



**SENATE AMENDMENT 1,
TO SENATE BILL 224**

September 17, 2013 – Offered by Senator ERPENBACH.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 1: before that line insert:

3 “**SECTION 1c.** 40.95 (1) (a) 3. of the statutes is amended to read:

4 40.95 (1) (a) 3. The employee has his or her compensation established in a
5 collective bargaining agreement under subch. I V of ch. 111 and the employee is
6 employed by the University of Wisconsin Hospitals and Clinics Authority.

7 **SECTION 1h.** 111.81 (7) (g) of the statutes is created to read:

8 111.81 (7) (g) Any employee of the University of Wisconsin Hospitals and
9 Clinics Authority.

10 **SECTION 1j.** 111.815 (1) of the statutes, as affected by 2011 Wisconsin Acts 10
11 and 32, is amended to read:

12 111.815 (1) (a) In the furtherance of this subchapter, the state shall be
13 considered as a single employer and employment relations policies and practices

1 throughout the state service shall be as consistent as practicable. The office shall
2 negotiate and administer collective bargaining agreements. To coordinate the
3 employer position in the negotiation of agreements, the office shall maintain close
4 liaison with the legislature relative to the negotiation of agreements and the fiscal
5 ramifications of those agreements.

6 (b) 1. ~~Except with respect to the collective bargaining unit specified in s.~~
7 ~~111.825 (1r), (1t),,~~ as provided in subds. 2., 3., 4., and 5., the office is responsible for
8 the employer functions of the executive branch under this subchapter, and shall
9 coordinate its collective bargaining activities with operating state agencies on
10 matters of agency concern.

11 (c) The legislative branch shall act upon those portions of tentative agreements
12 negotiated by the office that require legislative action.

13 (b) 2. With respect to the collective bargaining units specified in s. 111.825 (1r),
14 the Board of Regents of the University of Wisconsin System is responsible for the
15 employer functions under this subchapter.

16 (b) 3. With respect to the collective bargaining units specified in s. 111.825 (1t),
17 the chancellor of the University of Wisconsin-Madison is responsible for the
18 employer functions under this subchapter.

19 (b) 4. With respect to the collective bargaining unit specified in s. 111.825 (1r)
20 (ef), the governing board of the charter school established by contract under s. 118.40
21 (2r) (cm) is responsible for the employer functions under this subchapter.

22 **SECTION 1L.** 111.815 (1) (b) 5. of the statutes is created to read:

23 111.815 (1) (b) 5. With respect to the collective bargaining units specified in s.
24 111.825 (1g), the University of Wisconsin Hospitals and Clinics Authority is
25 responsible for the employer functions under this subchapter.

1 **SECTION 1n.** 111.815 (2) of the statutes, as affected by 2011 Wisconsin Acts 10
2 and 32, is amended to read:

3 111.815 (2) The director of the office shall, together with the appointing
4 authorities or their representatives, represent the state in its responsibility as an
5 employer under this subchapter except with respect to negotiations in the collective
6 bargaining unit specified in s. 111.825 (1g), (1r), and (1t). The director of the office
7 shall establish and maintain, wherever practicable, consistent employment
8 relations policies and practices throughout the state service.

9 **SECTION 1p.** 111.825 (1) (intro.) of the statutes is amended to read:

10 111.825 (1) (intro.) It is the legislative intent that in order to foster meaningful
11 collective bargaining, units must be structured in such a way as to avoid excessive
12 fragmentation whenever possible. In accordance with this policy, collective
13 bargaining units for employees in the classified service of the state, except employees
14 in the collective bargaining units specified in sub. (1g), are structured on a statewide
15 basis with one collective bargaining unit for each of the following occupational
16 groups:

17 **SECTION 1r.** 111.825 (1g) of the statutes is created to read:

18 111.825 (1g) Collective bargaining units for employees who are employed by
19 the University of Wisconsin Hospitals and Clinics Authority are structured with one
20 collective bargaining unit for each of the following occupational groups:

- 21 (a) Clerical and related.
22 (b) Blue collar and nonbuilding trades.
23 (c) Building trades crafts.
24 (d) Security and public safety.
25 (e) Technical.

1 (f) Fiscal and staff services.

2 (g) Patient care.

3 (h) Science.

4 **SECTION 1rb.** 111.825 (3) of the statutes, as affected by 2011 Wisconsin Acts 10
5 and 32, is amended to read:

6 111.825 (3) The commission shall assign employees to the appropriate
7 collective bargaining units set forth in subs. (1), ~~(1g)~~, (1r), (1t), and (2).

8 **SECTION 1rn.** 111.825 (4) of the statutes, as affected by 2011 Wisconsin Acts 10
9 and 32, 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), ~~(1g)~~, (1r), (1t), or
12 (2) 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 1rt.** 111.825 (4m) of the statutes is created to read:

19 111.825 (4m) If a single representative is certified to represent more than one
20 of the collective bargaining units specified in sub. (1g), that representative and the
21 employer may jointly agree to combine the collective bargaining units, subject to the
22 right of the employees in any of the collective bargaining units that were combined
23 to petition for an election under s. 111.83 (6). Any agreement under this subsection
24 is effective upon written notice of the agreement by the parties to the commission and
25 terminates upon written notice of termination by the parties to the commission or

1 upon decertification of the representative entering into the agreement as
2 representative of one of the combined collective bargaining units, whichever occurs
3 first.

4 **SECTION 1rw.** 111.92 (1) (b) of the statutes is created to read:

5 111.92 (1) (b) Any tentative agreement reached between the University of
6 Wisconsin Hospitals and Clinics Authority, acting for the state, and any labor
7 organization representing a collective bargaining unit specified in s. 111.825 (1g)
8 shall, after official ratification by the labor organization, be executed by the parties.”.

9 **2.** Page 7, line 2: after that line insert:

10 “**SECTION 15t.** 233.10 (2) (intro.) of the statutes is amended to read:

11 233.10 (2) (intro.) Subject to subs. (3), (3r) and (3t) and ch. 40 and the duty to
12 engage in collective bargaining with employees in a collective bargaining unit for
13 which a representative is certified under subch. V of ch. 111, the authority shall
14 establish any of the following:”.

15

(END)