

2011 DRAFTING REQUEST

Senate Substitute Amendment (SSA-SB275)

Received: 03/02/2012

Received By: **mkunkel**

Wanted: **As time permits**

Companion to LRB:

For: **Glenn Grothman (608) 266-7513**

By/Representing: **himself**

May Contact:

Drafter: **mkunkel**

Subject: **Higher Education - tech. college**

Addl. Drafters:

Extra Copies: **PG**

Submit via email: **YES**

Requester's email: **Sen.Grothman@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Appointment to and membership of Milwaukee technical college district board

Instructions:

See attached

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>
/?	mkunkel 03/02/2012	kfollett 03/02/2012		_____			
/1			jmurphy 03/02/2012	_____	lparisi 03/02/2012	lparisi 03/02/2012	

FE Sent For:

<END>

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/?	mkunkel	1/15 f 3/2	jm 3/2	14/15 + jm 3/2			

FE Sent For:

<END>

Kunkel, Mark

From: Mattke, Rachel
Sent: Thursday, March 01, 2012 5:00 PM
To: Kunkel, Mark
Subject: RE: Drafting error is SSA 1 to SB 275

Mark,
Senator Grothman has found an error that was created with Senator Harsdorf's amendment to the substitute amendment that we didn't catch previously. Senator Harsdorf's amendment added back in the elected official position and took it from the additional member, but was amended in committee to take it from 100 and more employees and manufacturing member. This was not changed in the part of the sub regarding the dates that each type of member would be appointed.

Senator Grothman wanted to get a new sub drafted that would have the elected official appointed to the board under the term that is scheduled to expire June 30, 2016. The current elected official position is set to expire on June 30, 2014. He would also like to include Senator Harsdorf's amendment as amended in committee along with the language from the last sub in the new sub.

Let me know if you have any questions.

Thanks,

Rachel A. Mattke
Office of Sen. Glenn Grothman
Rachel.Mattke@legis.wi.gov
800-662-1227

From: Kunkel, Mark
Sent: Friday, February 24, 2012 3:55 PM
To: Mattke, Rachel
Subject: RE: Drafting error is SSA 1 to SB 275

Okay, will do.

From: Mattke, Rachel
Sent: Friday, February 24, 2012 3:43 PM
To: Kunkel, Mark
Subject: RE: Drafting error is SSA 1 to SB 275

Mark,
That would be great if you could draft that.

Thanks,

Rachel A. Mattke
Office of Sen. Glenn Grothman
Rachel.Mattke@legis.wi.gov
800-662-1227

From: Kunkel, Mark
Sent: Friday, February 24, 2012 2:53 PM
To: Mattke, Rachel; Sen.Grothman
Subject: Drafting error is SSA 1 to SB 275

<u>Current law</u>	<u>SSA 1 as amended by SSA 1</u>
<u>June 30 2012</u> 1 ER 1 E22 School OA	<u>June 30 2014</u> 1 ER 100+ ✓ 1 ER 15+ ✓ School OA ✓
<u>June 30 2013</u> 1 ER 1 E22 1 additional	<u>June 30 2015</u> 1 ER 100+ ✓ 1 ER 15+ ✓ Elected official
<u>June 30 2014</u> 2 additional 1 elected official	<u>June 30 2016</u> 1 ER ✓ 2 additional 1 additional member ✓ 1 elected ✓

Fix. move elected official to June 30 2016
1
1/2 now 2 additional members June 30 2015

I have discovered a drafting error in the above substitute amendment. In creating the new appointment committee for the district board for the Milwaukee area technical college district, I should have repealed s. 38.08 (1g). I apologize for not catching the error earlier, as I did not catch it in time to include the correction in the amendment that was approved by the committee yesterday.

I can correct the error by doing a new simple amendment to SSA 1 to SB 275 that will add the repeal of 38.08 (1g) to SSA 1. Please let me know if you want such an amendment.

Mark D. Kunkel
Senior Legislative Attorney
Legislative Reference Bureau
(608) 266-0131



WISCONSIN TECHNICAL COLLEGE DISTRICT BOARDS ASSOCIATION

22 North Carroll Street, Suite 103, Madison, WI 53703

phone: 608.266.9430 fax: 608.266.0122

Home **Member Boards > Board of Directors**

Calendar

Membership

Member Access
User Id

Password

Login

Milwaukee Technical College

Employer Representatives

Michael G. Katz

Appointed: July 2010
Term Ends: June 2013

Business:
President
Molded Dimensions
701 Sunset Road
Port Washington, WI 53074-0364
Bus. (262) 284-9455 x115
Fax. (262) 284-0696

Residential:
(login to see res. info)

Ann Wilson

Appointed: July 2006
Term Ends: June 2012

Business:
Manager
Hillside Family Resource Center
1452 North Seventh Street
Milwaukee, WI 53205
Bus. (414) 224-8815
Fax. (414) 224-8913

Residential:
(login to see res. info)

Employee Representatives

Fred Royal, Jr.

Appointed: July 2007
Term Ends: June 2013

Business:
Office Coordinator
Milwaukee HIRE Center
816 West National Avenue
Milwaukee, WI 53204
Bus. (414) 385-6920
Fax. (414) 385-6930

Residential:
(login to see res. info)

Bobbie R. Webber

Appointed: July 2003
Term Ends: June 2012

Business:
5464 North Port Washington Road, #140
Milwaukee, WI 53217

Residential:
(login to see res. info)

Elected Officials

Thomas A. Michalski

Appointed: July 2008
Term Ends: June 2014

Business:
6th District Alderperson
City of Oak Creek

Residential:
(login to see res. info)

Additional Members

Lauren Baker

Appointed: July 1995
Term Ends: June 2014

Business:
Program Coordinator, Career & Technical Education
Milwaukee Public Schools
5225 West Vliet Street, Room 29
Milwaukee, WI 53208
Bus. (414) 475-8060
Fax. (414) 475-8250

Residential:
(login to see res. info)

Peter G. Earle

Appointed: July 1998
Term Ends: June 2013

Business:
Law Offices of Peter Earle
839 North Jefferson Street, Suite 300
Milwaukee, WI 53202
Bus. (414) 276-1076 x23
Fax. (414) 276-0460

Residential:
(login to see res. info)

Melanie C. Holmes

Appointed: July 2008
Term Ends: June 2014

Business:
Vice President
ManpowerGroup
100 Manpower Place
Milwaukee, WI 53212
Bus. (414) 906-6383
Fax. (414) 906-7876

Residential:
(login to see res. info)

School District Administrator

Dr. Richard F. Monroe

Appointed: November 2008
Term Ends: June 2012

Business:
School District Administrator
Nicolet High School District
6701 North Jean Nicolet Road
Milwaukee, WI 53217
Bus. (414) 351-7525

Residential:
(login to see res. info)

President

Dr. Michael L. Burke

Business:

Residential:

Appointed: January 0
Term Ends: December 0

College President
Milwaukee Area Technical College
700 West State Street
Milwaukee, WI 53233-1443
Bus. (414) 297-6320
Fax. (414) 297-6553

(login to see res. info)

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State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa2470/2
MDK:jld:jm

SENATE AMENDMENT 1,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2011 SENATE BILL 275

February 24, 2012 – Offered by COMMITTEE ON AGRICULTURE, FORESTRY, AND HIGHER
EDUCATION.

1 At the locations indicated, amend the substitute amendment as follows:

2 ~~1.~~ Page 2, line 13: delete “Six” and substitute “Five”.

3 ~~2.~~ Page 2, line 14: delete “30 or more employees, 3” and substitute “15 or more
4 employees, 2”.

5 ~~3.~~ Page 2, line 15: delete “at least 3” and substitute “at least 2”.

6 ~~4.~~ Page 2, line 18: delete that line and substitute:

7 ~~e.~~ One elected official who holds a state or local office, as defined in s. 5.02.

8 ~~d.~~ Two additional members.”.

9 ~~5.~~ Page 2, line 21: delete “(1) (a) 1. e.” and substitute “(1) (a) 1. e. or 1g. c.”.

10 ~~6.~~ Page 3, line 19: delete the material beginning with that line and ending with
11 page 4, line 5, and substitute:

1 ~~X~~ **SECTION 7m.** 38.10 (2) (c) of the statutes is amended to read:

2 38.10 (2) (c) 1. At the meeting and prior to the appointment of district board
3 members, the appointment committee shall formulate a plan of representation for
4 the membership of the district board. The plan shall give equal consideration to the
5 general population distribution within the district and the distribution of women
6 and minorities within the district. The plan of representation for the membership
7 of the district board that governs a district encompassing a 1st class city shall also
8 give equal consideration to the distribution of minorities within the 1st class city.
9 The plan shall form the basis upon which membership of the district board is
10 determined.”.

11 ~~7~~ Page 5, line 23: delete “30 or more” and substitute “15 or more”.

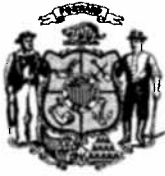
12 ~~8~~ Page 6, line 4: delete “one of the members” and substitute “the member”.

13 ~~9~~ Page 6, line 8: delete “30 or more” and substitute “15 or more”.

14 ~~10~~ Page 6, line 13: delete lines 13 to 22 and substitute:

15 “(c) One of the members specified in section 38.08 (1) (a) ~~1g.~~ a. of the statutes,
16 as created by this act, and the members specified in section 38.08 (1) (a) 1g. d. of the
17 statutes, as created by this act, shall have terms expiring on June 30, 2016. The
18 member specified in section 38.08 (1) (a) 1g. a. of the statutes, as created by this act,
19 who is appointed under this paragraph shall represent employers with 15 or more
20 employees. The members appointed under this paragraph shall replace the
21 members of the district board appointed under section 38.08 (1) (a) 1., 2009 stats.,
22 whose terms were scheduled to expire on June 30, 2014.”.

23 (END)



State of Wisconsin
2011 - 2012 LEGISLATURE



LRPS0328/2

MDK:cjs:jf

CJS+
KJF

O-NOTE
SSA

Today

50377/1

**SENATE SUBSTITUTE AMENDMENT 1,
TO 2011 SENATE BILL 275**

February 22, 2012 - Offered by Senator GROTHMAN.

gen cat

1 AN ACT *to renumber* 38.10 (2) (g); *to renumber and amend* 38.08 (1) (a) 1. and
2 38.10 (2) (c); *to amend* 38.08 (2m), 38.10 (2) (a) 2., 38.10 (2) (b), 38.10 (2) (f) and
3 38.10 (2) (fm); and *to create* 38.08 (1) (a) 1g., 38.10 (1) (d) and 38.10 (2) (g) 2.
4 of the statutes; **relating to:** the membership of Milwaukee area technical
5 college district board.

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

6 SECTION 1. 38.08 (1) (a) 1. of the statutes is renumbered 38.08 (1) (a) 1. (intro.)
7 and amended to read:

8 38.08 (1) (a) 1. (intro.) A district board shall administer the district and, except
9 as provided in subd. 1g., shall be composed of 9 members who are residents of the
10 district, including 2 consisting of the following:

11 a. Two employers, 2.

- 1 b. Two employees,~~3.~~
- 2 c. Three additional members,~~a.~~
- 3 d. One school district administrator, as defined under s. 115.001 (8),~~and one.~~
- 4 e. One elected official who holds a state or local office, as defined in s. 5.02.

5 1r. The board shall by rule define "employer" and "employee" for the purpose
 6 of this subdivision subd. 1. a. and b. For purposes of subd. 1g. a., "employer" means
 7 a business entity, as defined in s. 13.62 (5), nonprofit organization that provides
 8 health care services, credit union, or cooperative association.

9 SECTION 2. 38.08 (1) (a) 1g. of the statutes is [✓]created to read:

10 38.08 (1) (a) 1g. The district board governing the Milwaukee area technical
 11 college shall be composed of 9 members who are residents of the district, consisting
 12 of the following.

Section # 38.08 (1g) is repealed.

13 a. ~~Five~~ ^{Five} persons representing employers. Three of the members shall represent
 14 employers with ~~30~~ ¹⁵ or more employees. ~~3~~ ² of the members shall represent employers
 15 with 100 or more employees, and at least ~~3~~ ² of the members shall represent employers
 16 who are manufacturing businesses.

17 b. One school district administrator, as defined in s. 115.001 (8).

18 ~~Two additional members.~~

19 SECTION 3. 38.08 (2m) of the statutes is amended to read:

20 38.08 (2m) Any member of a district board serving as an elected official under
 21 sub. (1) (a) 1. e shall cease to be a member upon vacating his or her office as an elected
 22 official. or 1g.c.

23 SECTION 4. 38.10 (1) (d) of the statutes is created to read:

24 38.10 (1) (d) Notwithstanding pars. (a) to (c), the county executive of
 25 Milwaukee County and the chairpersons of the Milwaukee, Ozaukee, and

c. One elected official who holds a state or local office, as defined in s. 5.02.

1 Washington County boards of supervisors shall constitute the appointment
2 committee for the district board governing the Milwaukee area technical college.

3 SECTION 5. 38.10 (2) (a) 2. of the statutes is amended to read:

4 38.10 (2) (a) 2. The chairperson of the appointment committee shall fix a date,
5 to be no later than 60 days after receipt of notification of the vacancy or term
6 expiration, or 60 days after a spring election if a vacancy occurs within 120 days
7 preceding a spring election, and a time and place for a public hearing and meeting
8 of the appointment committee to approve a representation plan required under par.
9 (c) 1. and to appoint district board members, and shall send written notice of the
10 public hearing and meeting to each district board member, each governing body
11 having a member on the appointment committee, each member of the appointment
12 committee and the board.

13 SECTION 6. 38.10 (2) (b) of the statutes is amended to read:

14 38.10 (2) (b) The appointment committee member from the appropriate
15 governmental unit specified under sub. (1) (a), (b) or (c) having the largest population
16 in the district shall act as chairperson of the appointment committee. The county
17 executive of Milwaukee County shall act as the chairperson of the appointment
18 committee for the district board governing the Milwaukee area technical college.

19 SECTION 7. 38.10 (2) (c) of the statutes is ~~renumbered 38.10 (2) (c) 1.~~ and
20 amended to read:

21 38.10 (2) (c) 1. At the meeting and prior to the appointment of district board
22 members, the appointment committee shall formulate a plan of representation for
23 the membership of the district board. The plan shall give equal consideration to the
24 general population distribution within the district and the distribution of women
25 and minorities within the district. The plan of representation for the membership

stays

renum

plan

no strike

plan

no strike

- 1
- 2
- 3
- 4
- 5

of the district board that governs a district encompassing a 1st class city shall also give equal consideration to the distribution of minorities within the 1st class city.

The plan shall form the basis upon which membership of the district board is determined. ~~This subdivision does not apply to the appointment committee for the district board governing the Milwaukee area technical college.~~

2. The board shall review district board appointments to determine whether they comply with the provisions of the plan of representation required under subd. 1. and the requirements of s. 38.08 (1) (a).

SECTION 8. 38.10 (2) (f) of the statutes is amended to read:

38.10 (2) (f) Selection of district board members and approval of a representation plan required under par. (c) 1. by the appointment committee shall be by majority vote of a quorum under par. (g). If the appointment committee cannot reach agreement on the representation plan and district board membership within 30 days after their first meeting, the board shall formulate the plan of representation and appoint the district board members in accordance with the plan.

SECTION 9. 38.10 (2) (fm) of the statutes is amended to read:

38.10 (2) (fm) If the board determines under par. (c) 2. that district board appointments do not comply with the plan of representation required under par. (c) 1. or do not comply with s. 38.08 (1) (a), the board shall notify the appointment committee that the district board appointments are in noncompliance. Within 45 days after receipt of the board's determination that the district board appointments are in noncompliance, the appointment committee shall make district board appointments that comply with the provisions of the plan of representation required under par. (c) 1. and with s. 38.08 (1) (a). The board shall review any appointments made under this paragraph. If the board determines that the appointments made

1 under this paragraph do not comply with a plan of representation required under
2 par. (c) 1, or do not comply with s. 38.08 (1) (a), the board shall formulate a plan of
3 representation that conforms with par. (c) 1, and the board shall appoint the district
4 board members in accordance with the plan of representation and with s. 38.08 (1)
5 (a).

6 SECTION 10. 38.10 (2) (g) of the statutes is [✓]renumbered 38.10 (2) (g) 1.

7 SECTION 11. 38.10 (2) (g) 2. of the statutes [✓]is created to read:

8 38.10 (2) (g) 2. Three members shall constitute a quorum for the appointment
9 committee for the district board governing the Milwaukee area technical college.

10 SECTION 12. **Nonstatutory provisions.**

11 (1) In this section, “employer” means a business entity, as defined in section
12 13.62 (5) of the statutes, nonprofit organization that provides health care services,
13 credit union, or cooperative association.

14 (2) Notwithstanding section 38.08 (1) (b) of the statutes, the initial members
15 of the district board governing the Milwaukee area technical college who are
16 specified in section 38.08 (1) (a) 1g., as created by this act, shall be appointed as
17 follows:

18 (a) Two of the members specified in section 38.08 (1) (a) 1g. a. of the statutes,
19 as created by this act, and the member specified in section 38.08 (1) (a) 1g. b. of the
20 statutes, as created by this act, shall have terms expiring on June 30, 2014. Of the
21 members specified in section 38.08 (1) (a) 1g. a. of the statutes, as created by this act,
22 who are appointed under this paragraph, one member shall represent employers
23 with ~~30~~ ¹⁵ or more employees and one member shall represent employers with 100 or
24 more employees and one of those members shall represent employers who are
25 manufacturing businesses. The members appointed under this paragraph shall

1 replace the members of the district board appointed under section 38.08 (1) (a) 1.,
2 2009 stats., whose terms were scheduled to expire on June 30, 2012.

3 (b) Two of the members specified in section 38.08 (1) (a) 1g. a. of the statutes,
4 as created by this act, and one of the members specified in section 38.08 (1) (a) 1g.
5 of the statutes, as created by this act, shall have terms expiring on June 30, 2015.

6 Of the members specified in section 38.08 (1) (a) 1g. a. of the statutes, as created by
7 this act, who are appointed under this paragraph, one member shall represent
8 employers with 30 or more employees and one member shall represent employers
9 with 100 or more employees and one of those members shall represent employers
10 who are manufacturing businesses. The members appointed under this paragraph
11 shall replace the members of the district board appointed under section 38.08 (1) (a)
12 1., 2009 stats., whose terms were scheduled to expire on June 30, 2013.

13 (c) ~~Two~~ ^{one} of the members specified in section 38.08 (1) (a) 1g. a. of the statutes,
14 as created by this act, and one of the members specified in section 38.08 (1) (a) 1g.
15 of the statutes, as created by this act, shall have terms expiring on June 30, 2016.

16 Of the members specified in section 38.08 (1) (a) 1g. a. of the statutes, as created by
17 this act, who are appointed under this paragraph, one member shall represent
18 employers with 30 or more employees and one member shall represent employers
19 with 100 or more employees and one of those members shall represent employers
20 who are manufacturing businesses. The members appointed under this paragraph

21 shall replace the members of the district board appointed under section 38.08 (1) (a)
22 1., 2009 stats., whose terms were scheduled to expire on June 30, 2014.

23 (END)

D-Note

*the member specified in section 38.08 (1) (a) 1g. c.
of the statutes, as created by this act,*

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBs0377/1dn

MDK:...

kyf

Date

Sen. Grothman:

This substitute amendment is identical to SSA 1 to SB-275, as amended by SA 1 to SSA 1, except for the following additional changes:

1. Section 38.08 (1g) is repealed, which corrects a drafting error in SSA 1 to SB-275.
2. The initial term of the elected official expires in 2016, and replaces the elected official whose term was scheduled to expire in 2014. This changes corrects a drafting error in SA 1 to SSA 1. A related change is that the initial terms of the 2 additional members expire in 2015 and 2016, instead of both expiring in 2016.

two

Mark D. Kunkel
Senior Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBs0377/1dn
MDK:kjf:jm

March 2, 2012

Sen. Grothman:

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2. The initial term of the elected official expires in 2016, and replaces the elected official whose term was scheduled to expire in 2014. This change corrects a drafting error in SA 1 to SSA 1. A related change is that the initial terms of the two additional members expire in 2015 and 2016, instead of both expiring in 2016.

Mark D. Kunkel
Senior Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.wisconsin.gov