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1 nonrepresented. Notwithstanding sub. (2), if a representative is decertified under  
2 this subd. 3. b., the affected general municipal employees may not be included in a  
3 substantially similar collective bargaining unit for 12 months from the date of  
4 decertification. The commission shall assess and collect a certification fee for each  
5 election conducted under this subd. 3. b. Fees collected under this subd. 3. b. shall  
6 be credited to the appropriation account under s. 20.425 (1) (i).

7 **SECTION 2408cy.** 111.70 (4) (jm) 4w. of the statutes is created to read:

8 111.70 (4) (jm) 4w. In determining the proper compensation to be received by  
9 members of the police department under subd. 4., the arbitrator shall give greater  
10 weight to the economic conditions in the 1st class city than the arbitrator gives to the  
11 factors under subd. 5. The arbitrator shall give an accounting of the consideration  
12 of this factor in the arbitrator's decision.

13 **SECTION 2408cx.** 111.70 (4) (jm) 5. (intro.) of the statutes is amended to read:

14 111.70 (4) (jm) 5. (intro.) In determining the proper compensation to be received  
15 by members of the police department under subd. 4., in addition to the factor under  
16 subd. 4w., the arbitrator shall utilize:

17 **SECTION 2409bg.** 111.70 (4) (mb) 2. b. of the statutes, as created by 2011  
18 Wisconsin Act 10, is repealed and recreated to read:

19 111.70 (4) (mb) 2. b. If there is a decrease or no change in the consumer price  
20 index change, provides for any change in total base wages for authorized positions  
21 in the proposed collective bargaining agreement from the total base wages for  
22 authorized positions 180 days before the expiration of the previous collective  
23 bargaining agreement.

24 **SECTION 2409br.** 111.70 (4) (mbb) of the statutes is created to read:

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1           111.70 (4) (mbb) For purposes of determining compliance with par. (mb), the  
2 commission shall provide, upon request, to a municipal employer or to any  
3 representative of a collective bargaining unit containing a general municipal  
4 employee, the consumer price index change during any 12-month period. The  
5 commission may get the information from the department of revenue.

6           **SECTION 2409cp.** 111.70 (4) (mc) 1., 2. and 3. of the statutes are repealed.

7           **SECTION 2409cy.** 111.70 (4) (mc) 5. and 6. of the statutes are created to read:

8           111.70 (4) (mc) 5. If the collective bargaining unit contains a public safety  
9 employee who is initially employed on or after the effective date of this subdivision  
10 .... [LRB inserts date], the requirement under ss. 40.05 (1) (b), 59.875, and 62.623  
11 that the municipal employer may not pay, on behalf of that public safety employee  
12 any employee required contributions or the employee share of required  
13 contributions, and the impact of this requirement on the wages, hours, and  
14 conditions of employment of that public safety employee. If a public safety employee  
15 is initially employed by a municipal employer before the effective date of this  
16 subdivision .... [LRB inserts date], this subdivision does not apply to that public  
17 safety employee if he or she is employed as a public safety employee by a successor  
18 municipal employer in the event of a combined department that is created on or after  
19 that date.

20           6. The design and selection of health care coverage plans by the municipal  
21 employer for public safety employees, and the impact of the design and selection of  
22 the health care coverage plans on the wages, hours, and conditions of employment  
23 of the public safety employee.

24           **SECTION 2409db.** 111.70 (4) (p) of the statutes, as affected by 2011 Wisconsin  
25 Act 10, is repealed and recreated to read:

1           111.70 (4) (p) *Permissive subjects of collective bargaining; public safety and*  
2 *transit employees.* A municipal employer is not required to bargain with public safety  
3 employees or transit employees on subjects reserved to management and direction  
4 of the governmental unit except insofar as the manner of exercise of such functions  
5 affects the wages, hours, and conditions of employment of the public safety  
6 employees or of the transit employees in a collective bargaining unit.

7           **SECTION 2409fg.** 111.70 (7m) (c) 1. a. of the statutes, as affected by 2011  
8 Wisconsin Act 10, is repealed and recreated to read:

9           111.70 (7m) (c) 1. a. Any labor organization that represents public safety  
10 employees or transit employees which violates sub. (4) (L) may not collect any dues  
11 under a collective bargaining agreement or under a fair-share agreement from any  
12 employee covered by either agreement for a period of one year. At the end of the  
13 period of suspension, any such agreement shall be reinstated unless the labor  
14 organization is no longer authorized to represent the public safety employees or  
15 transit employees covered by the collective bargaining agreement or fair-share  
16 agreement or the agreement is no longer in effect.

17           **SECTION 2409gr.** 111.70 (8) (a) of the statutes, as affected by 2011 Wisconsin  
18 Act 10, is repealed and recreated to read:

19           111.70 (8) (a) This section, except sub. (4) (cg) and (cm), applies to law  
20 enforcement supervisors employed by a 1st class city. This section, except sub. (4)  
21 (cm) and (jm), applies to law enforcement supervisors employed by a county having  
22 a population of 500,000 or more. For purposes of such application, the terms  
23 “municipal employee” and “public safety employee” include such a supervisor.

24           **SECTION 2409hg.** 111.71 (2) of the statutes, as affected by 2011 Wisconsin Act  
25 10, is repealed and recreated to read:

1           111.71 (2) The commission shall assess and collect a filing fee for filing a  
2 complaint alleging that a prohibited practice has been committed under s. 111.70 (3).  
3 The commission shall assess and collect a filing fee for filing a request that the  
4 commission act as an arbitrator to resolve a dispute involving the interpretation or  
5 application of a collective bargaining agreement under s. 111.70 (4) (c) 2., (cg) 4., or  
6 (cm) 4. The commission shall assess and collect a filing fee for filing a request that  
7 the commission initiate fact-finding under s. 111.70 (4) (c) 3. The commission shall  
8 assess and collect a filing fee for filing a request that the commission act as a  
9 mediator under s. 111.70 (4) (c) 1., (cg) 3., or (cm) 3. The commission shall assess and  
10 collect a filing fee for filing a request that the commission initiate compulsory, final  
11 and binding arbitration under s. 111.70 (4) (cg) 6. or (jm) or 111.77 (3). For the  
12 performance of commission actions under ss. 111.70 (4) (c) 1., 2. and 3., (cg) 3., 4., and  
13 6., (cm) 3. and 4., and (jm) and 111.77 (3), the commission shall require that the  
14 parties to the dispute equally share in the payment of the fee and, for the  
15 performance of commission actions involving a complaint alleging that a prohibited  
16 practice has been committed under s. 111.70 (3), the commission shall require that  
17 the party filing the complaint pay the entire fee. If any party has paid a filing fee  
18 requesting the commission to act as a mediator for a labor dispute and the parties  
19 do not enter into a voluntary settlement of the dispute, the commission may not  
20 subsequently assess or collect a filing fee to initiate fact-finding or arbitration to  
21 resolve the same labor dispute. If any request for the performance of commission  
22 actions concerns issues arising as a result of more than one unrelated event or  
23 occurrence, each such separate event or occurrence shall be treated as a separate  
24 request. The commission shall promulgate rules establishing a schedule of filing fees  
25 to be paid under this subsection. Fees required to be paid under this subsection shall

1 be paid at the time of filing the complaint or the request for fact-finding, mediation  
2 or arbitration. A complaint or request for fact-finding, mediation or arbitration is  
3 not filed until the date such fee or fees are paid, except that the failure of the  
4 respondent party to pay the filing fee for having the commission initiate compulsory,  
5 final and binding arbitration under s. 111.70 (4) (cg) 6. or (jm) or 111.77 (3) may not  
6 prohibit the commission from initiating such arbitration. The commission may  
7 initiate collection proceedings against the respondent party for the payment of the  
8 filing fee. Fees collected under this subsection shall be credited to the appropriation  
9 account under s. 20.425 (1) (i).

10 **SECTION 2409hrm.** 111.71 (4m) of the statutes is created to read:

11 111.71 (4m) The commission shall collect on a systematic basis information on  
12 the operation of the arbitration law under s. 111.70 (4) (cg). The commission shall  
13 report on the operation of the law to the legislature on an annual basis. The report  
14 shall be submitted to the chief clerk of each house of the legislature for distribution  
15 to the legislature under s. 13.172 (2).

16 **SECTION 2409igm.** 111.71 (5m) of the statutes is created to read:

17 111.71 (5m) The commission shall, on a regular basis, provide training  
18 programs to prepare individuals for service as arbitrators or arbitration panel  
19 members under s. 111.70 (4) (cg). The commission shall engage in appropriate  
20 promotional and recruitment efforts to encourage participation in the training  
21 programs by individuals throughout the state, including at least 10 residents of each  
22 congressional district. The commission may also provide training programs to  
23 individuals and organizations on other aspects of collective bargaining, including on  
24 areas of management and labor cooperation directly or indirectly affecting collective

1 bargaining. The commission may charge a reasonable fee for participation in the  
2 programs.

3 ↓ **SECTION 2409it.** 111.77 (6) of the statutes is renumbered 111.77 (6) (bm), and  
4 111.77 (6) (bm) (intro.), as renumbered, is amended to read:

5 111.77 (6) (bm) (intro.) In reaching a decision, in addition to the factors under  
6 par. (am), the arbitrator shall give weight to the following factors:

7 **SECTION 2409iv.** 111.77 (6) (am) of the statutes is created to read:

8 111.77 (6) (am) In reaching a decision, the arbitrator shall give greater weight  
9 to the economic conditions in the jurisdiction of the municipal employer than the  
10 arbitrator gives to the factors under par. (bm). The arbitrator shall give an  
11 accounting of the consideration of this factor in the arbitrator's decision.

12 **SECTION 2409jn.** 111.77 (9) of the statutes is amended to read:

13 111.77 (9) Section 111.70 (4) (c) 3., (cg), and (cm) ~~shall~~ does not apply to  
14 employments covered by this section.

15 **SECTION 2410a.** 111.81 (7) (ar) of the statutes is created to read:

16 111.81 (7) (ar) Any employee who is employed by the University of Wisconsin  
17 System, except an employee who is assigned to the University of  
18 Wisconsin-Madison, and except academic faculty under s. 36.13 and academic staff  
19 under s. 36.15.

20 **SECTION 2410b.** 111.81 (7) (at) of the statutes is created to read:

21 111.81 (7) (at) Any employee who is employed by the University of Wisconsin  
22 System and assigned to the University of Wisconsin-Madison except academic  
23 faculty under s. 36.13 and academic staff under s. 36.15.

24 **SECTION 2410c.** 111.815 (1) of the statutes is amended to read:

1           111.815 (1) In the furtherance of this subchapter, the state shall be considered  
2 as a single employer and employment relations policies and practices throughout the  
3 state service shall be as consistent as practicable. The office shall negotiate and  
4 administer collective bargaining agreements except that the department of health  
5 services, subject to the approval of the federal centers for medicare and medicaid  
6 services to use collective bargaining as the method of setting rates for  
7 reimbursement of home care providers, shall negotiate and administer collective  
8 bargaining agreements entered into with the collective bargaining unit specified in  
9 s. 111.825 (2g). To coordinate the employer position in the negotiation of agreements,  
10 the office, or the department of health services with regard to collective bargaining  
11 agreements entered into with the collective bargaining unit specified in s. 111.825  
12 (2g), shall maintain close liaison with the legislature relative to the negotiation of  
13 agreements and the fiscal ramifications of those agreements. Except with respect  
14 to the collective bargaining units specified in s. 111.825 (1m), ~~(2)(f)~~, (1r), (1t), and  
15 (2g), the office is responsible for the employer functions of the executive branch under  
16 this subchapter, and shall coordinate its collective bargaining activities with  
17 operating state agencies on matters of agency concern. The legislative branch shall  
18 act upon those portions of tentative agreements negotiated by the office that require  
19 legislative action. With respect to the collective bargaining units specified in s.  
20 111.825 (1m), the University of Wisconsin Hospitals and Clinics Board is responsible  
21 for the employer functions under this subchapter. With respect to the collective  
22 bargaining units specified in s. 111.825 (1r), the Board of Regents of the University  
23 of Wisconsin System is responsible for the employer functions under this subchapter.  
24 With respect to the collective bargaining units specified in s. 111.825 (1t), the  
25 chancellor of the University of Wisconsin-Madison is responsible for the employer

1 functions under this subchapter. With respect to the collective bargaining unit  
2 specified in s. 111.825 ~~(2) (f)~~ (1r) (ef), the governing board of the charter school  
3 established by contract under s. 118.40 (2r) (cm) is responsible for the employer  
4 functions under this subchapter. With respect to the collective bargaining unit  
5 specified in s. 111.825 (2g), the department of health services is responsible for the  
6 employer functions of the executive branch under this subchapter.

7 **SECTION 2410d.** 111.815 (2) of the statutes is amended to read:

8 111.815 (2) In the furtherance of the policy under s. 111.80 (4), the director of  
9 the office shall, together with the appointing authorities or their representatives,  
10 represent the state in its responsibility as an employer under this subchapter except  
11 with respect to negotiations in the collective bargaining units specified in s. 111.825  
12 (1m), ~~(2) (f)~~, (1r), (1t), and (2g). The director of the office shall establish and maintain,  
13 wherever practicable, consistent employment relations policies and practices  
14 throughout the state service.

15 **SECTION 2410e.** 111.825 (1r) of the statutes is created to read:

16 111.825 (1r) Except as provided in sub. (2), collective bargaining units for  
17 employees who are employed by the University of Wisconsin System, other than  
18 employees who are assigned to the University of Wisconsin-Madison, are structured  
19 with one collective bargaining unit for each of the following occupational groups:

- 20 (a) Administrative support.
- 21 (b) Blue collar and nonbuilding trades.
- 22 (c) Building trades crafts.
- 23 (cm) Law enforcement.
- 24 (d) Security and public safety.
- 25 (e) Technical.



- 1 (f) Professional:
- 2 1. Fiscal and staff services.
- 3 2. Research, statistics, and analysis.
- 4 3. Legal.
- 5 4. Patient treatment.
- 6 5. Patient care.
- 7 6. Social services.
- 8 7. Education.
- 9 8. Engineering.
- 10 9. Science.

11 **SECTION 2410f.** 111.825 (1t) of the statutes is created to read:

12 111.825 (1t) Except as provided in sub. (2), collective bargaining units for  
13 employees employed by the University of Wisconsin System and assigned to the  
14 University of Wisconsin-Madison are structured with one collective bargaining unit  
15 for each of the following occupational groups:

- 16 (a) Administrative support.
- 17 (b) Blue collar and nonbuilding trades.
- 18 (c) Building trades crafts.
- 19 (cm) Law enforcement.
- 20 (d) Security and public safety.
- 21 (e) Technical.
- 22 (f) Professional:
- 23 1. Fiscal and staff services.
- 24 2. Research, statistics, and analysis.
- 25 3. Legal.

1 4. Patient treatment.

2 5. Patient care.

3 6. Social services.

4 7. Education.

5 8. Engineering.

6 9. Science.

7 **SECTION 2410g.** 111.825 (2) (a) of the statutes is renumbered 111.825 (1t) (em)

8 and amended to read:

9 111.825 (1t) (em) The program, project, and teaching assistants of the  
10 University of Wisconsin-Madison ~~and~~.

11 (1r) (em) The program, project, and teaching assistants of the University of  
12 Wisconsin-Extension.

13 **SECTION 2410h.** 111.825 (2) (b), (c) and (f) of the statutes are renumbered  
14 111.825 (1r) (eb), (ec) and (ef).

15 **SECTION 2410i.** 111.825 (2) (g) of the statutes is renumbered 111.825 (1t) (er)  
16 and amended to read:

17 111.825 (1t) (er) Research assistants of the University of Wisconsin-Madison  
18 ~~and~~.

19 (1r) (er) Research assistants of the University of Wisconsin-Extension.

20 **SECTION 2410j.** 111.825 (2) (h) and (i) of the statutes are renumbered 111.825  
21 (1r) (eh) and (ei).

22 **SECTION 2410k.** 111.825 (3) of the statutes is amended to read:

23 111.825 (3) The commission shall assign employees to the appropriate  
24 collective bargaining units set forth in subs. (1), (1m), (1r), (1t), (2), and (2g).

25 **SECTION 2410L.** 111.825 (3m) of the statutes is created to read:

1           111.825 (3m) If, on or after the effective date of this subsection .... [LRB inserts  
2 date], the University of Wisconsin-Madison or the Board of Regents of the University  
3 of Wisconsin System creates a new position title or classification for a position, the  
4 commission shall, within 30 days of being notified of the creation, determine if the  
5 title or classification would make the person who holds the position an employee  
6 under s. 111.81 (7) (ar) or (at) and assign any new position title or classification that  
7 would make the position holder an employee to the appropriate collective bargaining  
8 unit under s. 111.825 (1r) or (1t).

9           **SECTION 2410m.** 111.825 (4) of the statutes is amended to read:

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

18           **SECTION 2410n.** 111.825 (6) of the statutes is amended to read:

19           111.825 (6) The commission shall ~~only~~ assign only an employee of the  
20 department of administration, department of transportation, University of  
21 Wisconsin-Madison, or board of regents of the University of Wisconsin System who  
22 engages in the detection and prevention of crime, who enforces the laws and who is  
23 authorized to make arrests for violations of the laws; an employee of the department  
24 of administration, department of transportation, University of Wisconsin-Madison,  
25 or board of regents of the University of Wisconsin System who provides technical law

1 enforcement support to such employees; and an employee of the department of  
2 transportation who engages in motor vehicle inspection or operator's license  
3 examination to ~~the a~~ collective bargaining unit under sub. (1) (cm), (1r) (cm), or (1t)  
4 (cm), whichever is appropriate.

5 **SECTION 2410o.** 111.825 (7) of the statutes is created to read:

6 111.825 (7) Notwithstanding sub. (3), if on the effective date of this subsection  
7 ... [LRB inserts date], an employee of the University of Wisconsin System is assigned  
8 to a collective bargaining unit under sub. (1) or (2) (a), (b), (c), (g), (h), or (i) the  
9 commission shall assign the person to the corresponding collective bargaining unit  
10 under sub. (1r) or (1t), whichever is appropriate. Except as otherwise provided in this  
11 subchapter, the commission may not assign any other persons to the collective  
12 bargaining units under sub. (1r) or (1t).

13 **SECTION 2410oe.** 111.83 (3) (b) of the statutes, as created by 2011 Wisconsin  
14 Act 10, is repealed and recreated to read:

15 111.83 (3) (b) Annually, no later than December 1, the commission shall  
16 conduct an election to certify the representative of a collective bargaining unit that  
17 contains a general employee. There shall be included on the ballot the names of all  
18 labor organizations having an interest in representing the general employees  
19 participating in the election. The commission may exclude from the ballot one who,  
20 at the time of the election, stands deprived of his or her rights under this subchapter  
21 by reason of a prior adjudication of his or her having engaged in an unfair labor  
22 practice. The commission shall certify any representative that receives at least 51  
23 percent of the votes of all of the general employees in the collective bargaining unit.  
24 If no representative receives at least 51 percent of the votes of all of the general  
25 employees in the collective bargaining unit, at the expiration of the collective

1 bargaining agreement, the commission shall decertify the current representative  
2 and the general employees shall be nonrepresented. Notwithstanding s. 111.82, if  
3 a representative is decertified under this paragraph, the affected general employees  
4 may not be included in a substantially similar collective bargaining unit for 12  
5 months from the date of decertification. The commission's certification of the results  
6 of any election is conclusive unless reviewed as provided by s. 111.07 (8). The  
7 commission shall assess and collect a certification fee for each election conducted  
8 under this paragraph. Fees collected under this paragraph shall be credited to the  
9 appropriation account under s. 20.425 (1) (i).

10 **SECTION 2410pm.** 111.83 (5) (a) of the statutes is amended to read:

11 111.83 (5) (a) This subsection applies only to the collective bargaining unit  
12 specified in s. 111.825 ~~(2)~~ ~~(e)~~ (1r) ~~(ec)~~.

13 **SECTION 2410q.** 111.83 (5) (b) of the statutes is amended to read:

14 111.83 (5) (b) Upon filing of a petition with the commission indicating a  
15 showing of interest of at least 30% of the employees at an institution who are  
16 included within a collective bargaining unit to be represented by a labor  
17 organization, the commission shall hold an election in which the employees in that  
18 unit at that institution may vote on the question of representation. The labor  
19 organization named in any such petition shall be included on the ballot. Within 60  
20 days of the time that an original petition is filed, another petition may be filed with  
21 the commission indicating a showing of interest of at least 10% of the employees at  
22 the same institution who are included in the same collective bargaining unit to be  
23 represented by another labor organization, in which case the name of that labor  
24 organization shall be included on the ballot. If more than one original petition is filed  
25 within a 30-day period concerning employees in the collective bargaining unit

1 specified in s. 111.825 ~~(2) (e) (1r) (ec)~~, the results of all elections held pursuant to the  
2 petitions shall be announced by the commission at the same time. The ballot shall  
3 be prepared in accordance with sub. (3), except as otherwise provided in this  
4 subsection.

5 **SECTION 2410r.** 111.83 (5) (c) of the statutes is amended to read:

6 111.83 (5) (c) Notwithstanding s. 111.825 ~~(2) (e) (1r) (ec)~~, the employees at any  
7 institution included within the collective bargaining unit at which no petition is filed  
8 and no election is held or at which the employees indicate, by a majority of those  
9 voting in an election, a desire not to participate in collective bargaining are not  
10 considered to be a part of that collective bargaining unit.

11 **SECTION 2410s.** 111.83 (7) of the statutes is renumbered 111.83 (7) (a).

12 **SECTION 2410t.** 111.83 (7) (b) of the statutes is created to read:

13 111.83 (7) (b) Notwithstanding subs. (1), (3) and (6) and s. 111.825 (4), if on the  
14 effective date of this paragraph ... [LRB inserts date], there is a representative  
15 recognized or certified to represent the employees in any of the collective bargaining  
16 units specified in s. 111.825 (1) (a) to (f), that representative shall become the  
17 representative of the employees in the corresponding collective bargaining units  
18 specified in s. 111.825 (1r) (a) to (f) or (1t) (a) to (f), whichever is appropriate, without  
19 the necessity of filing a petition or conducting an election, subject to the right of any  
20 person to file a petition under this section during October 2014 or at any subsequent  
21 time when sub. (6) applies.

22 **SECTION 2410u.** 111.84 (2) (c) of the statutes is amended to read:

23 111.84 (2) (c) To refuse to bargain collectively on matters set forth in s. 111.91  
24 (1) with the duly authorized officer or agent of the employer which is the recognized  
25 or certified exclusive collective bargaining representative of employees specified in

1 s. 111.81 (7) (a) in an appropriate collective bargaining unit or with the certified  
2 exclusive collective bargaining representative of employees specified in s. 111.81 (7)  
3 ~~(b)~~ (ar) to (g) in an appropriate collective bargaining unit. Such refusal to bargain  
4 shall include, but not be limited to, the refusal to execute a collective bargaining  
5 agreement previously orally agreed upon.

6 **SECTION 2410v.** 111.85 (5) of the statutes is renumbered 111.85 (5) (a).

7 **SECTION 2410w.** 111.85 (5) (b) of the statutes is created to read:

8 111.85 (5) (b) Notwithstanding sub. (1), if on the effective date of this paragraph  
9 .... [LRB inserts date], there is a fair-share or maintenance of membership  
10 agreement in effect in any of the collective bargaining units specified in s. 111.825  
11 (1) (a) to (f), that fair-share or maintenance of membership agreement shall apply  
12 to the corresponding collective bargaining unit under s. 111.825 (1r) (a) to (f) or (1t)  
13 (a) to (f), whichever is appropriate, without the necessity of filing a petition or  
14 conducting a referendum, subject to the right of the employees in each collective  
15 bargaining unit to file a petition requesting a referendum under sub. (2) (a).

16 **SECTION 2424hr.** 111.91 (1) (cm) of the statutes, as affected by 2011 Wisconsin  
17 Act 10, is amended to read:

18 111.91 (1) (cm) Except as provided in sub. (2) ~~(g) and (h)~~ and ss. 40.02 (22) (e)  
19 and 40.23 (1) (f) 4., all laws governing the Wisconsin retirement system under ch. 40  
20 and all actions of the employer that are authorized under any such law which apply  
21 to nonrepresented individuals employed by the state shall apply to similarly situated  
22 public safety employees, unless otherwise specifically provided in a collective  
23 bargaining agreement that applies to the public safety employees.

24 **SECTION 2424jp.** 111.91 (2) (fm) of the statutes is created to read:

1           111.91 (2) (fm) If the collective bargaining unit contains a public safety  
2 employee initially employed on or after the effective date of this paragraph ... [LRB  
3 inserts date], the requirement under s. 40.05 (1) (b) that the employer may not pay,  
4 on behalf of that public safety employee, any employee required contributions or the  
5 employee share of required contributions and the impact of this requirement on the  
6 wages, hours, and conditions of employment of that public safety employee.

7           **SECTION 2425p.** 111.91 (3) (b) 2. of the statutes, as created by 2011 Wisconsin  
8 Act 10, is repealed and recreated to read:

9           111.91 (3) (b) 2. If there is a decrease or no change in the consumer price index  
10 change, provides for any change in total base wages for authorized positions in the  
11 proposed collective bargaining agreement from the total base wages for authorized  
12 positions 180 days before the expiration of the previous collective bargaining  
13 agreement.

14           **SECTION 2426c.** 111.91 (4) of the statutes is amended to read:

15           111.91 (4) The director of the office, in connection with the development of  
16 tentative collective bargaining agreements to be submitted under s. 111.92 (1) (a) 1,  
17 shall endeavor to obtain tentative agreements with each recognized or certified labor  
18 organization representing employees or supervisors of employees specified in s.  
19 111.81 (7) (a) and with each certified labor organization representing employees  
20 specified in s. 111.81 (7) (b) to (e) which do not contain any provision for the payment  
21 to any employee of a cumulative or noncumulative amount of compensation in  
22 recognition of or based on the period of time an employee has been employed by the  
23 state.

24           **SECTION 2426g.** 111.92 (1) (a) of the statutes is renumbered 111.92 (1) (a) 1. and  
25 amended to read:



1           111.92 (1) (a) 1. Any tentative agreement reached between the office, or, as  
2 provided in s. 111.815 (1), the department of health services, acting for the state, and  
3 any labor organization representing a collective bargaining unit specified in s.  
4 111.825 (1), (2) ~~(a) to (d) or~~ (e), or (2g) shall, after official ratification by the labor  
5 organization, be submitted by the office or department of health services to the joint  
6 committee on employment relations, which shall hold a public hearing before  
7 determining its approval or disapproval.

8           4. If the committee approves ~~the~~ a tentative agreement under subd. 1., 2., or  
9 3., it shall introduce in a bill or companion bills, to be put on the calendar or referred  
10 to the appropriate scheduling committee of each house, that portion of the tentative  
11 agreement which requires legislative action for implementation, such as salary and  
12 wage adjustments, changes in fringe benefits, and any proposed amendments,  
13 deletions or additions to existing law. Such bill or companion bills are not subject to  
14 ss. 13.093 (1), 13.50 (6) (a) and (b) and 16.47 (2). The committee may, however, submit  
15 suitable portions of the tentative agreement to appropriate legislative committees  
16 for advisory recommendations on the proposed terms. The committee shall  
17 accompany the introduction of such proposed legislation with a message that informs  
18 the legislature of the committee's concurrence with the matters under consideration  
19 and which recommends the passage of such legislation without change. If the joint  
20 committee on employment relations does not approve the tentative agreement, it  
21 shall be returned to the parties for renegotiation. If the legislature does not adopt  
22 without change that portion of the tentative agreement introduced by the joint  
23 committee on employment relations, the tentative agreement shall be returned to  
24 the parties for renegotiation.

25           **SECTION 2426L.** 111.92 (1) (a) 2. and 3. of the statutes are created to read:

1           111.92 (1) (a) 2. Any tentative agreement reached between the Board of  
2 Regents of the University of Wisconsin System, acting for the state, and any labor  
3 organization representing a collective bargaining unit specified in s. 111.825 (1r)  
4 shall, after official ratification by the labor organization, be submitted by the Board  
5 of Regents of the University of Wisconsin System to the joint committee on  
6 employment relations, which shall hold a public hearing before determining its  
7 approval or disapproval.

8           3. Any tentative agreement reached between the University of  
9 Wisconsin-Madison, acting for the state, and any labor organization representing a  
10 collective bargaining unit specified in s. 111.825 (1t) shall, after official ratification  
11 by the labor organization and approval by the Board of Regents of the University of  
12 Wisconsin System, be submitted by the University of Wisconsin-Madison to the joint  
13 committee on employment relations, which shall hold a public hearing before  
14 determining its approval or disapproval.

15           **SECTION 2426p.** 111.92 (1) (c) of the statutes is amended to read:

16           111.92 (1) (c) Any tentative agreement reached between the governing board  
17 of the charter school established by contract under s. 118.40 (2r) (cm), acting for the  
18 state, and any labor organization representing a collective bargaining unit specified  
19 in s. 111.825 ~~(2) (f)~~ (1r) (ef) shall, after official ratification by the labor organization  
20 and approval by the chancellor of the University of Wisconsin-Parkside, be executed  
21 by the parties.

22           **SECTION 2426t.** 111.93 (3) of the statutes is amended to read:

23           111.93 (3) Except as provided in ss. 7.33 (4), 40.05, 40.80 (3), 111.91 (1) (cm),  
24 230.35 (2d) and (3) (e) 6., and 230.88 (2) (b), if a collective bargaining agreement  
25 exists between the employer and a labor organization representing employees in a

1 collective bargaining unit, the provisions of that agreement shall supersede the  
2 provisions of civil service and other applicable statutes, as well as rules and policies  
3 of the University of Wisconsin-Madison and the board of regents of the University  
4 of Wisconsin System, related to wages, fringe benefits, hours, and conditions of  
5 employment whether or not the matters contained in those statutes, rules, and  
6 policies are set forth in the collective bargaining agreement.

7 **SECTION 2426x.** 111.935 (2) of the statutes is amended to read:

8 111.935 (2) Notwithstanding s. 111.83 (2), the commission shall establish a  
9 procedure whereby research assistants may determine whether to form themselves  
10 into collective bargaining units under s. 111.825 (2) ~~(g), (h), or (i)~~ (1r) (eh), (ei), or (er)  
11 or (1t) (er) by authorization cards in lieu of secret ballot. The procedure shall provide  
12 that once a majority of research assistants have indicated their preference on the  
13 authorization cards to form themselves into a collective bargaining unit, the  
14 collective bargaining unit is established.

15 **SECTION 2432.** 114.31 (6) of the statutes is amended to read:

16 114.31 (6) TECHNICAL SERVICES TO MUNICIPALITIES. The secretary may, insofar  
17 as is reasonably possible, offer the engineering or other technical service of the  
18 department, to any municipality desiring them in connection with the construction,  
19 maintenance or operation or proposed construction, maintenance or operation of an  
20 airport. The secretary may assess reasonable costs for services including services  
21 performed while acting as agent for a municipality. Such assessment shall include  
22 properly allocated administrative costs. Municipalities are authorized to cooperate  
23 with the secretary in the development of aeronautics and aeronautical facilities in  
24 this state. The department of commerce Wisconsin Economic Development  
25 Corporation and all other agencies are authorized and directed to make available

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1 such facilities and services, and to cooperate as far as possible to promote the best  
2 interests of aeronautics of the state.

3 **SECTION 2433.** 114.33 (10) of the statutes is amended to read:

4 114.33 (10) Subject to the approval of the governor under this subsection, the  
5 secretary may sell at public or private sale property of whatever nature owned by the  
6 state and under the jurisdiction of the secretary when the secretary determines that

7 the property is no longer necessary for the state's use for airport purposes and, if real  
8 property, the real property is not the subject of a petition under s. ~~560.9810~~ 16.310. *check*

9 The secretary shall present to the governor a full and complete report of the property  
10 to be sold, the reason for the sale, and the minimum price for which the property  
11 should be sold, together with an application for the governor's approval of the sale.

12 The governor shall investigate the proposed sale as he or she deems necessary and  
13 approve or disapprove the application. Upon approval and receipt of the full  
14 purchase price, the secretary shall by appropriate deed or other instrument transfer  
15 the property to the purchaser. The funds derived from the sale shall be deposited in  
16 the appropriate airport fund, and the expense incurred by the secretary in  
17 connection with the sale shall be paid from that fund. This subsection does not apply  
18 to real property that is sold under s. 16.848.

19 **SECTION 2437.** 115.28 (12) of the statutes is created to read:

20 115.28 (12) STUDENT INFORMATION SYSTEM. (a) Working with the office of the  
21 governor, establish a student information system to collect and maintain  
22 information about pupils enrolled in public schools, including their academic  
23 performance and demographic information, aggregated by school district, school,  
24 and teacher.

1 (b) Ensure that within 5 years of the establishment of the system under par.  
2 (a), every school district is using the system. The state superintendent may  
3 promulgate rules authorizing the department to charge a fee to any person that uses  
4 the system. All fees shall be credited to the appropriation account under s. 20.255  
5 (1) (jm).

6 **SECTION 2438.** 115.28 (24) of the statutes is amended to read:

7 115.28 (24) PRIORITY IN AWARDING GRANTS. Give priority in awarding grants to  
8 school boards under ~~ss. s. 115.36 and 115.361~~, and in awarding grants from federal  
9 funds received under 20 USC 2301 to 2471, 20 USC 4601 to 4665 and 29 USC 2862  
10 (b) (1) (B), to programs that provide more than one of the educational services  
11 specified under s. 115.36, ~~115.361~~, 115.915, 118.01 (2) (d) 7. or 8. or 118.153 or 20 USC  
12 2301 to 2471, 20 USC 4601 to 4665 or 29 USC 2862 (b) (1) (B).

13 **SECTION 2439.** 115.28 (35) of the statutes is repealed.

14 **SECTION 2440.** 115.28 (39) of the statutes is amended to read:

15 115.28 (39) ALCOHOL AND OTHER DRUG ABUSE REPORT. ~~By July 1, 1998, and~~  
16 ~~biennially~~ Biennially by July 1 thereafter, evaluate the effectiveness of the programs  
17 under ~~ss. s. 115.36 and 115.361~~ and submit a report to the legislature under s. 13.172  
18 (2). ~~To satisfy this reporting requirement as it pertains to s. 115.361, the department~~  
19 ~~may incorporate into the report under this subsection the report required under s.~~  
20 ~~115.361 (2).~~

21 **SECTION 2441.** 115.28 (45) of the statutes is repealed.

22 **SECTION 2442.** 115.28 (46) of the statutes is repealed.

23 **SECTION 2443.** 115.28 (47) of the statutes is repealed.

24 **SECTION 2446.** 115.33 (2) (a) (intro.) of the statutes is amended to read:

1           115.33 (2) (a) (intro.) The state superintendent may request the department  
2 of ~~commerce~~ safety and professional services to inspect a public school if any of the  
3 following occurs:

4           **SECTION 2447.** 115.33 (2) (b) of the statutes is amended to read:

5           115.33 (2) (b) The department of ~~commerce~~ safety and professional services  
6 shall inspect the school within 30 days after receiving a request from the state  
7 superintendent under par. (a).

8           **SECTION 2448.** 115.33 (3) (a) of the statutes is amended to read:

9           115.33 (3) (a) If the state superintendent determines that a school is not in  
10 compliance, and the department of ~~commerce~~ safety and professional services, based  
11 on its inspection of the school, concurs in the determination, the state  
12 superintendent may order the school board to repair, improve, remodel or close the  
13 school by a stated date. An order issued under this paragraph constitutes a  
14 preliminary finding of noncompliance with the standard under s. 121.02 (1) (i).

15           **SECTION 2449.** 115.33 (3) (b) 1. of the statutes is amended to read:

16           115.33 (3) (b) 1. If the state superintendent determines that a school is not in  
17 compliance and is not worth repairing, and the department of ~~commerce~~ safety and  
18 professional services, based on its inspection of the school, concurs in the  
19 determination, the state superintendent may order the school board to develop a  
20 plan that describes how the school board will achieve compliance with the standard  
21 under s. 121.02 (1) (i). The plan shall specify the time within which compliance with  
22 the standard under s. 121.02 (1) (i) shall be achieved. The state superintendent shall  
23 hold a public hearing on the plan in the school district and may, as a result of the  
24 hearing, recommend changes to the plan. The state superintendent may withhold  
25 up to 25% of the school district's state aid if the school district fails to achieve

1 compliance with the standard under s. 121.02 (1) (i) within the period specified in the  
2 plan.

3 **SECTION 2451.** 115.361 of the statutes is repealed.

4 **SECTION 2453.** 115.39 of the statutes is repealed.

5 **SECTION 2454.** 115.405 (2m) of the statutes is repealed.

6 **SECTION 2457.** 115.45 of the statutes is repealed.

7 **SECTION 2458.** 115.53 (3) (a) and (b) of the statutes are consolidated,  
8 renumbered 115.53 (3) and amended to read:

9 115.53 (3) Arrange for otological or ophthalmic examination of any pupil or  
10 prospective pupil of the school operated by the Wisconsin Educational Services  
11 Program for the Deaf and Hard of Hearing. ~~The examination shall be paid for from~~  
12 ~~the appropriation in s. 20.255 (1) (b), (gh) or (gs).~~ (b) Arrange for ophthalmic or  
13 otological examination of any pupil or prospective pupil of or the school operated by  
14 the Wisconsin Center for the Blind and Visually Impaired. The examination shall  
15 be paid for from the appropriation in under s. 20.255 (1) (b), (gh), (gL), or (gs).

16 **SECTION 2459.** 115.53 (4) (unnumbered first par.) and (a) of the statutes are  
17 consolidated, renumbered 115.53 (4) and amended to read:

18 115.53 (4) Apply to the board of directors of the University of Wisconsin  
19 Hospitals and Clinics Authority for admission to the University of Wisconsin  
20 Hospitals and Clinics of any pupil at the school operated by the Wisconsin  
21 Educational Services Program for the Deaf and Hard of Hearing or the school  
22 operated by the Wisconsin Center for the Blind and Visually Impaired. (a) The  
23 application shall be accompanied by the report of a physician appointed by the  
24 director of the Wisconsin Educational Services Program for the Deaf and Hard of  
25 Hearing or the director of the Wisconsin Center for the Blind and Visually Impaired