 1995 Wisconsin Act 27, section  
14 9159 (4) ~~and the duty to engage in collective bargaining with employees in a collective~~  
15 ~~bargaining unit for which a representative is recognized or certified under subch. I~~  
16 ~~of ch. 111~~, employ any agent, employee or special advisor that the authority finds  
17 necessary and fix his or her compensation and provide any employee benefits,  
18 including an employee pension plan.

19           **SECTION 352.** 233.04 (2) of the statutes is amended to read:

20           233.04 (2) Subject to ~~subs. (4) to (4r)~~ and s. 233.10, develop and implement a  
21 personnel structure and other employment policies for employees of the authority.

22           **SECTION 353.** 233.04 (4) of the statutes is repealed.

23           **SECTION 354.** 233.04 (4m) of the statutes is repealed.

24           **SECTION 355.** 233.04 (4r) of the statutes is repealed.

25           **SECTION 356.** 233.10 (1) of the statutes is amended to read:

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

5           **SECTION 357.** 233.10 (2) (intro.) of the statutes is amended to read:

6           233.10 (2) (intro.) Subject to subs. (3), ~~(3m)~~, (3r) and (3t) and ch. 40 ~~and the duty~~  
7   ~~to engage in collective bargaining with employees in a collective bargaining unit for~~  
8   ~~which a representative is recognized or certified under subch. I of ch. 111, the~~  
9   authority shall establish any of the following:

10          **SECTION 358.** 233.10 (3) (a) (intro.) of the statutes is amended to read:

11          233.10 (3) (a) (intro.) In this subsection and ~~subs. (3m) and sub.~~ (4), “carry-over  
12   employee” means an employee of the authority who satisfies all of the following:

13          **SECTION 359.** 233.10 (3) (b) of the statutes is repealed.

14          **SECTION 360.** 233.10 (3) (c) (intro.) of the statutes is amended to read:

15          233.10 (3) (c) (intro.) If an employee of the authority is a carry-over employee  
16   ~~and is an employee to whom par. (b) does not apply~~, the authority shall, when setting  
17   the terms of the carry-over employee’s employment during the period beginning on  
18   June 29, 1996, and ending on June 30, 1997, do all of the following:

19          **SECTION 361.** 233.10 (3) (d) of the statutes is amended to read:

20          233.10 (3) (d) If an employee of the authority is not a carry-over employee ~~and~~  
21   ~~is an employee to whom par. (b) does not apply~~, the authority shall, from June 29,  
22   1996, to June 30, 1997, provide that employee the same rights, benefits and  
23   compensation provided to a carry-over employee under par. (c) who holds a position  
24   at the authority with similar duties.

25          **SECTION 362.** 233.10 (3m) of the statutes is repealed.



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1           **SECTION 363.** 281.75 (4) (b) 3. of the statutes, as affected by 2011 Wisconsin Act  
2 .... (January 2011 Special Session Senate Bill 6), is amended to read:

3           281.75 (4) (b) 3. An authority created under subch. II of ch. 114 or ch. 52, 231,  
4 233, 234, 237, or 238.

5           **SECTION 364.** 285.59 (1) (b) of the statutes, as affected by 2011 Wisconsin Act  
6 .... (January 2011 Special Session Senate Bill 6), is amended to read:

7           285.59 (1) (b) "State agency" means any office, department, agency, institution  
8 of higher education, association, society or other body in state government created  
9 or authorized to be created by the constitution or any law which is entitled to expend  
10 moneys appropriated by law, including the legislature and the courts, the Wisconsin  
11 Housing and Economic Development Authority, the Bradley Center Sports and  
12 Entertainment Corporation, the University of Wisconsin Hospitals and Clinics  
13 Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace  
14 Authority, ~~the Wisconsin Quality Home Care Authority,~~ the Wisconsin Economic  
15 Development Corporation, and the Wisconsin Health and Educational Facilities  
16 Authority.

17           **SECTION 365.** 704.31 (3) of the statutes is amended to read:

18           704.31 (3) This section does not apply to a lease to which a local professional  
19 baseball park district created under subch. III of ch. 229, ~~the Wisconsin Quality~~  
20 ~~Home Care Authority,~~ or the Fox River Navigational System Authority is a party.

21           **SECTION 366.** 851.71 (4) of the statutes is amended to read:

22           851.71 (4) In counties having a population of 500,000 or more, the appointment  
23 under subs. (1) and (2) shall be made as provided in those subsections but the judges  
24 shall not remove the register in probate and deputy registers, except through charges

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1 for dismissal made and sustained under s. 63.10 ~~or an applicable collective~~  
2 ~~bargaining agreement.~~

3 **SECTION 367.** 978.12 (1) (c) of the statutes is amended to read:

4 978.12 (1) (c) *Assistant district attorneys.* Assistant district attorneys shall be  
5 employed outside the classified service. For purposes of salary administration, the  
6 director of the office of state employment relations shall establish one or more  
7 classifications for assistant district attorneys in accordance with the classification  
8 or classifications allocated to assistant attorneys general. Except as provided in s.  
9 111.93 (3) (b), the salaries of assistant district attorneys shall be established and  
10 adjusted in accordance with the state compensation plan for assistant attorneys  
11 general whose positions are allocated to the classification or classifications  
12 established by the director of the office of state employment relations.

13 **SECTION 368.** 2007 Wisconsin Act 20, section 9201 (1c) (a) is amended to read:

14 [2007 Wisconsin Act 20] Section 9201 (1c) (a) Notwithstanding sections 20.001  
15 (3) (a) to (c) and 25.40 (3) of the statutes, but subject to paragraph (d), the secretary  
16 of administration shall lapse to the general fund or transfer to the general fund from  
17 the unencumbered balances of state operations appropriations to executive branch  
18 state agencies, other than sum sufficient appropriations and appropriations of  
19 federal revenues, an amount equal to \$200,000,000 during the 2007-09 fiscal  
20 biennium and ~~\$200,000,000~~ \$121,000,000 during the 2009-11 fiscal biennium. This  
21 paragraph shall not apply to appropriations to the Board of Regents of the University  
22 of Wisconsin System and to the technical college system board.

23 **SECTION 369.** 2009 Wisconsin Act 28, section 9222 (1d) is repealed.

24 **SECTION 9101. Nonstatutory provisions; Administration.**

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1           (1) EVALUATION OF STAFFING NEEDS AT THE WISCONSIN EMPLOYMENT RELATIONS  
2 COMMISSION. The department of administration shall evaluate the staffing  
3 requirements of the Wisconsin employment relations commission and shall submit  
4 the report of the evaluation to the joint committee on finance under section 13.10 of  
5 the statutes.

6           (2) POSITION INCREASES AND DECREASES.

7           (a) The authorized FTE positions for the department of administration are  
8 decreased by 1.0 FED position, funded from the appropriation under section 20.505  
9 (1) (pz) of the statutes, for the purpose for which the appropriation is made. The  
10 secretary of administration shall identify the position.

11           (b) The authorized FTE positions for the department of administration are  
12 decreased by 1.0 PR position, funded from the appropriation under section 20.505 (1)  
13 (kr) of the statutes, for the purpose for which the appropriation is made. The  
14 secretary of administration shall identify the position.

15           (c) The authorized FTE positions for the department of administration are  
16 increased by 1.0 PR position, funded from the appropriation under section 20.505 (1)  
17 (ka) of the statutes, to provide for an unclassified division administrator.

18           (d) The authorized FTE positions for the department of administration are  
19 increased by 1.0 PR position, funded from the appropriation under section 20.505 (1)  
20 (kr) of the statutes, to provide for an unclassified division administrator.

21           (e) The authorized FTE positions for the department of administration are  
22 increased by 1.0 PR position, funded from the appropriation under section 20.505 (5)  
23 (ka) of the statutes, to provide for an unclassified division administrator.

24           **SECTION 9103. Nonstatutory provisions; Agriculture, Trade and**  
25 **Consumer Protection.**

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1 (1) POSITION INCREASES AND DECREASES.

2 (a) The authorized FTE positions for the department of agriculture, trade and  
3 consumer protection are decreased by 3.0 GPR positions, funded from the  
4 appropriation under section 20.115 (8) (a) of the statutes, for the purpose for which  
5 the appropriation is made. The secretary of administration shall identify the  
6 positions.

7 (b) The authorized FTE positions for the department of agriculture, trade and  
8 consumer protection are increased by 3.0 GPR positions, funded from the  
9 appropriation under section 20.115 (8) (a) of the statutes, to provide for additional  
10 unclassified division administrators.

11 **SECTION 9108. Nonstatutory provisions; Children and Families.**

12 (1) POSITION INCREASES AND DECREASES.

13 (a) The authorized FTE positions for the department of children and families  
14 are decreased by 1.0 PR position, funded from the appropriation under section 20.437  
15 (3) (k) of the statutes, for the purpose for which the appropriation is made. The  
16 secretary of administration shall identify the position.

17 (b) The authorized FTE positions for the department of children and families  
18 are decreased by 1.85 GPR positions, funded from the appropriation under section  
19 20.437 (3) (a) of the statutes, for the purpose for which the appropriation is made.  
20 The secretary of administration shall identify the positions.

21 (c) The authorized FTE positions for the department of children and families  
22 are decreased by 0.15 FED position, funded from the appropriation under section  
23 20.437 (3) (n) of the statutes, for the purpose for which the appropriation is made.  
24 The secretary of administration shall identify the position.

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1 (d) The authorized FTE positions for the department of children and families  
2 are increased by 1.0 PR position, funded from the appropriation under section 20.437  
3 (3) (k) of the statutes, to provide for an unclassified division administrator.

4 (e) The authorized FTE positions for the department of children and families  
5 are increased by 1.85 GPR positions, funded from the appropriation under section  
6 20.437 (3) (a) of the statutes, to provide for additional unclassified division  
7 administrators.

8 (f) The authorized FTE positions for the department of children and families  
9 are increased by 0.15 FED position, funded from the appropriation under section  
10 20.437 (3) (n) of the statutes, to provide for an unclassified division administrator.

**SECTION 9111. Nonstatutory provisions; Corrections.**

12 (1) POSITION INCREASES AND DECREASES.

13 (a) The authorized FTE positions for the department of corrections are  
14 decreased by 3.0 GPR positions, funded from the appropriation under section 20.410  
15 (1) (a) 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 department of corrections are  
18 increased by 3.0 GPR positions, funded from the appropriation under section 20.410  
19 (1) (a) of the statutes, to provide for additional unclassified division administrators.

**SECTION 9115. Nonstatutory provisions; Employee Trust Funds.**

21 (1) STATE EMPLOYEE HEALTH CARE COVERAGE.

22 (a) Notwithstanding section 40.05 (4) (ag) and (c) of the statutes, as affected by  
23 this act, beginning with health insurance premiums paid in April 2011, and ending  
24 with coverage for December 2011, all of the following shall apply:

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1           1. Employees covered under section 40.05 (4) (ag) 2. of the statutes, as affected  
2 by this act, shall pay \$84 a month for individual coverage and \$208 a month for family  
3 coverage for health care coverage under any plan offered in the tier with the lowest  
4 employee premium cost under section 40.51 (6) of the statutes; \$122 a month for  
5 individual coverage and \$307 a month for family coverage for health care coverage  
6 under any plan offered in the tier with the next lowest employee premium cost under  
7 section 40.51 (6) of the statutes; and \$226 a month for individual coverage and \$567  
8 a month for family coverage for health care coverage under any plan offered in the  
9 tier with the highest employee premium cost under section 40.51 (6) of the statutes.

10           2. Eligible employees covered under section 40.02 (25) (b) 2. of the statutes, as  
11 affected by this act, shall pay 50 percent of the amounts required for employees under  
12 subdivision 1.

13           3. Employees covered under section 40.05 (4) (ag) 1. of the statutes, as affected  
14 by this act, and craft employees, as defined in section 111.81 (4) of the statutes, and  
15 related nonrepresented employees shall pay the same amounts that they are  
16 required to pay on the day before the effective date of this subdivision.

17           (b) If an employer is unable to modify payroll procedures in sufficient time to  
18 collect employees' increased share of the premium costs for health care coverage  
19 under paragraph (a), the employer shall recover all amounts that employees owe for  
20 the increased share of premium costs before July 1, 2011.

21           (2) EMPLOYER AND EMPLOYEE REQUIRED CONTRIBUTIONS FOR 2011. Notwithstanding  
22 the employer and employee required contributions rates established for 2011 under  
23 section 40.05 (1) and (2), 2009 stats., beginning on the first day of the first pay period  
24 after March 13, 2011, the employee required contributions under section 40.05 (1) (a)  
25 of the statutes, as affected by this act, shall be in effect for the remainder of 2011, and

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1 the employer required contributions under section 40.05 (2) of the statutes shall be  
2 adjusted to reflect the increases in employee required contributions for the  
3 remainder of 2011. In addition, beginning on the first day of the first pay period after  
4 March 13, 2011, for the purpose of calculating employee required contributions, the  
5 benefit adjustment contribution established under section 40.05 (2m), 2009 stats.,  
6 shall be treated as an employer required contribution for the remainder of 2011. If  
7 an employer is unable to modify payroll procedures in sufficient time to collect the  
8 increased employee required contributions before the first day of the first pay period  
9 after March 13, 2011, the employer shall recover all amounts that employees owe  
10 before July 1, 2011.

11 (3) MODIFICATIONS TO WISCONSIN RETIREMENT SYSTEM.

12 (a) The secretary of administration, the director of the office of state  
13 employment relations, and the secretary of employee trust funds shall study the  
14 structure of the Wisconsin Retirement System and benefits provided under the  
15 Wisconsin Retirement System. The study shall specifically address the following  
16 issues:

17 1. Establishing a defined contribution plan as an option for participating  
18 employees, as defined in section 40.02 (46) of the statutes.

19 2. Establishing a vesting period of 1, 5, or 10 years for employer contributions  
20 under section 40.05 (2) of the statutes and for eligibility for retirement benefits.

21 3. Modifying the supplemental health insurance premium credit program  
22 under subchapter IX of chapter 40 of the statutes.

23 4. Permitting employees to not make employee required contributions under  
24 section 40.05 (1) (a) of the statutes and limiting retirement benefits for employees

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1 who do not make employee required contributions to a money purchase annuity  
2 calculated under section 40.23 (3) of the statutes.

3 (b) No later than June 30, 2012, the secretary of administration, the director  
4 of the office of state employment relations, and the secretary of employee trust funds  
5 shall report their findings and recommendations to the governor.

6 (4) ALLOCATION OF CERTAIN EXCESS RESERVES IN THE PUBLIC EMPLOYEE TRUST FUND  
7 TO REDUCE EMPLOYER HEALTH INSURANCE COSTS DURING 2011. Notwithstanding any  
8 action of the group insurance board under section 40.03 (6) (d) of the statutes, from  
9 reserve accounts established under section 20.515 (1) (r) of the statutes for group  
10 health insurance and pharmacy benefits for state employees, the secretary of  
11 employee trust funds shall allocate an amount equal to \$28,000,000 to reduce  
12 employer costs for providing group health insurance for state employees for the  
13 period beginning on July 1, 2011, and ending on December 31, 2011.

14 (5) AGREEMENTS TO MODIFY GROUP INSURANCE COVERAGE FOR STATE EMPLOYEES.  
15 Section 40.03 (6) (c) of the statutes shall not apply to any agreements entered into  
16 by the group insurance board to modify group insurance coverage for the 2012 and  
17 2013 calendar years.

18 (6) REDUCTIONS IN HEALTH CARE PREMIUM COSTS FOR HEALTH CARE COVERAGE  
19 DURING 2012 CALENDAR YEAR. The group insurance board shall design health care  
20 coverage plans for the 2012 calendar year that, after adjusting for any inflationary  
21 increase in health benefit costs, as determined by the group insurance board, reduces  
22 the average premium cost of plans offered in the tier with the lowest employee  
23 premium cost under section 40.51 (6) of the statutes by at least 5 percent from the  
24 cost of such plans offered during the 2011 calendar year. The group insurance board  
25 shall include copayments in the health care coverage plans for the 2012 calendar



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1 year and may require health risk assessments for state employees and participation  
2 in wellness or disease management programs.

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

**SECTION 9117. Nonstatutory provisions; Financial 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

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

**SECTION 9121. Nonstatutory provisions; Health Services.**

22 (1) **POSITION INCREASES AND DECREASES.**

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

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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 **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 **SECTION 9132. Nonstatutory provisions; Local Government.**

24 (1) UNION REPRESENTATIVE CERTIFICATION VOTE.

25 (a) In this subsection:

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

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

5           (b) Each collective bargaining unit under subchapter IV of chapter 111 of the  
6 statutes, as affected by this act, containing general municipal employees shall vote  
7 to certify or decertify their representatives as provided in section 111.70 (4) (d) 3. b.  
8 of the statutes, as created by this act. Notwithstanding the date provided under  
9 section 111.70 (4) (d) 3. b. of the statutes, as created by this act, if the collective  
10 bargaining agreement is terminated before April 30, 2011 the vote shall be held in  
11 April 2011.

*Who are  
subject to an  
extension  
of their  
collective  
bargaining  
agreements  
shall  
have  
their  
collective  
bargaining  
agreement  
terminated  
as  
soon  
as  
legally  
possible  
and*

**SECTION 9135. Nonstatutory provisions; Natural Resources.**

(1) POSITION INCREASES AND DECREASES.

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

18           (b) The authorized FTE positions for the department of natural resources are  
19 decreased by 2.0 SEG positions, funded from the appropriation under section 20.370  
20 (8) (mu) of the statutes, for the purpose for which the appropriation is made. The  
21 secretary of administration shall identify the positions.

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

**BILL**

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

**SECTION 9139. Nonstatutory provisions; Public Service Commission.****(1) POSITION INCREASES AND DECREASES.**

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

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

**SECTION 9140. Nonstatutory provisions; Regulation and Licensing.****(1) POSITION INCREASES AND DECREASES.**

16 (a) The authorized FTE positions for the department of regulation and  
17 licensing are decreased by 2.0 PR positions, funded from the appropriation under  
18 section 20.165 (1) (g) of the statutes, for the purpose for which the appropriation is  
19 made. The secretary of administration shall identify the positions.

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

**SECTION 9141. Nonstatutory provisions; Revenue.****(1) POSITION INCREASES AND DECREASES.**

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

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

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

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

15           **SECTION 9143. Nonstatutory provisions; State Employment Relations,**  
16 **Office of.**

17           (1) HEALTH INSURANCE OPTIONS. The director of the office of state employment  
18 relations and the secretary of employee trust funds shall study the feasibility of  
19 offering to employees eligible who receive health care coverage under subchapter IV  
20 of chapter 40 of the statutes, beginning on January 1, 2013, the options of receiving  
21 health care coverage through either a low-cost health care coverage plan or through  
22 a high-deductible health plan and the establishment of a health savings account, as  
23 described in 26 USC 223. The director of the office of state employment relations and  
24 the secretary of employee trust funds shall also study the feasibility of requiring  
25 state employees to receive health care coverage through a health benefits exchange

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1 established pursuant to the federal Patient Protection and Affordable Care Act of  
2 2010 and creating a health care insurance purchasing pool for all state and local  
3 government employees and individuals receiving health care coverage under the  
4 Medical Assistance program. No later than June 30, 2012, the director and secretary  
5 shall report their findings and recommendations to the governor.

6 (2) COMPENSATION FOR REPRESENTED STATE EMPLOYEES. Upon termination of any  
7 collective bargaining agreement between the state and a labor organization  
8 representing employees in a collective bargaining unit under section 111.825 (1) or  
9 (2) of the statutes, as affected by this act, the director of the office of state employment  
10 relations may continue to administer those provisions of the collective bargaining  
11 agreements that the director determines necessary for the orderly administration of  
12 the state civil services system until the compensation plan under section 230.12 of  
13 the statutes is established for the 2011-13 fiscal biennium.

14 (3) POSITION INCREASES AND DECREASES.

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

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

**SECTION 9147. Nonstatutory provisions; Tourism.**

23 (1) POSITION INCREASES AND DECREASES.

24 (a) The authorized FTE positions for the department of tourism are decreased  
25 by 1.0 GPR position, funded from the appropriation under section 20.380 (1) (a) of

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

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

**SECTION 9148. Nonstatutory provisions; Transportation.**

7 (1) POSITION INCREASES AND DECREASES.

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

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

**SECTION 9151. Nonstatutory provisions; University of Wisconsin  
16 Hospitals and Clinics Board.**

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

21 (2) TRANSFER OF EMPLOYEES TO UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS  
22 AUTHORITY. On the effective date of this subsection, all employees of the University  
23 of Wisconsin Hospitals and Clinics Board are transferred to the University of  
24 Wisconsin Hospitals and Clinics Authority. The University of Wisconsin Hospitals  
25 and Clinics Authority shall adhere to the terms of any collective bargaining

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1 agreement covering the employees that is in force on the effective date of this  
2 subsection, including specifically terms relating to employer payment of any  
3 employee required contributions under the Wisconsin Retirement System and  
4 employer payment of any health insurance premiums on behalf of employees. Upon  
5 termination of the collective bargaining agreement, the University of Wisconsin  
6 Hospitals and Clinics Authority shall establish the compensation and benefits of the  
7 employees under section 233.10 (2) of the statutes.

**SECTION 9154. Nonstatutory provisions; Workforce Development.****(1) POSITION INCREASES AND DECREASES.**

10 (a) The authorized FTE positions for the department of workforce development  
11 are decreased by 2.0 PR positions, funded from the appropriation under section  
12 20.445 (1) (kc) of the statutes, for the purpose for which the appropriation is made.  
13 The secretary of administration shall identify the positions.

14 (b) The authorized FTE positions for the department of workforce development  
15 are increased by 2.0 PR positions, funded from the appropriation under section  
16 20.445 (1) (kc) of the statutes, to provide for additional unclassified division  
17 administrators.

**SECTION 9155. Nonstatutory provisions; Other.****(1) UNION REPRESENTATIVE CERTIFICATION VOTE.**

20 (a) In this subsection, "general employee" has the meaning given in section  
21 111.81 (9g) of the statutes, as created by this act.

22 (b) Each collective bargaining unit under subchapter V of chapter 111 of the  
23 statutes, as affected by this act, containing general employees shall vote to certify or  
24 decertify their representatives as provided in section 111.83 (3) (b) of the statutes,



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1 as created by this act. Notwithstanding the date provided under section 111.83 (3)  
2 (b) of the statutes, as created by this act, the vote shall be held in April 2011.

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

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

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

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

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

17 (1) TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK GRANT FUNDS. In the  
18 schedule under section 20.005 (3) of the statutes for the appropriation to the  
19 department of children and families under section 20.437 (2) (md) of the statutes, as  
20 affected by the acts of 2011, the dollar amount is increased by \$37,000,000 for the  
21 second fiscal year of the fiscal biennium in which this subsection takes effect to  
22 support an increase in the earned income tax credit.

23 (2) INCOME AUGMENTATION LAPSE.

24 (a) Notwithstanding section 20.001 (3) (c) of the statutes, there is lapsed to the  
25 general fund from the appropriation account to the department of children and

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1 families under section 20.437 (1) (kx) of the statutes, as affected by the acts of 2011,  
2 \$2,011,200 in the second fiscal year of the fiscal biennium in which this subsection  
3 takes effect.

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

7 **SECTION 9211. Fiscal changes; Corrections.**

8 (1) ADULT CORRECTIONAL SERVICES. In the schedule under section 20.005 (3) of  
9 the statutes for the appropriation to the department of corrections under section  
10 20.410 (1) (a) of the statutes, as affected by the acts of 2011, the dollar amount is  
11 increased by \$19,537,900 for the second fiscal year of the fiscal biennium in which  
12 this subsection takes effect to increase funding for the purpose for which the  
13 appropriation is made.

14 (2) TRANSFERS.

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

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

23 (c) There is transferred from the appropriation account under section 20.410  
24 (2) (a) of the statutes to the appropriation account under section 20.410 (1) (a) of the

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1 statutes \$100,200 in the second fiscal year of the fiscal biennium in which this  
2 paragraph takes effect.

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

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

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

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

**SECTION 9219. Fiscal changes; Governor.**

19 (1) LAPSES TO GENERAL FUND RELATING TO EMPLOYER SAVINGS IN FRINGE BENEFIT  
20 COSTS DURING THE 2009-11 FISCAL BIENNIUM. Notwithstanding section 20.001 (3) (a) to  
21 (c) of the statutes, before July 1, 2011, the governor shall take actions to ensure that  
22 from general purpose revenue appropriations to the office of the governor under  
23 section 20.525 of the statutes an amount equal to \$37,500 is lapsed from sum certain  
24

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1 appropriation accounts or is subtracted from the expenditure estimates for any other  
2 type of appropriations, or both.

**SECTION 9221. Fiscal changes; Health Services.****(1) INCOME AUGMENTATION LAPSE.**

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

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

13 (2) COMMUNITY AIDS APPROPRIATION. In the schedule under section 20.005 (3) of  
14 the statutes for the appropriation to the department of health services under section  
15 20.435 (7) (b) of the statutes, as affected by the acts of 2011, the dollar amount is  
16 decreased by \$3,100,000 for the second fiscal year of the fiscal biennium in which this  
17 subsection takes effect for the purposes for which the appropriation is made.

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

24 (4) MEDICAL ASSISTANCE ADMINISTRATION APPROPRIATION. In the schedule under  
25 section 20.005 (3) of the statutes for the appropriation to the department of health

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1 services under section 20.435 (4) (bm) of the statutes, as affected by the acts of 2011,  
2 the dollar amount is increased by \$16,000,000 for the second fiscal year of the fiscal  
3 biennium in which this subsection takes effect for the purposes for which the  
4 appropriation is made.

5 (5) INCOME MAINTENANCE APPROPRIATION. In the schedule under section 20.005  
6 (3) of the statutes for the appropriation to the department of health services under  
7 section 20.435 (4) (bn) of the statutes, as affected by the acts of 2011, the dollar  
8 amount is increased by \$2,500,000 for the second fiscal year of the fiscal biennium  
9 in which this subsection takes effect for the purposes for which the appropriation is  
10 made.

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

16 (7) MEDICAL ASSISTANCE PROGRAM BENEFITS APPROPRIATION INCREASE. In the  
17 schedule under section 20.005 (3) of the statutes for the appropriation to the  
18 department of health services under section 20.435 (4) (b) of the statutes, as affected  
19 by the acts of 2011, the dollar amount is increased by \$6,800,000 for the second fiscal  
20 year of the fiscal biennium in which this subsection takes effect to fund the  
21 contribution for indigent health care in Milwaukee County.

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

22 (1) FEDERAL PROGRAM SUPPLEMENT. In the schedule under section 20.005 (3) of  
23 the statutes for the appropriation to the joint committee on finance under section  
24 20.865 (4) (m) of the statutes, as affected by the acts of 2011, the dollar amount is  
25

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1 decreased by \$37,000,000 for the second fiscal year of the fiscal biennium in which  
2 this subsection takes effect for supplementing federal earned income tax credit  
3 payments.

4 (2) GENERAL PURPOSE REVENUE FUNDS GENERAL PROGRAM SUPPLEMENTATION. In the  
5 schedule under section 20.005 (3) of the statutes for the appropriation to the joint  
6 committee on finance under section 20.865 (4) (a) of the statutes, as affected by the  
7 acts of 2011, the dollar amount is decreased by \$4,590,400 for the second fiscal year  
8 of the fiscal biennium in which this subsection takes effect to reduce expenditures  
9 for the purpose for which the appropriation is made.

**SECTION 9230. Fiscal changes; Legislature.**

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

12 (a) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, before July 1,  
13 2011, the cochairpersons of the joint committee on legislative organization shall take  
14 actions to ensure that from general purpose revenue appropriations to the  
15 legislature under section 20.765 of the statutes an amount equal to \$717,700 is  
16 lapsed from sum certain appropriation accounts or is subtracted from the  
17 expenditure estimates for any other type of appropriations, or both.

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

**SECTION 9241. Fiscal changes; Revenue.**

21 (1) EARNED INCOME TAX CREDIT. In the schedule under section 20.005 (3) of the  
22 statutes for the appropriation to the department of revenue under section 20.835 (2)  
23 (kf) of the statutes, as affected by the acts of 2011, the dollar amount is increased by  
24  
25

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1 \$37,000,000 for the second fiscal year of the fiscal biennium in which this subsection  
2 takes effect for the purposes for which the appropriation is made.

**SECTION 9245. Fiscal changes; Supreme Court.**

3  
4 (1) LAPSES TO GENERAL FUND RELATING TO EMPLOYER SAVINGS IN FRINGE BENEFIT  
5 COSTS DURING THE 2009-11 FISCAL BIENNIUM. Notwithstanding section 20.001 (3) (a) to  
6 (c) of the statutes, before July 1, 2011, the chief justice of the supreme court shall take  
7 actions to ensure that from general purpose revenue appropriations to the judicial  
8 branch of government under subchapter VII of chapter 20 of the statutes an amount  
9 equal to \$1,153,400 is lapsed from sum certain appropriation accounts or is  
10 subtracted from the expenditure estimates for any other type of appropriations, or  
11 both.

**SECTION 9255. Fiscal changes; Other.**

12  
13 (1) LAPSES TO GENERAL FUND RELATING TO EMPLOYER SAVINGS IN FRINGE BENEFIT  
14 COSTS DURING THE 2009-11 FISCAL BIENNIUM.

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

17 (b) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, before July 1,  
18 2011, the secretary of administration shall lapse to the general fund, from the  
19 unencumbered balances of general purpose revenue and program revenue  
20 appropriations to state agencies, other than sum sufficient appropriations and  
21 appropriations of federal revenues, an amount equal to \$27,891,400.

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

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

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

6  
7 (1) HEALTH CARE COVERAGE PREMIUMS. The treatment of sections 40.02 (25) (b)  
8 2., 40.05 (4) (ag), (ar), and (c), 40.51 (7), and 40.52 (3) of the statutes and SECTION 9115  
9 (1) of this act first apply to employees who are covered by a collective bargaining  
10 agreement that contains provisions inconsistent with those sections on the day on  
11 which the agreement expires or is terminated, extended, modified, or renewed,  
12 whichever occurs first.

13 (2) PAYMENT OF EMPLOYEE REQUIRED CONTRIBUTIONS. The treatment of sections  
14 13.111 (2), 40.02 (27), 40.05 (1) (a) (intro.), 1., 2., 3., and 4. and (b), (2m), and (2n),  
15 40.32 (1), 59.875, 62.623, and 66.0518 of the statutes and SECTION 9115 (2) of this act  
16 first apply to employees who are covered by a collective bargaining agreement that  
17 contains provisions inconsistent with those sections on the day on which the  
18 agreement expires or is terminated, extended, modified, or renewed, whichever  
19 occurs first.

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

20  
21 (a) Except as provided in paragraph (b), for elected officials, as defined in  
22 section 40.02 (24) of the statutes, who are participating employees in the Wisconsin  
23 retirement system, the treatment of section 40.23 (2m) (e) 2. of the statutes first  
24 applies to creditable service that is performed on the first day of a term of office that  
25 begins after the effective date of this paragraph.



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

**SECTION 9332. Initial applicability; Local Government.**

6 (1) COLLECTIVE BARGAINING; MUNICIPAL EMPLOYEES. The treatment of sections  
7 20.425 (1) (i), 46.2895 (8) (a) 1., 49.825 (3) (b) 4., 49.826 (3) (b) 4., 66.0506, 66.0508,  
8 109.03 (1) (b), 111.70 (1) (a), (b), (cm), (f), (fm), (j), (mm), (n), and (nm), (2), (3) (a) 3.,  
9 4., 5., 6., 7., and 9. and (b) 6., (3g), (3m), (3p), (4) (intro.), (c) (title), 1., 2., 3., and 4.,  
10 (cm) (title), 1., 2., 3., 4., 5., 6., 7., 7g., 7r., 8., 8m., and 9., (d) 2. a., (L), (m), (mb), (mc)  
11 (intro.) and 4., (n), and (o), (6), (7), (7m) (b), (c) 1. a. and 3., (e), and (f), and (8) (a),  
12 111.71 (2), (4), and (5), 111.77 (intro.) and (8) (a), 118.22 (4), 118.223, 118.23 (5),  
13 118.245, 118.42 (3) (a) 4. and (5), 119.04 (1), 120.12 (4m) and (15), 120.18 (1) (gm), and  
14 851.71 (4) of the statutes, the amendment of section 111.70 (4) (d) 3. of the statutes,  
15 and the creation of section 111.70 (4) (d) 3. b. of the statutes first apply to employees  
16 who are covered by a collective bargaining agreement under subchapter IV of chapter  
17 111 of the statutes that contains provisions inconsistent with those sections on the  
18 day on which the agreement expires or is terminated, extended, modified, or  
19 renewed, whichever occurs first.  
20

**SECTION 9355. Initial applicability; Other.**

21 (1) COLLECTIVE BARGAINING; STATE EMPLOYEES, UNIVERSITY OF WISCONSIN  
22 EMPLOYEES, AND EMPLOYEES OF AUTHORITIES.  
23

24 (a) The treatment of sections 16.705 (3), 20.921 (1) (a) 2. and (b), 73.03 (68),  
25 111.80, 111.81 (1), (3h), (3n), (7) (g), (gm), (h), and (i), (9), (9g), (9k), (12) (intro.), (12m),

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1 (15r), and (16), 111.815 (1) and (2), 111.82, 111.825 (1) (intro.) and (g), (1m), (2g), (3),  
2 (4), (4m), and (5), 111.83 (1), (4), (5m), and (7), 111.84 (1) (b), (d), and (f), (2) (c), and  
3 (3), 111.845, 111.85 (1), (2), (4), and (5), 111.90 (2), 111.905, 111.91 (1) (a), (am), (b),  
4 (c), (cg), (cm), (d), and (e), (2) (intro.) and (gu), (2c), (3), and (3q), 111.92 (1) (a) and (b)  
5 and (2m), 118.40 (2r) (b) 3. a., 146.59, 230.10 (1), 230.34 (1) (ar), 230.35 (1s), and  
6 978.12 (1) (c) of the statutes, the renumbering of sections 111.825 (6) and 111.83 (3)  
7 of the statutes, the renumbering and amendment of sections 111.92 (3) and 111.93  
8 (3) of the statutes, and the creation of sections 111.825 (6) (b), 111.83 (3) (b), 111.92  
9 (3) (b), and 111.93 (3) (b) of the statutes first apply to employees who are covered by  
10 a collective bargaining agreement under subchapter V of chapter 111 of the statutes  
11 that contains provisions inconsistent with those sections on the day on which the  
12 agreement expires or is terminated, extended, modified, or renewed, whichever  
13 occurs first.

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

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1 agreement under subchapter I or VI of chapter 111 of the statutes that contains  
2 provisions inconsistent with those sections on the day on which the agreement  
3 expires or is terminated, extended, modified, or renewed, whichever occurs first.

4 (END)