

Fiscal Estimate Narratives

OSER 3/5/2014

LRB Number	13-4270/1	Introduction Number	SB-631	Estimate Type	Original
Description					
Base pay paid to a former district attorney appointed to an assistant district attorney position					

Assumptions Used in Arriving at Fiscal Estimate

This bill provides that if a district attorney separates from that position and within five years is appointed to an assistant district attorney (ADA) position, the person must receive credit for his or her years of service as a district attorney and any years of service as an assistant district attorney, if applicable, for purposes of calculating his or her new base pay as an assistant district attorney.

Currently, under the state compensation plan, with exceptions, the person would be appointed at the minimum of the pay range for assistant district attorneys, regardless of his or her years of prior service.

The bill as drafted does not specify just exactly 'how' a newly-appointed ADA's relevant prior service (as a District Attorney or ADA) is to be recognized when setting the new base pay rate.

The pay progression plan for assistant district attorneys specified under 230.12 (10), Wis. Stats. contains no seniority or tenure-based mechanisms with which to credit a new ADA for their relevant prior service. In other words, the pay progression system used for ADAs is not a seniority-based system and therefore lacks any way to use seniority or tenure when setting pay for any ADAs. While the statutory pay progression plan shall consist of 17 hourly salary steps under the statutes, those steps are not connected in any way to any employee's years of service.

In addition, it seems a reasonable estimate can not be made as to the number of former District Attorneys that would apply and be hired under this new provision, during this or a future fiscal biennium.

Costs associated with this bill as presently drafted are therefore indeterminate.

Long-Range Fiscal Implications