

## 2011 DRAFTING REQUEST

### Bill

Received: **09/01/2011**

Received By: **chanaman**

Wanted: **As time permits**

Companion to LRB:

For: **Evan Wynn (608) 266-9650**

By/Representing: **Brandon**

May Contact:

Drafter: **chanaman**

Subject: **Employ Pub - collective bargain**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.wynn@legis.wi.gov**

Carbon copy (CC:) to:

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### Pre Topic:

No specific pre topic given

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### Topic:

Allow any municipal employer to open existing collective bargaining agreement for wage/benefit adjustment without triggering act 10 and 32

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### Instructions:

See attached

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### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	chanaman 09/01/2011	kfollett 09/09/2011		_____			Local
/1	chanaman 09/20/2011	kfollett 09/20/2011	jfrantze 09/09/2011	_____	lparisi 09/09/2011		Local
/2			jfrantze 09/20/2011	_____	sbasford 09/20/2011	mbarman 10/06/2011	

FE Sent For:

At intro.  
10/13/2011

<END>

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/2			jfrantze 09/20/2011	_____	sbasford 09/20/2011		

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**<END>**

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1/?	chanaman	1/15 f 9/9	of 9/9	ph of 9/9			

FE Sent For:

<END>



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-2798/1  
CMH...

a/a  
per request  
soon in 9-1  
9/14 cmh  
LGT  
& PAC

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

reference

1 AN ACT ...; relating to: reductions in cost of compensation or fringe benefits to  
2 municipal employers without modifying an existing collective bargaining  
3 agreement for purposes of 2011 Wisconsin Act 10.

**Analysis by the Legislative Reference Bureau**

Under current law, a school district or a technical college district and the representative of a collective bargaining unit containing employees of that district may enter into one memorandum of understanding to reduce the cost of compensation or fringe benefits in the collective bargaining agreement that covers the employees if the collective bargaining agreement was in effect on July 1, 2011. The reduction is not a modification of the collective bargaining agreement for purposes of 2011 Wisconsin Act 10, which applies to the employees when the collective bargaining agreement is modified. The memorandum has to be entered into within ninety days after July 1, 2011.

no change

This bill allows any municipal employer to enter into one memorandum of understanding to reduce the cost of compensation or fringe benefits, and the reduction is not a modification for purposes of 2011 Wisconsin Act 10. The memorandum has to be entered into within ninety days after the effective date of this bill.

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

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 1. Nonstatutory provisions.**

Notwithstanding  
Notwithstanding 2011  
WISCONSIN Act 32, section  
9132 (1)(c), a

(1) ~~W~~ municipal employer, as defined in section 111.70 (1) (j) of the statutes and the representative of a collective bargaining unit containing employees of that municipal employer may enter into one memorandum of understanding that reduces the cost of compensation or fringe benefits in the collective bargaining agreement under subchapter IV of chapter 111 of the statutes that covers the employees, that was entered into before ~~February~~ <sup>stays</sup> ~~1, 2011,~~ <sup>ACTUALLY</sup> and that is in effect on the effective date of this subsection. Such a modification is not a modification of the collective bargaining agreement for purposes of 2011 Wisconsin Act 10, sections 9315 (1) and (2) and 9332 (1), or any provisions that are substantially similar to 2011 Wisconsin Act 10, sections 9315 (1) and (2) and 9332 (1), that may be enacted under separate legislation. The memorandum of understanding entered into under this subsection remains effective for the duration of the current collective bargaining agreement and continues to be effective after the collective bargaining agreement expires until a new collective bargaining agreement takes effect except that, if the memorandum contains a provision addressing a subject that, at the expiration of the collective bargaining agreement, becomes a prohibited subject of bargaining, that provision is no longer effective. No memorandum of understanding as described in this subsection may be entered into later than ~~90~~ <sup>stays in</sup> days after the effective date of this subsection.

(END)

no change

no change

~~XXXXXXXXXX~~





State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-2798/1  
CMH&RAC:kjf:jf

2

TODAY  
✓  
Possible

2011 BILL

Regen

1 AN ACT relating to: reductions in cost of compensation or fringe benefits to  
2 municipal employers without modifying an existing collective bargaining  
3 agreement for purposes of 2011 Wisconsin Act 10.

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Under current law, a school district or a technical college district and the representative of a collective bargaining unit containing employees of that district may enter into one memorandum of understanding to reduce the cost of compensation or fringe benefits in the collective bargaining agreement that covers the employees if the collective bargaining agreement was in effect on July 1, 2011. The reduction is not a modification of the collective bargaining agreement for purposes of 2011 Wisconsin Act 10, which applies to the employees when the collective bargaining agreement is modified. The memorandum has to be entered into within 90 days after July 1, 2011.

This bill allows any municipal employer to enter into one memorandum of understanding to reduce the cost of compensation or fringe benefits, and the reduction is not a modification for purposes of 2011 Wisconsin Act 10. The memorandum has to be entered into within 90 days after the effective date of this bill.

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

---

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

**BILL**

11

**SECTION 1. Nonstatutory provisions.**

1 (1) Notwithstanding 2011 Wisconsin Act 32, section 9132 (1d) (a), a municipal  
2 employer, as defined in section 111.70 (1) (j) of the statutes, and the representative  
3 of a collective bargaining unit containing employees of that municipal employer may  
4 enter into one memorandum of understanding that reduces the cost of compensation  
5 or fringe benefits in the collective bargaining agreement under subchapter IV of  
6 chapter 111 of the statutes that covers the employees, that was entered into before  
7 February 1, 2011, and that is in effect on the effective date of this subsection. Such  
8 a modification is not a modification of the collective bargaining agreement for  
9 purposes of 2011 Wisconsin Act 10, sections 9315 (1) and (2) and 9332 (1), or any  
10 provisions that are substantially similar to 2011 Wisconsin Act 10, sections 9315 (1)  
11 and (2) and 9332 (1), that may be enacted under separate legislation. The  
12 memorandum of understanding entered into under this subsection remains effective  
13 for the duration of the current collective bargaining agreement and continues to be  
14 effective after the collective bargaining agreement expires until a new collective  
15 bargaining agreement takes effect except that, if the memorandum contains a  
16 provision addressing a subject that, at the expiration of the collective bargaining  
17 agreement, becomes a prohibited subject of bargaining, that provision is no longer  
18 effective. No memorandum of understanding as described in this subsection may be  
19 entered into later than 90 days after the effective date of this subsection.

(END)

7 11 11 11

**Barman, Mike**

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**From:** VerVelde, Brandon  
**Sent:** Thursday, October 06, 2011 10:35 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 11-2798/2 Topic: Allow any municipal employer to open existing collective bargaining agreement for wage/benefit adjustment without triggering act 10 and 32

Please Jacket LRB 11-2798/2 for the ASSEMBLY.