



**SENATE SUBSTITUTE AMENDMENT 1,  
TO 2011 SENATE BILL 394**

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.

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*Analysis by the Legislative Reference Bureau*

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

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

	<b>2011-12</b>	<b>2012-13</b>
6		
7 <b>20.475 District Attorneys</b>		
8 (1) DISTRICT ATTORNEYS		
9 (em) Salary adjustments	-0-	-0-

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

2           20.475 **(1)** (em) *Salary adjustments.* The amounts in the schedule to fund the  
3 costs of salary adjustments for assistant district attorneys provided under s. 230.12  
4 (10).

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

6           230.12 **(10)** ASSISTANT DISTRICT ATTORNEY PAY PROGRESSION PLAN. (a) There is  
7 established a pay progression plan for assistant district attorneys. The pay  
8 progression plan shall consist of 17 hourly salary steps, with each step equal to  
9 one–seventeenth of the difference between the lowest hourly salary and the highest  
10 hourly salary for the salary range for assistant district attorneys contained in the  
11 compensation plan. The pay progression plan shall be based entirely on merit.

12           (b) Beginning with the first pay period that occurs on or after July 1, 2013, all  
13 assistant district attorneys who have served with the state as assistant district  
14 attorneys for a continuous period of 12 months or more, and who are not paid the  
15 maximum hourly rate, shall be paid an hourly salary at the step that is immediately  
16 above their hourly salary on June 30, 2013. All other assistant district attorneys,  
17 who are not paid the maximum hourly rate, shall be paid an hourly salary at the step  
18 that is immediately above their hourly salary on June 30, 2013, when they have  
19 served with the state as assistant district attorneys for a continuous period of 12  
20 months.

21           (c) Beginning with the first pay period that occurs on or after July 1, 2014, and  
22 with the first pay period that occurs on or after each succeeding July 1, all assistant  
23 district attorneys who have served with the state as assistant district attorneys for  
24 a continuous period of 12 months or more, and who are not paid the maximum hourly  
25 rate, may, at the discretion of their supervising district attorney, be paid an hourly

1 salary at any step, or part thereof, above their hourly salary on the immediately  
2 preceding June 30. All other assistant district attorneys, who are not paid the  
3 maximum hourly rate, may, at the discretion of their supervising district attorney,  
4 be paid an hourly salary at any step, or part thereof, above their hourly salary on the  
5 immediately preceding June 30, when they have served with the state as assistant  
6 district attorneys for a continuous period of 12 months. No salary adjustment for an  
7 assistant district attorney under this paragraph may exceed 10 percent of his or her  
8 base pay during a fiscal year.

9 **SECTION 4.** 978.12 (1) (c) of the statutes, as affected by 2011 Wisconsin Act 10,  
10 is amended to read:

11 978.12 (1) (c) *Assistant district attorneys.* Assistant district attorneys shall be  
12 employed outside the classified service. For purposes of salary administration, the  
13 director of the office of state employment relations shall establish one or more  
14 classifications for assistant district attorneys in accordance with the classification  
15 or classifications allocated to assistant attorneys general. Except as provided in s-  
16 ss. 111.93 (3) (b) and 230.12 (10), the salaries of assistant district attorneys shall be  
17 established and adjusted in accordance with the state compensation plan for  
18 assistant attorneys general whose positions are allocated to the classification or  
19 classifications established by the director of the office of state employment relations.

20 (END)