

SENATE BILL 394 (LRB -3862)

An Act to amend 978.12 (1) (c); and to create 230.12 (10) of the statutes; relating to: establishing an assistant district attorney pay progression plan. (FE)

2012

01-20.	S.	Introduced by Senators Olsen, Taylor, T. Cullen, Erpenbach, Harsdorf, Hansen, King, Lassa and Wanggaard ; cosponsored by Representatives Litjens, Kleefisch, Richards, Bernard Schaber, Bies, Brooks, Danou, Kaufert, Krug, LeMahieu, Loudenbeck, A. Ott, J. Ott, Pocan, Roys, Spanbauer, Staskunas and Steineke.	
01-20.	S.	Read first time and referred to committee on Judiciary, Utilities, Commerce, and Government Operations	662
02-06.	S.	Fiscal estimate received.	
02-16.	S.	Senate substitute amendment 1 offered by Senator Olsen (LRB s0332)	713
02-16.	S.	Public hearing held.	
02-22.	S.	Executive action taken.	
02-27.	S.	Report adoption of Senate Substitute Amendment 1 recommended by committee on Judiciary, Utilities, Commerce, and Government Operations, Ayes 5, Noes 0	740
02-27.	S.	Report passage as amended recommended by committee on Judiciary, Utilities, Commerce, and Government Operations, Ayes 5, Noes 0	740
02-27.	S.	Available for scheduling.	
03-01.	S.	Fiscal estimate received.	
03-05.	S.	Referred to joint committee on Finance by committee on Senate Organization, pursuant to Senate Rule 41 (1)(e), Ayes 5, Noes 0	756
03-05.	S.	Withdrawn from joint committee on Finance and made Available for Scheduling by committee on Senate Organization, pursuant to Senate Rule 41 (1)(e), Ayes 5, Noes 0	756
03-05.	S.	Placed on calendar 3-6-2012 pursuant to Senate Rule 18(1)	756
03-06.	S.	Read a second time	764
03-06.	S.	Senate substitute amendment 1 adopted	764
03-06.	S.	Senate substitute amendment 2 offered by Senators Taylor, C. Larson, Vinehout, King, T. Cullen, Wirch, Risser, Lassa, Hansen, Shilling, Carpenter, Jauch, Miller and S. Coggs (LRB s0389)	764
03-06.	S.	Senate substitute amendment 2 laid on table	764
03-06.	S.	Ordered to a third reading	764
03-06.	S.	Rules suspended	764
03-06.	S.	Read a third time and passed , Ayes 33, Noes 0	764
03-06.	S.	Ordered immediately messaged	764
03-06.	A.	Received from Senate	876
03-06.	A.	Read first time and referred to committee on Rules	877
03-09.	A.	Fiscal estimate received.	
03-13.	A.	Made a special order of business at 9:14 A.M. on 3-14-2012 pursuant to Assembly Resolution 24	929
03-15.	A.	Representative Barca added as a cosponsor.	
03-15.	A.	Representatives Hulsey, Zamarripa, Doyle, Jorgensen, Knilans, Petryk, T. Larson, Kuglitsch, Tauchen, Ripp, Williams, Klenke, Strachota, Zepnick, Marklein, Milroy, Berceau, Mursau, Billings and Krusick added as cosponsors.	
03-15.	A.	Read a second time.	
03-15.	A.	Representative Steinbrink added as a cosponsor.	
03-15.	A.	Ordered to a third reading.	
03-15.	A.	Rules suspended.	
03-15.	A.	Read a third time and concurred in , Ayes 79, Noes 3, Paired 2.	
03-15.	A.	Ordered immediately messaged.	
03-19.	S.	Received from Assembly concurred in.	

MB

**2011
ENROLLED BILL**

11en SB-394

ADOPTED DOCUMENTS:

Orig

Engr

S SubAmdt 1

1150332/1

Amendments to above (if none, write "NONE"):

None

Corrections - show date (if none, write "NONE"):

None

Topic

Rel

3-21-12

Date

J. Plummer
Enrolling Drafter



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBs0332/1
RAC:jld:rs

SENATE SUBSTITUTE AMENDMENT 1,
TO 2011 SENATE BILL 394

February 16, 2012 - Offered by Senator OLSEN.

1 AN ACT *to amend* 978.12 (1) (c); and *to create* 20.475 (1) (em) and 230.12 (10)
2 of the statutes; **relating to:** establishing an assistant district attorney pay
3 progression plan.

Analysis by the Legislative Reference Bureau

This substitute amendment establishes a pay progression plan for assistant district attorneys, which was required under 2011 Wisconsin Act 32. Under the substitute amendment, the pay progression plan consists of 17 hourly salary steps, with each step equal to one-seventeenth of the difference between the lowest hourly salary and the highest hourly salary for the salary range for assistant district attorneys contained in the compensation plan. The pay progression plan shall be based entirely on merit.

Under the substitute amendment, beginning with the first pay period that occurs on or after July 1, 2013, all assistant district attorneys who have served with the state as assistant district attorneys for a continuous period of 12 months or more, and who are not paid the maximum hourly rate, must be paid an hourly salary at the step that is immediately above their hourly salary on June 30, 2013. All other assistant district attorneys, who are not paid the maximum hourly rate, must be paid an hourly salary at the step that is immediately above their hourly salary on June 30, 2013, when they have served with the state as assistant district attorneys for a continuous period of 12 months.

In addition, under the substitute amendment, beginning with the first pay period that occurs on or after July 1, 2014, and with the first pay period that occurs on or after each succeeding July 1, all assistant district attorneys who have served with the state as assistant district attorneys for a continuous period of 12 months or more, and who are not paid the maximum hourly rate, may, at the discretion of their supervising district attorney, be paid an hourly salary at any step, or part thereof, above their hourly salary on the immediately preceding June 30. All other assistant district attorneys, who are not paid the maximum hourly rate, may, at the discretion of their supervising district attorney, be paid an hourly salary at any step above their hourly salary on the immediately preceding June 30, when they have served with the state as assistant district attorneys for a continuous period of 12 months. The substitute amendment provides, however, that no salary increase for an assistant district attorney may exceed 10 percent of his or her base pay during a fiscal year.

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

SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

	2011-12	2012-13
20.475 District Attorneys		
(1) DISTRICT ATTORNEYS		
(em) Salary adjustments	-0-	-0-

SECTION 2. 20.475 (1) (em) of the statutes is created to read:

20.475 (1) (em) *Salary adjustments.* The amounts in the schedule to fund the costs of salary adjustments for assistant district attorneys provided under s. 230.12 (10).

SECTION 3. 230.12 (10) of the statutes is created to read:

230.12 (10) ASSISTANT DISTRICT ATTORNEY PAY PROGRESSION PLAN. (a) There is established a pay progression plan for assistant district attorneys. The pay progression plan shall consist of 17 hourly salary steps, with each step equal to

1 one-seventeenth of the difference between the lowest hourly salary and the highest
2 hourly salary for the salary range for assistant district attorneys contained in the
3 compensation plan. The pay progression plan shall be based entirely on merit.

4 (b) Beginning with the first pay period that occurs on or after July 1, 2013, all
5 assistant district attorneys who have served with the state as assistant district
6 attorneys for a continuous period of 12 months or more, and who are not paid the
7 maximum hourly rate, shall be paid an hourly salary at the step that is immediately
8 above their hourly salary on June 30, 2013. All other assistant district attorneys,
9 who are not paid the maximum hourly rate, shall be paid an hourly salary at the step
10 that is immediately above their hourly salary on June 30, 2013, when they have
11 served with the state as assistant district attorneys for a continuous period of 12
12 months.

13 (c) Beginning with the first pay period that occurs on or after July 1, 2014, and
14 with the first pay period that occurs on or after each succeeding July 1, all assistant
15 district attorneys who have served with the state as assistant district attorneys for
16 a continuous period of 12 months or more, and who are not paid the maximum hourly
17 rate, may, at the discretion of their supervising district attorney, be paid an hourly
18 salary at any step, or part thereof, above their hourly salary on the immediately
19 preceding June 30. All other assistant district attorneys, who are not paid the
20 maximum hourly rate, may, at the discretion of their supervising district attorney,
21 be paid an hourly salary at any step, or part thereof, above their hourly salary on the
22 immediately preceding June 30, when they have served with the state as assistant
23 district attorneys for a continuous period of 12 months. No salary adjustment for an
24 assistant district attorney under this paragraph may exceed 10 percent of his or her
25 base pay during a fiscal year.

