



State of Wisconsin
2011 – 2012 LEGISLATURE

January 2011 Special Session



LRBb0512/1
CMH&RAC:all:md

**ASSEMBLY AMENDMENT 85,
TO ASSEMBLY BILL 11**

February 22, 2011 – Offered by Representatives BARCA, SEIDEL, ROYS and E. COGGS.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 8, line 1: delete lines 1 to 19 and substitute:

3 “**SECTION 3b.** 13.111 (2) of the statutes is amended to read:

4 13.111 (2) DUTIES. The joint committee on employment relations shall perform
5 the functions assigned to it under subchs. V and VI of ch. 111, subch. II of ch. 230 and
6 ss. 16.53 (1) (d) 1., 20.916, 20.917, and 20.923 and ~~40.05 (1) (b).~~”.

7 **2.** Page 8, line 20: delete the material beginning with that line and ending with
8 page 11, line 22, but do not delete the material inserted by item 2 of assembly
9 amendment 1.

10 **3.** Page 12, line 11: delete the material beginning with that line and ending
11 with page 21, line 24.

12 **4.** Page 22, line 16: delete the material beginning with that line and ending
13 with page 23, line 19.

- 1 **5.** Page 26, line 13: delete the material beginning with that line and ending
2 with page 27, line 14.
- 3 **6.** Page 27, line 18: delete “certification.”
- 4 **7.** Page 27, line 22: delete “111.70 (4) (d) 3. b.”.
- 5 **8.** Page 27, line 22: delete “111.83 (3)”.
- 6 **9.** Page 27, line 23: delete “(b).”
- 7 **10.** Page 27, line 23: delete “~~111.9993~~,” and substitute “111.9993,”.
- 8 **11.** Page 28, line 4: delete that line.
- 9 **12.** Page 28, line 17: delete the material beginning with that line and ending
10 with page 30, line 16.
- 11 **13.** Page 31, line 4: delete lines 4 to 25.
- 12 **14.** Page 32, line 9: delete the material beginning with that line and ending
13 with page 33, line 22.
- 14 **15.** Page 34, line 14: delete that line.
- 15 **16.** Page 34, line 21: delete “~~I, V, or VI~~ of” and substitute “I, V, or VI of”.
- 16 **17.** Page 37, line 6: delete “IV or V” and substitute “IV, V, or VI”.
- 17 **18.** Page 38, line 14: delete the material beginning with that line and ending
18 with page 40, line 9.
- 19 **19.** Page 40, line 15: delete the material beginning with that line and ending
20 with page 41, line 15.
- 21 **20.** Page 43, line 6: delete the material beginning with that line and ending
22 with page 44, line 13.

1 **21.** Page 57, line 22: delete lines 22 to 24.

2 **22.** Page 58, line 18: delete the material beginning with that line and ending
3 with page 60, line 5.

4 **23.** Page 60, line 13: delete the material beginning with that line and ending
5 with page 107, line 23, and substitute:

6 “**SECTION 225h.** 111.70 (4) (mc) 5. of the statutes is created to read:

7 111.70 (4) (mc) 5. The requirement under ss. 40.05 (1) (b), 59.875, and 62.623
8 that the municipal employer may not pay, on behalf of the municipal employee, any
9 employee required contributions or the employee share of required contributions,
10 before June 30, 2013, and the impact of this requirement on the wages, hours, and
11 conditions of employment of the municipal employees.

12 **SECTION 225j.** 111.70 (4) (mc) 6. of the statutes is created to read:

13 111.70 (4) (mc) 6. The municipal employee’s shares of premium costs for health
14 care coverage before June 30, 2013, in an amount other than 88 percent of premium
15 cost of any negotiated health care plan and the impact of the municipal employee’s
16 shares of premium costs on the wages, hours, and conditions of employment of the
17 municipal employees.

18 **SECTION 225o.** 111.70 (4) (mc) 7. of the statutes is created to read:

19 111.70 (4) (mc) 7. Any proposal that increases wages provided before June 30,
20 2013, in an amount that provides for total base wages for authorized positions in the
21 proposed collective bargaining agreement that exceeds the total base wages for
22 authorized positions 180 days before the expiration of the previous collective
23 bargaining agreement by a greater percentage than the consumer price index
24 change.

1 **SECTION 286b.** 111.91 (1) (cm) of the statutes is amended to read:

2 111.91 (1) (cm) Except as provided in sub. (2) ~~(g) and (h)~~ and ss. 40.02 (22) (e)
3 and 40.23 (1) (f) 4., all laws governing the Wisconsin retirement system under ch. 40
4 and all actions of the employer that are authorized under any such law which apply
5 to nonrepresented individuals employed by the state shall apply to similarly situated
6 employees, unless otherwise specifically provided in a collective bargaining
7 agreement that applies to those employees.

8 **SECTION 289g.** 111.91 (2) (fm) of the statutes is created to read:

9 111.91 (2) (fm) The requirement under s. 40.05 (1) (b) that the employer may
10 not pay, on behalf of the employee, any employee required contributions before June
11 30, 2013, under s. 40.05 (1) (a).

12 **SECTION 289q.** 111.91 (2) (fp) of the statutes is created to read:

13 111.91 (2) (fp) The selection of health care coverage plans under subch. IV of
14 ch. 40 and the amount of the employer's and the employee's share of premium costs
15 for health care coverage before June 30, 2013, under the plans.

16 **SECTION 289t.** 111.91 (2) (t) of the statutes is created to read:

17 111.91 (2) (t) Any proposal that increases wages provided before June 30, 2013,
18 in an amount that provides for total base wages for authorized positions in the
19 proposed collective bargaining agreement that exceeds the total base wages for
20 authorized positions 180 days before the expiration of the previous collective
21 bargaining agreement by a greater percentage than the consumer price index
22 change.”.

23 **24.** Page 108, line 8: delete lines 8 to 22.

24 **25.** Page 109, line 1: delete lines 1 to 3.

1 **26.** Page 110, line 24: delete that line.

2 **27.** Page 111, line 1: delete the material beginning with that line and ending
3 with page 113, line 3.

4 **28.** Page 113, line 17: delete the material beginning with that line and ending
5 with page 119, line 12.

6 **29.** Page 120, line 1: delete lines 1 to 5.

7 **30.** Page 123, line 21: delete the material beginning with that line and ending
8 on page 124, line 10, and substitute:

9 “(2m) EMPLOYER AND EMPLOYEE REQUIRED CONTRIBUTIONS FOR 2011.
10 Notwithstanding the employer and employee required contributions rates
11 established for 2011 under section 40.05 (1) and (2), 2009 stats., beginning on the first
12 day of the first pay period after March 13, 2011, the employee required contributions
13 under section 40.05 (1) (a) of the statutes, as affected by this act, shall be 6 percent
14 for the remainder of 2011, and the employer required contributions under section
15 40.05 (2) of the statutes shall be adjusted to reflect the increases in employee
16 required contributions for the remainder of 2011. The employee required
17 contributions under section 40.05 (1) (a) of the statutes, as affected by this act, shall
18 be the greater of 6 percent or the amount required under section 40.05 (1) (a) of the
19 statutes, as affected by this act, for calendar years 2012 and 2013. If an employer
20 is unable to modify payroll procedures in sufficient time to collect the increased
21 employee required contributions before the first day of the first pay period after
22 March 13, 2011, the employer shall recover all amounts that employees owe before
23 July 1, 2011.”.

1 **31.** Page 127, line 24: delete the material beginning with that line and ending
2 with page 128, line 12, and substitute:

3 “(1q) EXTENSION OF COLLECTIVE BARGAINING AGREEMENTS. Each collective
4 bargaining agreement under subchapter IV of chapter 111 of the statutes that has
5 been extended shall be reextended on the effective date of this subsection.”.

6 **32.** Page 131, line 6: delete lines 6 to 13.

7 **33.** Page 132, line 15: delete the material beginning with that line and ending
8 with page 133, line 7.

9 **34.** Page 133, line 19: delete the material beginning with that line and ending
10 with page 134, line 15, and substitute:

11 “(1q) EXTENSION OF COLLECTIVE BARGAINING AGREEMENTS. Each collective
12 bargaining agreement under subchapter V of chapter 111 of the statutes that has
13 been extended shall be reextended on the effective date of this subsection.”.

14 **35.** Page 142, line 7: delete lines 7 to 20 and substitute:

15 “(1q) COLLECTIVE BARGAINING; MUNICIPAL EMPLOYEES. The treatment of section
16 111.70 (4) (mc) 5., 6., and 7. of the statutes first applies to employees who are covered
17 by a collective bargaining agreement under subchapter IV of chapter 111 of the
18 statutes that contains provisions inconsistent with those sections on the day on
19 which the agreement expires; is terminated, extended, modified, or renewed; or is
20 reextended under SECTION 9132 (1q) of this act, whichever occurs first.”.

21 **36.** Page 142, line 22: delete the material beginning with that line and ending
22 with page 144, line 3, and substitute:

23 “(1q) COLLECTIVE BARGAINING; STATE EMPLOYEES. The treatment of section 111.91
24 (1) (cm) and (2) (fm), (fp), and (t) of the statutes first applies to employees who are

1 covered by a collective bargaining agreement under subchapter V of chapter 111 of
2 the statutes that contains provisions inconsistent with those sections on the day on
3 which the agreement expires; is terminated, extended, modified, or renewed; or is
4 reextended under SECTION 9155 (1q) of this act, whichever occurs first.”.

5

(END)