



DOA:.....Waterman, BB0384 – Restructure of Office of State Employment Relations

FOR 2015-2017 BUDGET – NOT READY FOR INTRODUCTION

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1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

OTHER STATE GOVERNMENT

Under current law, OSER administers the state civil service and is attached to DOA for administrative purposes. Within OSER there is a division of merit recruitment and selection. This bill restructures OSER into a division of state employment relations in DOA, managed by an unclassified division administrator, and restructures the division of merit recruitment and selection, managed by an unclassified director, into a bureau of merit recruitment and selection within DOA.

For further information see the state fiscal estimate, which will be printed as an appendix to this bill.

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

2 SECTION 1. 13.121 (4) of the statutes is amended to read:

3 13.121 (4) INSURANCE. For the purpose of premium determinations under s.

4 40.05 (4) and (5) each member of the legislature shall accrue sick leave at a rate

the office of State Employment Relations

1 equivalent to a percentage of time worked recommended for such positions by the
 2 ~~director of the office~~ administrator of the division of state employment relations in
 3 the department of administration and approved by the joint committee on
 4 employment relations in the same manner as compensation for such positions is
 5 determined under s. 20.923. This percentage of time worked shall be applied to the
 6 sick leave accrual rate established under s. 230.35 (2). The approved percentage
 7 shall be incorporated into the compensation plan under s. 230.12 (1).

History: 1973 c. 51, 243; 1977 c. 196 s. 131; 1981 c. 96 s. 67; 1983 a. 27 ss. 8, 9, 2202 (33); 1991 a. 316; 2003 a. 33 ss. 11, 12, 9160; 2005 a. 25.

8 **SECTION 2.** 13.123 (1) (a) 1. of the statutes is amended to read:

9 13.123 (1) (a) 1. Any member of the legislature who has signified, by affidavit
 10 filed with the department of administration, the necessity of establishing a
 11 temporary residence at the state capital for the period of any regular or special
 12 legislative session shall be entitled to an allowance for expenses incurred for food and
 13 lodging for each day that he or she is in Madison on legislative business, but not
 14 including any Saturday or Sunday unless the legislator is in actual attendance on
 15 such day at a session of the legislature or a meeting of a standing committee of which
 16 the legislator is a member. The amount of the allowance for each biennial session
 17 shall be 90% of the per diem rate for travel for federal government business within
 18 the city of Madison, as established by the federal general services administration.
 19 For the purpose of determining the amount of the allowance, the ~~director of the office~~
 20 administrator of the division of state employment relations in the department of
 21 administration shall certify to the chief clerk of each house the federal per diem rate
 22 in effect on December 1, or the first business day thereafter if December 1 is not a
 23 business day, in each even-numbered year. Each legislator shall file an affidavit
 24 with the chief clerk of his or her house certifying the specific dollar amount within

1 the authorized allowance the member wishes to receive. Such affidavit, when filed,
2 shall remain in effect for the biennial session.

History: 1971 c. 13; 1973 c. 1; 1975 c. 39, 199; 1977 c. 115, 277, 325; 1979 c. 34 s. 2100; 1983 a. 27 ss. 10, 2202 (33); 1991 a. 316; 1993 a. 52; 1995 a. 27, 225; 1997 a. 27; 1999 a. 182; 2001 a. 16; 2003 a. 33 ss. 13 to 16, 9160; 2005 a. 25; 2007 a. 1; 2011 a. 75.

3 **SECTION 3. 13.20 (2) of the statutes is amended to read:**

4 **13.20 (2) PAY RANGES; DURATION OF EMPLOYMENT.** All legislative employees shall
5 be paid in accordance with the compensation and classification plan for employees
6 in the classified civil service within ranges approved by the joint committee on
7 legislative organization. The ~~director of the office~~ administrator of the division of
8 state employment relations in the department of administration shall make
9 recommendations concerning a compensation and classification schedule for
10 legislative employees if requested to do so by the joint committee on legislative
11 organization or by the committee on organization of either house. If the joint
12 committee does not approve pay ranges for legislative employees, the committee on
13 organization of either house may approve pay ranges for its employees.
14 Appointments shall be made for the legislative session, unless earlier terminated by
15 the appointing officer.

History: 1977 c. 29; 1977 c. 196 ss. 130 (10), 131; 1977 c. 273; 1979 c. 34; 2001 a. 19; 2003 a. 33 ss. 20, 9160.

16 **SECTION 4. 15.103 (6m) of the statutes is created to read:**

17 **15.103 (6m) DIVISION OF STATE EMPLOYMENT RELATIONS.** There is created in the
18 department of administration a division of state employment relations. The
19 administrator shall serve at the pleasure of the governor.

20 **SECTION 5. 15.105 (title) of the statutes is amended to read:**

21 **15.105 (title) Same; attached boards, commissions, bureaus, and**
22 **offices.**

History: 1971 c. 40, 164, 270; 1973 c. 90, 333; 1975 c. 397; 1977 c. 29 s. 1649; 1977 c. 196 ss. 9, 10; 1977 c. 325, 392, 396, 418, 447; 1981 c. 20, 62, 182, 350, 374; 1983 a. 27, 91; 1983 a. 192 s. 303 (7); 1983 a. 371; 1985 a. 29 ss. 68 to 70, 87, 3202 (27); 1985 a. 180 s. 30m; 1987 a. 27, 142; 1987 a. 147 s. 25; 1987 a. 204, 342; 1989 a. 31, 56, 107, 345; 1991 a. 212, 269; 1993 a. 75, 246, 349, 437, 465, 491; 1995 a. 27 ss. 79 to 118p, 9116 (5), 9126 (19); 1995 a. 221, 225; 1997 a. 3; 1997 a. 27 ss. 51 to 53, 9456 (3m); 1997 a. 247; 1999 a. 9, 105, 185; 2001 a. 16 ss. 139, 174, 109; 2003 a. 33 ss. 87s to 97d, 115, 2811, 9160; 2003 a. 48 ss. 10, 11; 2003 a. 171; 2003 a. 206 s. 23; 2005 a. 25 ss. 47, 48, 2493; 2005 a. 253; 2007 a. 20 ss. 35 to 35p, 52b, 9121 (6) (a); 2011 a. 32 ss. 74, 92 to 96, 109; 2011 a. 46 s. 1; 2013 a. 12, 20, 331.

1 **SECTION 6.** 15.105 (6) of the statutes is created to read:

2 15.105 (6) BUREAU OF MERIT RECRUITMENT AND SELECTION. There is created in
3 the department of administration a bureau of merit recruitment and selection. The
4 director of the bureau of merit recruitment and selection shall be nominated by the
5 governor, and with the advice and consent of the senate appointed for a 5-year term,
6 under the unclassified service from a register of at least 5 names certified to the
7 governor by the administrator of the division of state employment relations in the
8 department. The administrator shall prepare and conduct an examination for the
9 position of director according to the requirements for classified positions under
10 subch. II of ch. 230. The director may be renominated by the governor, and with the
11 advice and consent of the senate reappointed.

12 **SECTION 7.** 15.105 (6m) of the statutes is created to read:

13 15.105 (6m) STATE EMPLOYEES SUGGESTION BOARD. There is created in the
14 department of administration a state employees suggestion board consisting of 3
15 persons, at least one of whom shall be a state officer or employee, appointed for
16 4-year terms.

17 **SECTION 8.** 15.107 (3) of the statutes is created to read:

18 15.107 (3) COUNCIL ON AFFIRMATIVE ACTION. There is created in the department
19 of administration a council on affirmative action consisting of 15 members appointed
20 for 3-year terms. A majority of members shall be public members and a majority of
21 members shall be minority persons, women, or persons with disabilities, appointed
22 with consideration to the appropriate representation of each group. The president
23 of the senate, the speaker of the assembly, the minority leader of the senate, and the
24 minority leader of the assembly each shall appoint one member and the remaining
25 members shall be appointed by the governor.

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1 **SECTION 9.** 15.16 (1) (intro.) of the statutes is amended to read:

2 **15.16 (1) EMPLOYEE TRUST FUNDS BOARD.** (intro.) The employee trust funds
3 board shall consist of the governor or the governor's designee on the group insurance
4 board, the ~~director of the office~~ administrator of the division of state employment
5 relations in the department of administration or the ~~director's~~ administrator's
6 designee and 11 persons appointed or elected for 4-year terms as follows:

History: 1979 c. 221; 1981 c. 96; 1991 a. 116; 1999 a. 181; 2003 a. 33 ss. 101, 9160; 2005 a. 25.

7 **SECTION 10.** 15.165 (2) of the statutes is amended to read:

8 **15.165 (2) GROUP INSURANCE BOARD.** There is created in the department of
9 employee trust funds a group insurance board. The board shall consist of the
10 governor, the attorney general, the secretary of administration, the ~~director of the~~
11 office administrator of the division of state employment relations in the department
12 of administration, and the commissioner of insurance or their designees, and 6
13 persons appointed for 2-year terms, of whom one shall be an insured participant in
14 the Wisconsin Retirement System who is not a teacher, one shall be an insured
15 participant in the Wisconsin Retirement System who is a teacher, one shall be an
16 insured participant in the Wisconsin Retirement System who is a retired employee,
17 one shall be an insured employee of a local unit of government, and one shall be the
18 chief executive or a member of the governing body of a local unit of government that
19 is a participating employer in the Wisconsin Retirement System.

History: 1973 c. 151, 329; 1977 c. 29, 418; 1979 c. 221; 1981 c. 96; 1983 a. 192 s. 303 (7); 1983 a. 290; 1985 a. 230; 1987 a. 403; 1989 a. 31; 1993 a. 399; 1999 a. 9; 2001 a. 103; 2003 a. 33 ss. 102, 9160; 2005 a. 66; 2007 a. 20 s. 9121 (6) (a).

20 **SECTION 11.** 16.004 (7) (a) of the statutes is amended to read:

21 **16.004 (7) (a)** The secretary shall establish and maintain a personnel
22 management information system which shall be used to furnish the governor, the
23 legislature and the office division of state employment relations in the department
24 with current information pertaining to authorized positions, payroll and related

1 items for all civil service employees, except employees of the office of the governor,
2 the courts and judicial branch agencies, and the legislature and legislative service
3 agencies. It is the intent of the legislature that the University of Wisconsin System
4 provide position and other information to the department and the legislature, which
5 includes appropriate data on each position, facilitates accountability for each
6 authorized position and traces each position over time. Nothing in this paragraph
7 may be interpreted as limiting the authority of the board of regents of the University
8 of Wisconsin System to allocate and reallocate positions by funding source within the
9 legally authorized levels.

History: 1971 c. 270; 1973 c. 333; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 196 ss. 21, 130 (3); 1977 c. 272; 1979 c. 34, 221, 357; 1981 c. 20 ss. 3v, 55d, 55m; 1983 a. 27 ss. 58, 2202 (49) (a); 1983 a. 524; 1985 a. 29; 1985 a. 332 s. 251 (3); 1987 a. 27; 1989 a. 335; 1991 a. 39, 316; 1993 a. 496; 1995 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 140 to 141f, 9160; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10; 2013 a. 20.

10 **SECTION 12.** 16.004 (16) of the statutes is repealed.

11 **SECTION 13.** 16.40 (18) of the statutes is amended to read:

12 **16.40 (18) REQUIRE AGENCIES TO PROVIDE COPIES.** Require each state agency, at
13 the time that the agency submits a request to the department for an increased
14 appropriation to be provided in an executive budget bill which is necessitated by the
15 compensation plan under s. 230.12 or a collective bargaining agreement approved
16 under s. 111.92, to provide a copy of the request to the ~~director of the office~~
17 administrator of the division of state employment relations in the department and
18 the joint committee on employment relations.

History: 1971 c. 125; 1977 c. 196 s. 130 (3); 1977 c. 272; 1979 c. 1, 34, 221; 1981 c. 20, 27, 317; 1981 c. 390 s. 252; 1983 a. 27, 368, 524; 1985 a. 29; 1987 a. 4, 27; 1989 a. 31, 359; 1991 a. 39; 1993 a. 16; 1999 a. 9, 24, 185; 2001 a. 16, 109; 2003 a. 33 ss. 164, 9160; 2005 a. 25; 2007 a. 20.

19 **SECTION 14.** 16.415 (1) of the statutes is amended to read:

20 **16.415 (1)** Neither the secretary nor any other fiscal officer of this state may
21 draw, sign, or issue, or authorize the drawing, signing, or issuing of any warrant on
22 any disbursing officer of the state to pay any compensation to any person in the
23 classified service of the state unless an estimate, payroll, or account for such

1 compensation, containing the names of every person to be paid, bears the certificate
2 of the appointing authority that each person named in the estimate, payroll, or
3 account has been appointed, employed, or subject to any other personnel transaction
4 in accordance with, and that the pay for the person has been established in
5 accordance with, the law, compensation plan, or applicable collective bargaining
6 agreement, and applicable rules of the ~~director of the office~~ administrator of the
7 division of state employment relations in the department and the ~~administrator of~~
8 ~~the division~~ director of the bureau of merit recruitment and selection in the ~~office of~~
9 ~~state employment relations~~ department then in effect.

History: 1971 c. 270 ss. 67, 68; 1973 c. 12; 1977 c. 196 ss. 63, 65, 130 (5), 131; 1977 c. 272 s. 98; 1977 c. 273; 1983 a. 27; 1985 a. 332 s. 251 (1); 1989 a. 31; 2003 a. 33 ss. 169 to 171, 9160; 2003 a. 320.

10 **SECTION 15.** 16.415 (3) of the statutes is amended to read:

11 16.415 (3) Any sums paid contrary to this section may be recovered from any
12 appointing authority making such appointments in contravention of law or of the
13 rules promulgated pursuant thereto, or from any appointing authority signing or
14 countersigning or authorizing the signing or countersigning of any warrant for the
15 payment of the same, or from the sureties on the official bond of any such appointing
16 authority, in an action in the circuit court for any county within the state, maintained
17 by the ~~director of the office~~ administrator of the division of state employment
18 relations in the department, or by a citizen resident therein, who is assessed for, and
19 liable to pay, or within one year before the commencement of the action has paid, a
20 state, city or county tax within this state. All moneys recovered in any action brought
21 under this section when collected, shall be paid into the state treasury except that
22 if a citizen taxpayer is plaintiff in any such action he or she shall be entitled to receive

1 for personal use the taxable cost of such action and 5% of the amount recovered as
2 attorney fees.

History: 1971 c. 270 ss. 67, 68; 1973 c. 12; 1977 c. 196 ss. 63, 65, 130 (5), 131; 1977 c. 272 s. 98; 1977 c. 273; 1983 a. 27; 1985 a. 332 s. 251 (1); 1989 a. 31; 2003 a. 33 ss. 169 to 171, 9160; 2003 a. 320.

3 **SECTION 16.** 16.50 (3) (f) of the statutes is amended to read:

4 16.50 (3) (f) At the request of the ~~director of the office~~ administrator of the
5 division of state employment relations in the department, the secretary of
6 administration may authorize the temporary creation of pool or surplus positions
7 under any source of funds if the director determines that temporary positions are
8 necessary to maintain adequate staffing levels for high turnover classifications, in
9 anticipation of attrition, to fill positions for which recruitment is difficult. Surplus
10 or pool positions authorized by the secretary shall be reported quarterly to the joint
11 committee on finance in conjunction with the report required under s. 16.54 (8).

History: 1971 c. 270; 1973 c. 333; 1975 c. 39; 1977 c. 29, 196, 418; 1979 c. 32, 34; 1981 c. 20, 27, 30, 314; 1983 a. 27 ss. 70, 71a, 2202 (42); 1985 a. 332 s. 251 (6); 1987 a. 4, 27; 1989 a. 31, 336; 1991 a. 316; 1993 a. 16; 1995 a. 27; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 173, 174, 9160; 2005 a. 25, 149; 2009 a. 28; 2011 a. 10, 32; 2013 a. 166.

12 **SECTION 17.** 19.45 (11) (a) of the statutes, as affected by 2011 Wisconsin Act 32,
13 is amended to read:

14 19.45 (11) (a) The ~~administrator of the division~~ director of the bureau of merit
15 recruitment and selection in the ~~office of state employment relations~~ department of
16 administration shall, with the board's advice, promulgate rules to implement a code
17 of ethics for classified and unclassified state employees except state public officials
18 subject to this subchapter, personnel in the University of Wisconsin System, and
19 officers and employees of the judicial branch.

2011 ACT 32

NOTE: NOTE: Par. (a) is amended eff. 7-1-15 by 2011 Wis. Act 32, as affected by 2013 Wis. Act 20, ss. 2365m and 9448, to read:NOTE:

20 (a) The administrator of the division of merit recruitment and selection in the office of state employment relations shall, with the board's advice, promulgate rules
21 to implement a code of ethics for classified and unclassified state employees except state public officials subject to this subchapter, personnel in the University of
22 Wisconsin System, and officers and employees of the judicial branch.

History: 1973 c. 90; Stats. 1973 s. 11.05; 1973 c. 334 ss. 33, 57; Stats. 1973 s. 19.45; 1977 c. 29; 1977 c. 196 s. 130 (2); 1977 c. 223, 277; 1977 c. 418 s. 923 (14); 1977 c. 419, 447; 1979 c. 120; 1983 a. 27 ss. 112, 2200 (15); 1983 a. 166 ss. 7, 16; 1985 a. 332 s. 251 (1); 1987 a. 365; 1989 a. 31, 338; 1991 a. 39, 316; 1995 a. 27; 1997 a. 27; 2001 a. 109; 2003 a. 33 ss. 279, 9160; 2003 a. 39; 2007 a. 1; 2011 a. 32; 2013 a. 20 ss. 2365m, 9448.

23 **SECTION 18.** 20.545 (intro.) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

(1) (title)

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SECTION 19. 20.545 of the statutes is repealed.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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SECTION 20. 20.545 (1) (i) of the statutes is renumbered 20.505 (1) (ic).

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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SECTION 21. 20.545 (1) (j) of the statutes is repealed.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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SECTION 22. 20.545 (1) (jm) of the statutes is renumbered 20.505 (1) (jc).

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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SECTION 23. 20.545 (1) (k) of the statutes is renumbered 20.505 (1) (ki).

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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SECTION 24. 20.545 (1) (ka) of the statutes is renumbered 20.505 (1) (kn).

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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SECTION 25. 20.545 (1) (km) of the statutes is renumbered 20.505 (1) (ks).

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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SECTION 26. 20.545 (1) (m) of the statutes is repealed.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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SECTION 27. 20.545 (1) (pz) of the statutes is renumbered 20.505 (1) (pz).

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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SECTION 28. 20.901 (1) (b) of the statutes is amended to read:

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20.901 (1) (b) Notwithstanding ss. 230.047 and 230.29, in the case of an

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emergency which is the result of natural or human causes, state agencies may

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cooperate to maintain required state services through the temporary interchange of

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employees. The interchange of employees may be of 2 types: where an appointing

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authority declares an emergency in writing to the governor; or where the governor

1 or his or her designee declares an emergency. If an appointing authority declares an
2 emergency, the interchange of employees is voluntary on the part of those employees
3 designated by the sending state agency as available for interchange. If the governor
4 or his or her designee declares an emergency, the governor may require a temporary
5 interchange of employees. An emergency which is declared by an appointing
6 authority may not exceed 72 hours unless an extension is approved by the governor
7 or his or her designee. An employee who is assigned temporary interchange duties
8 may be required to perform work which is not normally performed by the employee
9 or described in his or her position classification. An interchange employee shall be
10 paid at the rate of pay for the employee's permanent job unless otherwise authorized
11 by the ~~director of the office~~ administrator of the division of state employment
12 relations in the department of administration. State agencies receiving employees
13 on interchanges shall keep appropriate records and reimburse the sending state
14 agencies for authorized salaries and expenses. The ~~director of the office~~
15 administrator of the division of state employment relations in the department of
16 administration may institute temporary pay administration policies as required to
17 facilitate the handling of such declared emergencies.

History: 1973 c. 90; 1977 c. 418; 1983 a. 27; 1993 a. 399; 2003 a. 33 ss. 691, 9160.

18 **SECTION 29. 20.916 (2)** of the statutes is amended to read:

19 20.916 (2) REIMBURSEMENT OF JOB APPLICANTS. Subject to rules of the ~~director~~
20 ~~of the office~~ administrator of the division of state employment relations in the
21 department of administration, reimbursement may be made to applicants for all or
22 part of actual and necessary travel expenses incurred in connection with oral
23 examination and employment interviews.

History: 1971 c. 261, 270; 1973 c. 51; 1973 c. 90 s. 560 (3); 1973 c. 333; 1975 c. 39; 1975 c. 189 ss. 16, 99 (1), (2); 1975 c. 224, 421, 422; 1977 c. 418 ss. 192m to 195, 924 (18) (b); 1979 c. 221, 328, 355; 1981 c. 317; 1983 a. 27, 140, 495; 1985 a. 34; 1989 a. 31, 107; 1989 a. 125 ss. 2 to 8, 14; 1991 a. 39, 316; 1993 a. 12, 246; 1995 a. 27 ss. 1187, 9126 (19); 1995 a. 37; 2001 a. 16, 103; 2003 a. 33 ss. 708 to 713, 9160; 2003 a. 117; 2007 a. 20 s. 9121 (6) (a); 2007 a. 146; 2011 a. 32; 2013 a. 20 ss. 2365m, 9448.

1 **SECTION 30.** 20.916 (4) (a) of the statutes is amended to read:

2 20.916 (4) (a) If any state agency determines that the duties of any employee
3 require the use of an automobile, it may authorize such employee to use a privately
4 owned automobile in the employee's work for the state, and reimburse the employee
5 for such use at a rate set at least biennially by the ~~office~~ division of state employment
6 relations in the department of administration under sub. (8), subject to the approval
7 of the joint committee on employment relations.

History: 1971 c. 261, 270; 1973 c. 51; 1973 c. 90 s. 560 (3); 1973 c. 333; 1975 c. 39; 1975 c. 189 ss. 16, 99 (1), (2); 1975 c. 224, 421, 422; 1977 c. 418 ss. 192m to 195, 924 (18) (b); 1979 c. 221, 328, 355; 1981 c. 317; 1983 a. 27, 140, 495; 1985 a. 34; 1989 a. 31, 107; 1989 a. 125 ss. 2 to 8, 14; 1991 a. 39, 316; 1993 a. 12, 246; 1995 a. 27 ss. 1187, 9126 (19); 1995 a. 37; 2001 a. 16, 103; 2003 a. 33 ss. 708 to 713, 9160; 2003 a. 117; 2007 a. 20 s. 9121 (6) (a); 2007 a. 146; 2011 a. 32; 2013 a. 20 ss. 2365m, 9448.

8 **SECTION 31.** 20.916 (4m) (b) of the statutes is amended to read:

9 20.916 (4m) (b) Except as otherwise provided in this paragraph, if any state
10 agency determines that an employee's duties require the use of a motor vehicle, and
11 use of a privately owned motor vehicle is authorized by the agency under similar
12 circumstances, the agency shall authorize the employee to use a privately owned
13 motorcycle for the employee's duties and shall reimburse the employee for the use
14 of the motorcycle at rates determined at least biennially by the ~~director of the office~~
15 administrator of the division of state employment relations in the department of
16 administration under sub. (8), subject to the approval of the joint committee on
17 employment relations. No state agency may authorize an employee to use or
18 reimburse an employee for the use of a privately owned motorcycle under this
19 paragraph if more than one individual is transported on the motorcycle. All
20 allowances for the use of a motorcycle shall be paid upon approval and certification
21 of the amounts payable by the head of the state agency for which the employee
22 performs duties to the department of administration.

History: 1971 c. 261, 270; 1973 c. 51; 1973 c. 90 s. 560 (3); 1973 c. 333; 1975 c. 39; 1975 c. 189 ss. 16, 99 (1), (2); 1975 c. 224, 421, 422; 1977 c. 418 ss. 192m to 195, 924 (18) (b); 1979 c. 221, 328, 355; 1981 c. 317; 1983 a. 27, 140, 495; 1985 a. 34; 1989 a. 31, 107; 1989 a. 125 ss. 2 to 8, 14; 1991 a. 39, 316; 1993 a. 12, 246; 1995 a. 27 ss. 1187, 9126 (19); 1995 a. 37; 2001 a. 16, 103; 2003 a. 33 ss. 708 to 713, 9160; 2003 a. 117; 2007 a. 20 s. 9121 (6) (a); 2007 a. 146; 2011 a. 32; 2013 a. 20 ss. 2365m, 9448.

23 **SECTION 32.** 20.916 (5) (a) of the statutes is amended to read:

1 20.916 (5) (a) If the use of a privately owned or chartered aircraft is more
 2 efficient and economical for the conduct of state business than commercial
 3 transportation, the head of a state agency may authorize an employee to charter an
 4 aircraft with or without a pilot; and may authorize any member or employee to use
 5 a privately owned aircraft and reimburse the member or employee for such use of a
 6 privately owned aircraft at a rate set at least biennially by the ~~office~~ division of state
 7 employment relations in the department of administration under sub. (8), subject to
 8 the approval of the joint committee on employment relations.

History: 1971 c. 261, 270; 1973 c. 51; 1973 c. 90 s. 560 (3); 1973 c. 333; 1975 c. 39; 1975 c. 189 ss. 16, 99 (1), (2); 1975 c. 224, 421, 422; 1977 c. 418 ss. 192m to 195, 924 (18) (b); 1979 c. 221, 328, 355; 1981 c. 317; 1983 a. 27, 140, 495; 1985 a. 34; 1989 a. 31, 107; 1989 a. 125 ss. 2 to 8, 14; 1991 a. 39, 316; 1993 a. 12, 246; 1995 a. 27 ss. 1187, 9126 (19); 1995 a. 37; 2001 a. 16, 103; 2003 a. 33 ss. 708 to 713, 9160; 2003 a. 117; 2007 a. 20 s. 9121 (6) (a); 2007 a. 146; 2011 a. 32; 2013 a. 20 ss. 2365m, 9448.

9 **SECTION 33.** 20.916 (8) (a) of the statutes is amended to read:

10 20.916 (8) (a) The ~~director of the office~~ administrator of the division of state
 11 employment relations in the department of administration shall recommend to the
 12 joint committee on employment relations uniform travel schedule amounts for travel
 13 by state officers and employees whose compensation is established under s. 20.923
 14 or 230.12. Such amounts shall include maximum permitted amounts for meal and
 15 lodging costs, other allowable travel expenses under sub. (9) (d), and portorage tips,
 16 except as authorized under s. 16.53 (12) (c). In lieu of the maximum permitted
 17 amounts for expenses under sub. (9) (b), (c), and (d), the ~~director~~ administrator may recommend to
 18 the committee a per diem amount and method of reimbursement for any or all
 19 expenses under sub. (9) (b), (c), and (d).

History: 1971 c. 261, 270; 1973 c. 51; 1973 c. 90 s. 560 (3); 1973 c. 333; 1975 c. 39; 1975 c. 189 ss. 16, 99 (1), (2); 1975 c. 224, 421, 422; 1977 c. 418 ss. 192m to 195, 924 (18) (b); 1979 c. 221, 328, 355; 1981 c. 317; 1983 a. 27, 140, 495; 1985 a. 34; 1989 a. 31, 107; 1989 a. 125 ss. 2 to 8, 14; 1991 a. 39, 316; 1993 a. 12, 246; 1995 a. 27 ss. 1187, 9126 (19); 1995 a. 37; 2001 a. 16, 103; 2003 a. 33 ss. 708 to 713, 9160; 2003 a. 117; 2007 a. 20 s. 9121 (6) (a); 2007 a. 146; 2011 a. 32; 2013 a. 20 ss. 2365m, 9448.

20 **SECTION 34.** 20.916 (9) (d) of the statutes is amended to read:

21 20.916 (9) (d) *Other allowable travel expenses.* Employees shall be reimbursed
 22 for actual, reasonable, and necessary expenses, including specifically laundry,
 23 telephone, facsimile, portorage, and tips, when traveling on state business, but not

1 to exceed any limitations or maximums established by the ~~director of the office~~
2 administrator of the division of state employment relations in the department of
3 administration under sub. (8) and s. 16.53 (12) (c).

History: 1971 c. 261, 270; 1973 c. 51; 1973 c. 90 s. 560 (3); 1973 c. 333; 1975 c. 39; 1975 c. 189 ss. 16, 99 (1), (2); 1975 c. 224, 421, 422; 1977 c. 418 ss. 192m to 195, 924 (18) (b); 1979 c. 221, 328, 355; 1981 c. 317; 1983 a. 27, 140, 495; 1985 a. 34; 1989 a. 31, 107; 1989 a. 125 ss. 2 to 8, 14; 1991 a. 39, 316; 1993 a. 12, 246; 1995 a. 27 ss. 1187, 9126 (19); 1995 a. 37; 2001 a. 16, 103; 2003 a. 33 ss. 708 to 713, 9160; 2003 a. 117; 2007 a. 20 s. 9121 (6) (a); 2007 a. 146; 2011 a. 32; 2013 a. 20 ss. 2365m, 9448.

4 **SECTION 35.** 20.916 (9) (f) 1. of the statutes is amended to read:

5 20.916 (9) (f) 1. ‘Scheduled air travel.’ Reimbursement for air travel shall be
6 limited to the lowest appropriate airfare, as determined by the ~~director of the office~~
7 administrator of the division of state employment relations in the department of
8 administration. An employee may be reimbursed for air travel at a rate other than
9 the lowest appropriate airfare only if the employee submits a written explanation of
10 the reasonableness of the expense.

History: 1971 c. 261, 270; 1973 c. 51; 1973 c. 90 s. 560 (3); 1973 c. 333; 1975 c. 39; 1975 c. 189 ss. 16, 99 (1), (2); 1975 c. 224, 421, 422; 1977 c. 418 ss. 192m to 195, 924 (18) (b); 1979 c. 221, 328, 355; 1981 c. 317; 1983 a. 27, 140, 495; 1985 a. 34; 1989 a. 31, 107; 1989 a. 125 ss. 2 to 8, 14; 1991 a. 39, 316; 1993 a. 12, 246; 1995 a. 27 ss. 1187, 9126 (19); 1995 a. 37; 2001 a. 16, 103; 2003 a. 33 ss. 708 to 713, 9160; 2003 a. 117; 2007 a. 20 s. 9121 (6) (a); 2007 a. 146; 2011 a. 32; 2013 a. 20 ss. 2365m, 9448.

11 **SECTION 36.** 20.916 (9) (f) 3. of the statutes is amended to read:

12 20.916 (9) (f) 3. ‘Reimbursement.’ Receipt limits for all claims for
13 reimbursement of transportation expense shall be established by the ~~director of the~~
14 office administrator of the division of state employment relations in the department
15 of administration in the compensation plan under s. 230.12.

History: 1971 c. 261, 270; 1973 c. 51; 1973 c. 90 s. 560 (3); 1973 c. 333; 1975 c. 39; 1975 c. 189 ss. 16, 99 (1), (2); 1975 c. 224, 421, 422; 1977 c. 418 ss. 192m to 195, 924 (18) (b); 1979 c. 221, 328, 355; 1981 c. 317; 1983 a. 27, 140, 495; 1985 a. 34; 1989 a. 31, 107; 1989 a. 125 ss. 2 to 8, 14; 1991 a. 39, 316; 1993 a. 12, 246; 1995 a. 27 ss. 1187, 9126 (19); 1995 a. 37; 2001 a. 16, 103; 2003 a. 33 ss. 708 to 713, 9160; 2003 a. 117; 2007 a. 20 s. 9121 (6) (a); 2007 a. 146; 2011 a. 32; 2013 a. 20 ss. 2365m, 9448.

16 **SECTION 37.** 20.917 (1) (c) of the statutes is amended to read:

17 20.917 (1) (c) Payment for moving expenses may be granted to a person
18 reporting to his or her first place of employment or reporting upon reemployment
19 after leaving the civil service, if payment is recommended by the appointing
20 authority and approved in writing by the ~~director of the office~~ administrator of the

1 division of state employment relations in the department of administration prior to
2 the time when the move is made.

History: 1971 c. 125; 1975 c. 39; 1977 c. 29 s. 1654 (9) (f); 1977 c. 418; 1979 c. 32; 1981 c. 20, 140; 1981 c. 347 ss. 7, 8, 80 (2) and (4); 1981 c. 391; 1983 a. 27 ss. 581 to 586, 2200 (15); 1983 a. 30, 192; 1985 a. 34; 1987 a. 32; 1989 a. 31; 1993 a. 12, 16, 246; 2003 a. 33 ss. 714 to 719, 9160; 2003 a. 117; 2009 a. 28; 2011 a. 10.

3 **SECTION 38.** 20.917 (1) (d) of the statutes is amended to read:

4 20.917 (1) (d) Payment may not be granted if the distance between the old and
5 new residences of the employee is less than a minimum distance established by the
6 ~~director of the office~~ administrator of the division of state employment relations in
7 the department of administration for payment of moving expenses.

History: 1971 c. 125; 1975 c. 39; 1977 c. 29 s. 1654 (9) (f); 1977 c. 418; 1979 c. 32; 1981 c. 20, 140; 1981 c. 347 ss. 7, 8, 80 (2) and (4); 1981 c. 391; 1983 a. 27 ss. 581 to 586, 2200 (15); 1983 a. 30, 192; 1985 a. 34; 1987 a. 32; 1989 a. 31; 1993 a. 12, 16, 246; 2003 a. 33 ss. 714 to 719, 9160; 2003 a. 117; 2009 a. 28; 2011 a. 10.

8 **SECTION 39.** 20.917 (2) (a) of the statutes is amended to read:

9 20.917 (2) (a) The ~~director of the office~~ administrator of the division of state
10 employment relations in the department of administration may establish a
11 maximum amount for payment of any employee moving costs under sub. (1) (a) to (c).
12 This amount shall be submitted for the approval of the joint committee on
13 employment relations in the manner provided in s. 20.916 (8), and upon approval
14 shall become a part of the compensation plan under s. 230.12 (1).

History: 1971 c. 125; 1975 c. 39; 1977 c. 29 s. 1654 (9) (f); 1977 c. 418; 1979 c. 32; 1981 c. 20, 140; 1981 c. 347 ss. 7, 8, 80 (2) and (4); 1981 c. 391; 1983 a. 27 ss. 581 to 586, 2200 (15); 1983 a. 30, 192; 1985 a. 34; 1987 a. 32; 1989 a. 31; 1993 a. 12, 16, 246; 2003 a. 33 ss. 714 to 719, 9160; 2003 a. 117; 2009 a. 28; 2011 a. 10.

15 **SECTION 40.** 20.917 (3) (a) 1. of the statutes is amended to read:

16 20.917 (3) (a) 1. Lodging allowances shall be in accordance with the schedule
17 established by the ~~director of the office~~ administrator of the division of state
18 employment relations in the department of administration, but may not exceed the
19 rate established under s. 13.123 (1) (a) 1.

History: 1971 c. 125; 1975 c. 39; 1977 c. 29 s. 1654 (9) (f); 1977 c. 418; 1979 c. 32; 1981 c. 20, 140; 1981 c. 347 ss. 7, 8, 80 (2) and (4); 1981 c. 391; 1983 a. 27 ss. 581 to 586, 2200 (15); 1983 a. 30, 192; 1985 a. 34; 1987 a. 32; 1989 a. 31; 1993 a. 12, 16, 246; 2003 a. 33 ss. 714 to 719, 9160; 2003 a. 117; 2009 a. 28; 2011 a. 10.

20 **SECTION 41.** 20.917 (3) (a) 2. of the statutes is amended to read:

1 20.917 (3) (a) 2. Lodging allowance payments are subject to prior approval in
2 writing by the ~~director of the office~~ administrator of the division of state employment
3 relations in the department of administration.

History: 1971 c. 125; 1975 c. 39; 1977 c. 29 s. 1654 (9) (f); 1977 c. 418; 1979 c. 32; 1981 c. 20, 140; 1981 c. 347 ss. 7, 8, 80 (2) and (4); 1981 c. 391; 1983 a. 27 ss. 581 to 586, 2200 (15); 1983 a. 30, 192; 1985 a. 34; 1987 a. 32; 1989 a. 31; 1993 a. 12, 16, 246; 2003 a. 33 ss. 714 to 719, 9160; 2003 a. 117; 2009 a. 28; 2011 a. 10.

4 **SECTION 42.** 20.917 (5) (b) of the statutes is amended to read:

5 20.917 (5) (b) Payments under this subsection are in addition to any payments
6 made under sub. (1). Payments under this subsection may be made only with the
7 prior written approval of the ~~director of the office~~ administrator of the division of
8 state employment relations in the department of administration.

History: 1971 c. 125; 1975 c. 39; 1977 c. 29 s. 1654 (9) (f); 1977 c. 418; 1979 c. 32; 1981 c. 20, 140; 1981 c. 347 ss. 7, 8, 80 (2) and (4); 1981 c. 391; 1983 a. 27 ss. 581 to 586, 2200 (15); 1983 a. 30, 192; 1985 a. 34; 1987 a. 32; 1989 a. 31; 1993 a. 12, 16, 246; 2003 a. 33 ss. 714 to 719, 9160; 2003 a. 117; 2009 a. 28; 2011 a. 10.

9 **SECTION 43.** 20.917 (6) of the statutes is amended to read:

10 20.917 (6) The ~~director of the office~~ administrator of the division of state
11 employment relations in the department of administration may, in writing, delegate
12 to an appointing authority the authority to approve reimbursement for moving
13 expenses under sub. (1) (c), a temporary lodging allowance under sub. (3) (a) 2. or
14 expenses under sub. (5) (b).

History: 1971 c. 125; 1975 c. 39; 1977 c. 29 s. 1654 (9) (f); 1977 c. 418; 1979 c. 32; 1981 c. 20, 140; 1981 c. 347 ss. 7, 8, 80 (2) and (4); 1981 c. 391; 1983 a. 27 ss. 581 to 586, 2200 (15); 1983 a. 30, 192; 1985 a. 34; 1987 a. 32; 1989 a. 31; 1993 a. 12, 16, 246; 2003 a. 33 ss. 714 to 719, 9160; 2003 a. 117; 2009 a. 28; 2011 a. 10.

15 **SECTION 44.** 20.923 (4) (intro.) of the statutes is amended to read:

16 20.923 (4) STATE AGENCY POSITIONS. (intro.) State agency heads, the
17 ~~administrator of the division~~ director of the bureau of merit recruitment and
18 selection in the ~~office of state employment relations~~ department of administration
19 and commission chairpersons and members shall be identified and limited in
20 number in accordance with the standardized nomenclature contained in this
21 subsection, and shall be assigned to the executive salary groups listed in pars. (a) to
22 (h). Except for positions specified in pars. (c) 3m. and (g) 1e. and sub. (12), all
23 unclassified division administrator positions enumerated under s. 230.08 (2) (e)

1 shall be assigned, when approved by the joint committee on employment relations,
 2 by the ~~director of the office~~ administrator of the division of state employment
 3 relations in the department of administration to one of 10 executive salary groups.
 4 The joint committee on employment relations, by majority vote of the full committee,
 5 may amend recommendations for initial position assignments and changes in
 6 assignments to the executive salary groups submitted by the ~~director of the office~~
 7 administrator of the division of state employment relations in the department of
 8 administration. All division administrator assignments and amendments to
 9 assignments of administrator positions approved by the committee shall become
 10 part of the compensation plan. Whenever a new unclassified division administrator
 11 position is created, the appointing authority may set the salary for the position until
 12 the joint committee on employment relations approves assignment of the position to
 13 an executive salary group. If the committee approves assignment of the position to
 14 an executive salary group having a salary range minimum or maximum inconsistent
 15 with the salary paid to the incumbent at the time of such approval, the incumbent's
 16 salary shall be adjusted by the appointing authority to conform with the committee's
 17 action, effective on the date of that action. Positions are assigned as follows:

History: 1971 c. 18, 125, 164; 1971 c. 270 ss. 98, 104; 1971 c. 307, 321; 1973 c. 90, 156, 243, 333; 1975 c. 28; 1975 c. 39 ss. 236c to 247, 735 (5); 1975 Ex. Order No. 24; 1975 c. 189, 199, 224, 422; 1977 c. 29 ss. 399g to 406d, 1649, 1650m, 1654 (8) (e), 1656 (43); 1977 c. 44; 1977 c. 187 ss. 29, 30, 31, 135; 1977 c. 196 ss. 74 to 76m, 131; 1977 c. 203, 272, 277, 418, 447, 449; Sup. Ct. Order, 88 Wis. 2d xiii (1979); 1979 c. 32 s. 92 (1); 1979 c. 34, 89, 189; 1979 c. 221 ss. 201m to 218, 2202 (13); 1979 c. 361; 1981 c. 20 ss. 587 to 592g, 2202 (33) (b), (c), (56) (a); 1981 c. 96 ss. 16, 67; 1981 c. 121, 127, 347, 353; 1981 c. 390 s. 252; 1983 a. 27, 46, 121, 192, 371, 378; 1985 a. 18, 23; 1985 a. 29 ss. 603 to 607, 3202 (22) (a); 1985 a. 34, 332; 1987 a. 6, 27, 82, 119, 306, 340, 354, 399, 403; 1989 a. 31, 56, 107, 208, 219, 336; 1991 a. 39, 269; 1993 a. 12, 16, 75, 123, 144, 184, 294, 349, 399, 490; 1995 a. 27 ss. 1193 to 1217m, 9130 (4), 9216 (19); 1995 a. 37, 216, 225; 1997 a. 2, 3, 27, 29, 41, 194, 237; 1999 a. 9, 42, 102, 186; 2001 a. 16, 19, 29, 109; 2003 a. 33 ss. 721 to 735m, 9160; 2003 a. 91, 320; 2005 a. 25; 2007 a. 1; 2007 a. 20 ss. 616 to 630, 9121 (6) (a); 2007 a. 196; 2009 a. 28, 180; 2011 a. 10, 32, 38; 2013 a. 20 ss. 492 to 497, 2365m, 9448; 2013 a. 166.

18 **SECTION 45.** 20.923 (4) (c) 3m. of the statutes is amended to read:

19 **20.923 (4) (c) 3m.** (intro.) Administration, department of; ~~office~~ division of state
 20 employment relations; ~~division~~ bureau of merit recruitment and selection:
 21 administrator.

History: 1971 c. 18, 125, 164; 1971 c. 270 ss. 98, 104; 1971 c. 307, 321; 1973 c. 90, 156, 243, 333; 1975 c. 28; 1975 c. 39 ss. 236c to 247, 735 (5); 1975 Ex. Order No. 24; 1975 c. 189, 199, 224, 422; 1977 c. 29 ss. 399g to 406d, 1649, 1650m, 1654 (8) (e), 1656 (43); 1977 c. 44; 1977 c. 187 ss. 29, 30, 31, 135; 1977 c. 196 ss. 74 to 76m, 131; 1977 c. 203, 272, 277, 418, 447, 449; Sup. Ct. Order, 88 Wis. 2d xiii (1979); 1979 c. 32 s. 92 (1); 1979 c. 34, 89, 189; 1979 c. 221 ss. 201m to 218, 2202 (13); 1979 c. 361; 1981 c. 20 ss. 587 to 592g, 2202 (33) (b), (c), (56) (a); 1981 c. 96 ss. 16, 67; 1981 c. 121, 127, 347, 353; 1981 c. 390 s. 252; 1983 a. 27, 46, 121, 192, 371, 378; 1985 a. 18, 23; 1985 a. 29 ss. 603 to 607, 3202 (22) (a); 1985 a. 34, 332; 1987 a. 6, 27, 82, 119, 306, 340, 354, 399, 403; 1989 a. 31, 56, 107, 208, 219, 336; 1991 a. 39, 269; 1993 a. 12, 16, 75, 123,

144, 184, 294, 349, 399, 490; 1995 a. 27 ss. 1193 to 1217m, 9130 (4), 9216 (19); 1995 a. 37, 216, 225; 1997 a. 2, 3, 27, 29, 41, 194, 237; 1999 a. 9, 42, 102, 186; 2001 a. 16, 19, 29, 109; 2003 a. 33 ss. 721 to 735m, 9160; 2003 a. 91, 320; 2005 a. 25; 2007 a. 1; 2007 a. 20 ss. 616 to 630, 9121 (6) (a); 2007 a. 196; 2009 a. 28, 180; 2011 a. 10, 32, 38; 2013 a. 20 ss. 492 to 497, 2365m, 9448; 2013 a. 166.

1 **SECTION 46.** 20.923 (4) (f) 1. of the statutes is amended to read:

2 20.923 (4) (f) 1. Administration, department of; ~~office~~ division of state
3 employment relations: ~~director~~ administrator.

History: 1971 c. 18, 125, 164; 1971 c. 270 ss. 98, 104; 1971 c. 307, 321; 1973 c. 90, 156, 243, 333; 1975 c. 28; 1975 c. 39 ss. 236c to 247, 735 (5); 1975 Ex. Order No. 24; 1975 c. 189, 199, 224, 422; 1977 c. 29 ss. 399g to 406d, 1649, 1650m, 1654 (8) (e), 1656 (43); 1977 c. 44; 1977 c. 187 ss. 29, 30, 31, 135; 1977 c. 196 ss. 74 to 76m, 131; 1977 c. 203, 272, 277, 418, 447, 449; Sup. Ct. Order, 88 Wis. 2d xiii (1979); 1979 c. 32 s. 92 (1); 1979 c. 34, 89, 189; 1979 c. 221 ss. 201m to 218, 2202 (13); 1979 c. 361; 1981 c. 20 ss. 587 to 592g, 2202 (33) (b), (c), (56) (a); 1981 c. 96 ss. 16, 67; 1981 c. 121, 127, 347, 353; 1981 c. 390 s. 252; 1983 a. 27, 46, 121, 192, 371, 378; 1985 a. 18, 23; 1985 a. 29 ss. 603 to 607, 3202 (22) (a); 1985 a. 34, 332; 1987 a. 6, 27, 82, 119, 306, 340, 354, 399, 403; 1989 a. 31, 56, 107, 208, 219, 336; 1991 a. 39, 269; 1993 a. 12, 16, 75, 123, 144, 184, 294, 349, 399, 490; 1995 a. 27 ss. 1193 to 1217m, 9130 (4), 9216 (19); 1995 a. 37, 216, 225; 1997 a. 2, 3, 27, 29, 41, 194, 237; 1999 a. 9, 42, 102, 186; 2001 a. 16, 19, 29, 109; 2003 a. 33 ss. 721 to 735m, 9160; 2003 a. 91, 320; 2005 a. 25; 2007 a. 1; 2007 a. 20 ss. 616 to 630, 9121 (6) (a); 2007 a. 196; 2009 a. 28, 180; 2011 a. 10, 32, 38; 2013 a. 20 ss. 492 to 497, 2365m, 9448; 2013 a. 166.

4 **SECTION 47.** 20.923 (7) (intro.) of the statutes is amended to read:

5 20.923 (7) WISCONSIN TECHNICAL COLLEGE SYSTEM SENIOR EXECUTIVE POSITIONS.

6 (intro.) The salary range for the director and the executive assistant of the Wisconsin

7 Technical College System shall be contained in the recommendations of the ~~director~~

8 ~~of the office~~ administrator of the division of state employment relations in the

9 department of administration under s. 230.12 (3) (e). The board of the Wisconsin

10 Technical College System shall set the salaries for these positions within the range

11 to which the positions are assigned to recognize merit, to permit orderly salary

12 progression, and to recognize competitive factors. The salary of any incumbent in the

13 positions identified in pars. (a) and (b) may not exceed the maximum of the salary

14 range for the group to which the position is assigned. The positions are assigned as

15 follows:

History: 1971 c. 18, 125, 164; 1971 c. 270 ss. 98, 104; 1971 c. 307, 321; 1973 c. 90, 156, 243, 333; 1975 c. 28; 1975 c. 39 ss. 236c to 247, 735 (5); 1975 Ex. Order No. 24; 1975 c. 189, 199, 224, 422; 1977 c. 29 ss. 399g to 406d, 1649, 1650m, 1654 (8) (e), 1656 (43); 1977 c. 44; 1977 c. 187 ss. 29, 30, 31, 135; 1977 c. 196 ss. 74 to 76m, 131; 1977 c. 203, 272, 277, 418, 447, 449; Sup. Ct. Order, 88 Wis. 2d xiii (1979); 1979 c. 32 s. 92 (1); 1979 c. 34, 89, 189; 1979 c. 221 ss. 201m to 218, 2202 (13); 1979 c. 361; 1981 c. 20 ss. 587 to 592g, 2202 (33) (b), (c), (56) (a); 1981 c. 96 ss. 16, 67; 1981 c. 121, 127, 347, 353; 1981 c. 390 s. 252; 1983 a. 27, 46, 121, 192, 371, 378; 1985 a. 18, 23; 1985 a. 29 ss. 603 to 607, 3202 (22) (a); 1985 a. 34, 332; 1987 a. 6, 27, 82, 119, 306, 340, 354, 399, 403; 1989 a. 31, 56, 107, 208, 219, 336; 1991 a. 39, 269; 1993 a. 12, 16, 75, 123, 144, 184, 294, 349, 399, 490; 1995 a. 27 ss. 1193 to 1217m, 9130 (4), 9216 (19); 1995 a. 37, 216, 225; 1997 a. 2, 3, 27, 29, 41, 194, 237; 1999 a. 9, 42, 102, 186; 2001 a. 16, 19, 29, 109; 2003 a. 33 ss. 721 to 735m, 9160; 2003 a. 91, 320; 2005 a. 25; 2007 a. 1; 2007 a. 20 ss. 616 to 630, 9121 (6) (a); 2007 a. 196; 2009 a. 28, 180; 2011 a. 10, 32, 38; 2013 a. 20 ss. 492 to 497, 2365m, 9448; 2013 a. 166.

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16 **SECTION 48.** 20.923 (18) (a) of the statutes is amended to read:

17 20.923 (18) (a) The ~~office~~ division of state employment relations in the

18 department of administration shall determine what positions in the classified

19 service are comparable positions to the unclassified positions of 3 sales

1 representatives of prison industries and one sales manager of prison industries who
 2 are appointed under s. 303.01 (10). For each such unclassified position, the office
 3 division of state employment relations in the department of administration shall
 4 determine the minimum salary for each comparable position in the classified service
 5 and shall set an amount equal to that minimum salary as the salary for that
 6 unclassified position.

History: 1971 c. 18, 125, 164; 1971 c. 270 ss. 98, 104; 1971 c. 307, 321; 1973 c. 90, 156, 243, 333; 1975 c. 28; 1975 c. 39 ss. 236c to 247, 735 (5); 1975 Ex. Order No. 24; 1975 c. 189, 199, 224, 422; 1977 c. 29 ss. 399g to 406d, 1649, 1650m, 1654 (8) (e), 1656 (43); 1977 c. 44; 1977 c. 187 ss. 29, 30, 31, 135; 1977 c. 196 ss. 74 to 76m, 131; 1977 c. 203, 272, 277, 418, 447, 449; Sup. Ct. Order, 88 Wis. 2d xiii (1979); 1979 c. 32 s. 92 (1); 1979 c. 34, 89, 189; 1979 c. 221 ss. 201m to 218, 2202 (13); 1979 c. 361; 1981 c. 20 ss. 587 to 592g, 2202 (33) (b), (c), (56) (a); 1981 c. 96 ss. 16, 67; 1981 c. 121, 127, 347, 353; 1981 c. 390 s. 252; 1983 a. 27, 46, 121, 192, 371, 378; 1985 a. 18, 23; 1985 a. 29 ss. 603 to 607, 3202 (22) (a); 1985 a. 34, 332; 1987 a. 6, 27, 82, 119, 306, 340, 354, 399, 403; 1989 a. 31, 56, 107, 208, 219, 336; 1991 a. 39, 269; 1993 a. 12, 16, 75, 123, 144, 184, 294, 349, 399, 490; 1995 a. 27 ss. 1193 to 1217m, 9130 (4), 9216 (19); 1995 a. 37, 216, 225; 1997 a. 2, 3, 27, 29, 41, 194, 237; 1999 a. 9, 42, 102, 186; 2001 a. 16, 19, 29, 109; 2003 a. 33 ss. 721 to 735m, 9160; 2003 a. 91, 320; 2005 a. 25; 2007 a. 1; 2007 a. 20 ss. 616 to 630, 9121 (6) (a); 2007 a. 196; 2009 a. 28, 180; 2011 a. 10, 32, 38; 2013 a. 20 ss. 492 to 497, 2365m, 9448; 2013 a. 166.

7 **SECTION 49.** 36.09 (1) (j) of the statutes, as affected by 2011 Wisconsin Act 32,
 8 is amended to read:

9 36.09 (1) (j) Except where such matters are a subject of bargaining with a
 10 certified representative of a collective bargaining unit under s. 111.91, the board
 11 shall establish salaries for persons prior to July 1 of each year for the next fiscal year,
 12 and shall designate the effective dates for payment of the new salaries. In the first
 13 year of the biennium, payments of the salaries established for the preceding year
 14 shall be continued until the biennial budget bill is enacted. If the budget is enacted
 15 after July 1, payments shall be made following enactment of the budget to satisfy the
 16 obligations incurred on the effective dates, as designated by the board, for the new
 17 salaries, subject only to the appropriation of funds by the legislature and s. 20.928
 18 (3). This paragraph does not limit the authority of the board to establish salaries for
 19 new appointments. The board may not increase the salaries of employees under this
 20 paragraph unless the salary increase conforms to the proposal as approved under s.
 21 230.12 (3) (e) or the board authorizes the salary increase to correct salary inequities
 22 under par. (h), to fund job reclassifications or promotions, or to recognize competitive

A 2011 Act 32
 32

1 factors. The granting of salary increases to recognize competitive factors does not
 2 obligate inclusion of the annualized amount of the increases in the appropriations
 3 under s. 20.285 (1) for subsequent fiscal bienniums. No later than October 1 of each
 4 year, the board shall report to the joint committee on finance and the secretary of
 5 administration and ~~director of the office~~ administrator of the division of state
 6 employment relations in the department of administration concerning the amounts
 7 of any salary increases granted to recognize competitive factors, and the institutions
 8 at which they are granted, for the 12-month period ending on the preceding June 30.

NOTE: NOTE: Par. (j) is affected by 2011 Wis. Acts 10 and 32, as affected by 2013 Wis. Act 20, ss. 2365m and 9448; effective 7-1-15 to read:NOTE:

9 (j) Except where such matters are a subject of bargaining with a certified representative of a collective bargaining unit under s. 111.91, the board shall establish
 10 salaries for persons prior to July 1 of each year for the next fiscal year, and shall designate the effective dates for payment of the new salaries. In the first year of the
 11 biennium, payments of the salaries established for the preceding year shall be continued until the biennial budget bill is enacted. If the budget is enacted after July 1,
 12 payments shall be made following enactment of the budget to satisfy the obligations incurred on the effective dates, as designated by the board, for the new salaries,
 13 subject only to the appropriation of funds by the legislature and s. 20.928 (3). This paragraph does not limit the authority of the board to establish salaries for new
 14 appointments. The board may not increase the salaries of employees under this paragraph unless the salary increase conforms to the proposal as approved under s.
 15 230.12 (3) (e) or the board authorizes the salary increase to correct salary inequities under par. (h), to fund job reclassifications or promotions, or to recognize competitive
 16 factors. The granting of salary increases to recognize competitive factors does not obligate inclusion of the annualized amount of the increases in the appropriations
 17 under s. 20.285 (1) for subsequent fiscal bienniums. No later than October 1 of each year, the board shall report to the joint committee on finance and the secretary
 18 of administration and director of the office of state employment relations concerning the amounts of any salary increases granted to recognize competitive factors, and
 19 the institutions at which they are granted, for the 12-month period ending on the preceding June 30.

History: 1973 c. 335; 1975 c. 39, 224; 1977 c. 196 ss. 130 (1), (2), 131; 1977 c. 418; 1979 c. 34 s. 2102 (29) (a); 1981 c. 20 s. 2202 (1) (a); 1983 a. 27 s. 2200 (15); 1983
 a. 366; 1985 a. 29, 42, 45, 332; 1987 a. 4, 27, 340; 1989 a. 31, 336, 359; 1991 a. 39; 1997 a. 27 ss. 1156ad, 9456 (3m); 1997 a. 35, 237, 307; 1999 a. 42; 2001 a. 16, 104; 2003
 a. 33 ss. 930, 931, 2811, 9160; 2003 a. 48 ss. 10, 11; 2003 a. 206 s. 23; 2003 a. 320; 2005 a. 25 ss. 695, 2493; 2007 a. 125; 2009 a. 28; 2011 a. 10, 32; 2013 a. 20 ss. 578, 2365m,
 9448; 2013 a. 166.

20 SECTION 50. 40.05 (4) (ag) 1. of the statutes is amended to read:

21 40.05 (4) (ag) 1. For insured part-time employees other than employees
 22 specified in s. 40.02 (25) (b) 2., including those in project positions as defined in s.
 23 230.27 (1), who are appointed to work less than 1,044 hours per year, an amount
 24 determined annually by the ~~director of the office~~ administrator of the division of state
 25 employment relations in the department of administration under par. (ah).

History: 1981 c. 96, 274, 278, 386; 1983 a. 9 s. 6; 1983 a. 27, 30; 1983 a. 46 ss. 2 to 4, 7; 1983 a. 140; 1983 a. 141 ss. 7 to 12, 20; 1983 a. 290, 504, 538; 1985 a. 29, 119,
 135, 225; 1987 a. 27, 83, 107, 309, 356, 363; 1987 a. 403 s. 256; 1989 a. 13, 14, 31, 119, 122, 166, 182, 189, 230, 336, 355, 359; 1991 a. 32, 39, 107, 113, 141, 152, 189, 269;
 1995 a. 27, 81, 88, 89, 240, 302; 1997 a. 35, 58, 149; 1999 a. 9, 11, 13, 104; 2001 a. 16; 2003 a. 33 ss. 1004 to 1015, 9160; 2003 a. 69, 117; 2005 a. 22, 153; 2007 a. 20, 131,
 200, 226; 2009 a. 15, 28; 2011 a. 10, 32; 2013 a. 20, 166.

26 SECTION 51. 40.05 (4) (ah) 1. of the statutes is amended to read:

27 40.05 (4) (ah) 1. Annually, the ~~director of the office~~ administrator of the division
 28 of state employment relations in the department of administration shall establish

1 the amount that employees are required to pay for health insurance premiums in
2 accordance with the maximum employer payments under par. (ag).

History: 1981 c. 96, 274, 278, 386; 1983 a. 9 s. 6; 1983 a. 27, 30; 1983 a. 46 ss. 2 to 4, 7; 1983 a. 140; 1983 a. 141 ss. 7 to 12, 20; 1983 a. 290, 504, 538; 1985 a. 29, 119, 135, 225; 1987 a. 27, 83, 107, 309, 356, 363; 1987 a. 403 s. 256; 1989 a. 13, 14, 31, 119, 122, 166, 182, 189, 230, 336, 355, 359; 1991 a. 32, 39, 107, 113, 141, 152, 189, 269; 1995 a. 27, 81, 88, 89, 240, 302; 1997 a. 35, 58, 149; 1999 a. 9, 11, 13, 104; 2001 a. 16; 2003 a. 33 ss. 1004 to 1015, 9160; 2003 a. 69, 117; 2005 a. 22, 153; 2007 a. 20, 131, 200, 226; 2009 a. 15, 28; 2011 a. 10, 32; 2013 a. 20, 166.

3 **SECTION 52.** 40.05 (4g) (a) 4. of the statutes is amended to read:

4 40.05 (4g) (a) 4. Has received a military leave of absence under s. 230.32 (3) (a)
5 or 230.35 (3), under a collective bargaining agreement under subch. V of ch. 111 or
6 under rules promulgated by the ~~director of the office~~ administrator of the division of
7 state employment relations in the department of administration or is eligible for
8 reemployment with the state under s. 321.64 after completion of his or her service
9 in the U.S. armed forces.

History: 1981 c. 96, 274, 278, 386; 1983 a. 9 s. 6; 1983 a. 27, 30; 1983 a. 46 ss. 2 to 4, 7; 1983 a. 140; 1983 a. 141 ss. 7 to 12, 20; 1983 a. 290, 504, 538; 1985 a. 29, 119, 135, 225; 1987 a. 27, 83, 107, 309, 356, 363; 1987 a. 403 s. 256; 1989 a. 13, 14, 31, 119, 122, 166, 182, 189, 230, 336, 355, 359; 1991 a. 32, 39, 107, 113, 141, 152, 189, 269; 1995 a. 27, 81, 88, 89, 240, 302; 1997 a. 35, 58, 149; 1999 a. 9, 11, 13, 104; 2001 a. 16; 2003 a. 33 ss. 1004 to 1015, 9160; 2003 a. 69, 117; 2005 a. 22, 153; 2007 a. 20, 131, 200, 226; 2009 a. 15, 28; 2011 a. 10, 32; 2013 a. 20, 166.

10 **SECTION 53.** 40.06 (1) (dm) of the statutes is amended to read:

11 40.06 (1) (dm) Each determination by a department head regarding the
12 classification of a state employee as a protective occupation participant shall be
13 reviewed by the ~~office~~ division of state employment relations in the department of
14 administration. A state employee's name may not be certified to the fund as a
15 protective occupation participant under par. (d) until the ~~office~~ division of state
16 employment relations in the department of administration approves the
17 determination.

History: 1981 c. 96, 386; 1983 a. 290, 368; 1987 a. 309; 1989 a. 13, 31, 166, 218; 1991 a. 152, 315; 1995 a. 27; 1999 a. 83; 2003 a. 33 ss. 1016, 9160; 2005 a. 153.

18 **SECTION 54.** 40.515 (1) of the statutes is amended to read:

19 40.515 (1) In addition to the health care coverage plans offered under s. 40.51
20 (6), beginning on January 1, 2015, the group insurance board shall offer to all state
21 employees the option of receiving health care coverage through a high-deductible
22 health plan and the establishment of a health savings account. Under this option,

1 each employee shall receive health care coverage through a high-deductible health
2 plan. The state shall make contributions into each employee's health savings
3 account in an amount specified by the ~~director of the office~~ administrator of the
4 division of state employment relations in the department of administration under s.
5 40.05 (4) (ah) 4. In designing a high-deductible health plan, the group insurance
6 board shall ensure that the plan may be used in conjunction with a health savings
7 account.

8 **History:** 2013 a. 20.

SECTION 55. 40.52 (3) of the statutes is amended to read:

9 40.52 (3) The group insurance board, after consulting with the board of regents
10 of the University of Wisconsin System, shall establish the terms of a health insurance
11 plan for graduate assistants, for teaching assistants, and for employees-in-training
12 designated by the board of regents, who are employed on at least a one-third
13 full-time basis and for teachers who are employed on at least a one-third full-time
14 basis by the University of Wisconsin System with an expected duration of
15 employment of at least 6 months but less than one year. Annually, the ~~director of the~~
16 office administrator of the division of state employment relations in the department
17 of administration shall establish the amount that the employer is required to pay in
18 premium costs under this subsection.

19 **History:** 1981 c. 96, 381; 1983 a. 429; 1987 a. 107; 1987 a. 327, 356; 1987 a. 403 s. 256; 1989 a. 13; 1991 a. 45; 1995 a. 216; 2001 a. 82; 2009 a. 28; 2011 a. 10.

SECTION 56. 45.82 (2) of the statutes is amended to read:

20 45.82 (2) The department shall award a grant annually to a county that meets
21 the standards developed under this section and employs a county veterans service
22 officer who, if chosen after August 9, 1989, is chosen from a list of candidates who
23 have taken a civil service examination for the position of county veterans service
24 officer developed and administered by the ~~division~~ bureau of merit recruitment and

1 selection in the ~~office of state employment relations~~ department of administration,
 2 or is appointed under a civil service competitive examination procedure under s.
 3 59.52 (8) or ch. 63. The grant shall be \$8,500 for a county with a population of less
 4 than 20,000, \$10,000 for a county with a population of 20,000 to 45,499, \$11,500 for
 5 a county with a population of 45,500 to 74,999, and \$13,000 for a county with a
 6 population of 75,000 or more. The department ^{of veterans affairs} shall use the most recent Wisconsin
 7 official population estimates prepared by the demographic services center when
 8 making grants under this subsection.

History: 2005 a. 22, 25; 2013 a. 20.

9 **SECTION 57.** 46.29 (3) (d) of the statutes is amended to read:

10 46.29 (3) (d) The ~~director of the office~~ administrator of the division of state
 11 employment relations in the department of administration.

History: 1989 a. 202; 1991 a. 39; 1993 a. 256, 399; 1995 a. 27 ss. 9116 (5), 9130 (4), 9145 (1); 1995 a. 131; 1997 a. 3, 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 1142, 9160; 2007 a. 20, 96; 2009 a. 28; 2011 a. 32.

12 **SECTION 58.** 49.78 (5) of the statutes is amended to read:

13 49.78 (5) PERSONNEL EXAMINATIONS. Statewide examinations to ascertain
 14 qualifications of applicants in any county department administering aid to families
 15 with dependent children shall be given by the ~~administrator of the division~~ director
 16 of the bureau of merit recruitment and selection in the ~~office of state employment~~
 17 ~~relations~~ department of administration. The ~~office of state employment~~
 18 ~~relations~~ department of administration shall be reimbursed for actual expenditures incurred
 19 in the performance of its functions under this section from the appropriations
 20 available to the department of children and families for administrative
 21 expenditures.

History: 1995 a. 27 ss. 2041 to 2049, 2933 to 2936, 3084 to 3087, 3130; 1995 a. 289, 417; 1997 a. 27; 2001 a. 16; 2003 a. 33 ss. 1308, 1448, 9160; Stats. 2003 s. 49.78; 2005 a. 25; 2007 a. 20; 2009 a. 15, 28; 2011 a. 32; 2013 a. 20.

22 **SECTION 59.** 59.26 (8) (a) of the statutes is amended to read:

1 59.26 (8) (a) In any county with a population of less than 500,000, the board,
2 by ordinance, may fix the number of deputy sheriffs to be appointed in that county
3 at not less than that number required by sub. (1) (a) and (b) and may set the salary
4 of those deputies. Subject to sub. (10), the board may provide by ordinance that
5 deputy sheriff positions be filled by appointment by the sheriff from a list of all
6 persons with the 3 highest scores for each position based on a competitive
7 examination. Such competitive examinations may be by a county civil service
8 commission or by the ~~division~~ bureau of merit recruitment and selection in the ~~office~~
9 ~~of state employment relations~~ department of administration at the option of the
10 board and it shall so provide by ordinance. The ~~division~~ bureau of merit recruitment
11 and selection ~~in the office of state employment relations~~ shall, upon request of the
12 board, conduct such examination according to the methods used in examinations for
13 the state civil service and shall certify an eligible list of the names of all persons with
14 the 3 highest scores on that examination for each position to the sheriff of that county
15 who shall, subject to sub. (10), make an appointment from that list to fill the position
16 within 10 days after he or she receives the eligible list. The county for which such
17 examination is conducted shall pay the cost of that examination. If a civil service
18 commission is decided upon for the selection of deputy sheriffs, then ss. 63.01 to 63.17
19 shall apply so far as consistent with this subsection, except ss. 63.03, 63.04 and 63.15
20 and except the provision governing minimum compensation of the commissioners.
21 The ordinance or an amending ordinance may provide for employee grievance
22 procedures and disciplinary actions, for hours of work, for tours of duty according to
23 seniority and for other administrative regulations. Any board provision consistent
24 with this paragraph and existing on July 25, 1951, is validated. If the sheriff fills a
25 deputy sheriff position by promotion, the sheriff shall, subject to sub. (10), make the

1 appointment to the position from a list of 3 deputy sheriffs who receive the highest
 2 scores in a competitive examination. Such competitive examinations may be by a
 3 county civil service commission or by the ~~division~~ bureau of merit recruitment and
 4 selection ~~in the office of state employment relations~~ at the option of the board and
 5 it shall so provide by ordinance.

History: 1975 c. 198; 1977 c. 26; 1983 a. 27; 1983 a. 192 ss. 125, 303 (1); 1989 a. 221; 1991 a. 39, 316; 1993 a. 53; 1995 a. 201 s. 273; Stats. 1995 s. 59.26; 1995 a. 225 ss. 154, 155; 2001 a. 9, 107; 2003 a. 33 ss. 1523, 9160; 2005 a. 40; 2009 a. 154; 2013 a. 20.

6 **SECTION 60.** 70.99 (3) (a) of the statutes is amended to read:

7 70.99 (3) (a) The ~~office~~ division of state employment relations in the
 8 department of administration shall recommend a reasonable salary range for the
 9 county assessor for each county based upon pay for comparable work or
 10 qualifications in that county. If, by contractual agreement under s. 66.0301, 2 or
 11 more counties join to employ one county assessor with the approval of the secretary
 12 of revenue, the ~~office~~ division of state employment relations shall recommend a
 13 reasonable salary range for the county assessor under the agreement. The
 14 department of revenue shall assist the county in establishing the budget for the
 15 county assessor's offices, including the number of personnel and their qualifications,
 16 based on the anticipated workload.

History: 1971 c. 40 s. 93; 1973 c. 90; 1975 c. 427; 1977 c. 29 ss. 1646 (3), 1647 (15); 1977 c. 196 s. 130 (10); 1977 c. 273; 1979 c. 34 s. 2102 (58) (a); 1979 c. 177, 221; 1981 c. 20; 1983 a. 27 s. 2200 (15); 1983 a. 192 s. 303 (2); 1987 a. 27; 1989 a. 31; 1991 a. 316; 1993 a. 16; 1995 a. 27; 1997 a. 253; 1999 a. 150 s. 672; 2001 a. 107; 2003 a. 33 ss. 1558, 9160.

17 **SECTION 61.** 73.09 (2) of the statutes is amended to read:

18 73.09 (2) DEPARTMENT OF REVENUE ASSESSMENT PERSONNEL. The requirements
 19 established for local assessment personnel under sub. (1) shall also apply to
 20 department of revenue assessment personnel commencing on January 1, 1981. The
 21 ~~office~~ division of state employment relations in the department of administration
 22 with the assistance of the department of revenue shall determine the position
 23 classifications for which certification shall apply within the department of revenue.

1 The first level of certification shall be obtained within 100 days of the employee's
2 appointment. The department of revenue in consultation with the ~~office~~ [✓] division of
3 state employment relations shall establish requirements for obtaining higher levels
4 of assessor certification.

History: 1979 c. 221; 1981 c. 20 s. 1039; 1983 a. 27 ss. 1264v, 2200 (15); 1985 a. 120; 1991 a. 39, 316; 1997 a. 237; 2003 a. 33 ss. 1626, 1627, 9160; 2009 a. 234; 2013 a. 36.

5 **SECTION 62.** 73.09 (5) of the statutes is amended to read:

6 73.09 (5) EXAMINATIONS. As provided in subs. (1) and (2), the department of
7 revenue, assisted by the ~~division~~ [✓] bureau [✓] of merit recruitment and selection in the
8 ~~office of state employment relations~~ department of administration, shall prepare and
9 administer examinations for each level of certification. Persons applying for an
10 examination under this subsection shall submit a \$20 examination fee with their
11 application. Certification shall be granted to each person who passes the
12 examination for that level.

History: 1979 c. 221; 1981 c. 20 s. 1039; 1983 a. 27 ss. 1264v, 2200 (15); 1985 a. 120; 1991 a. 39, 316; 1997 a. 237; 2003 a. 33 ss. 1626, 1627, 9160; 2009 a. 234; 2013 a. 36.

13 **SECTION 63.** 111.81 (5) of the statutes is created to read:

14 111.81 (5) "Division" means the division of state employment relations in the
15 department of administration.

16 **SECTION 64.** 111.81 (14) of the statutes is repealed.

17 **SECTION 65.** 111.815 ^{(1) and (2)} of the statutes, as affected by 2011 Wisconsin Act 32, ^{are} is
18 amended to read:

19 **111.815 Duties of state.** (1) In the furtherance of this subchapter, the state
20 shall be considered as a single employer and employment relations policies and
21 practices throughout the state service shall be as consistent as practicable. The ~~office~~ [✓]
22 division shall negotiate and administer collective bargaining agreements. To
23 coordinate the employer position in the negotiation of agreements, the ~~office~~ [✓] division

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1 shall maintain close liaison with the legislature relative to the negotiation of
 2 agreements and the fiscal ramifications of those agreements. Except with respect
 3 to the collective bargaining units specified in s. 111.825 (1r) and (1t), the office
 4 division is responsible for the employer functions of the executive branch under this
 5 subchapter, and shall coordinate its collective bargaining activities with operating
 6 state agencies on matters of agency concern. The legislative branch shall act upon
 7 those portions of tentative agreements negotiated by the office division that require
 8 legislative action. With respect to the collective bargaining units specified in s.
 9 111.825 (1r), the Board of Regents of the University of Wisconsin System is
 10 responsible for the employer functions under this subchapter. With respect to the
 11 collective bargaining units specified in s. 111.825 (1t), the chancellor of the
 12 University of Wisconsin-Madison is responsible for the employer functions under
 13 this subchapter. With respect to the collective bargaining unit specified in s. 111.825
 14 (1r) (ef), the governing board of the charter school established by contract under s.
 15 118.40 (2r) (cm) is responsible for the employer functions under this subchapter. In

16 the furtherance of this subchapter, the state shall be considered as a single employer
 17 and employment relations policies and practices throughout the state service shall
 18 be as consistent as practicable. The office division shall negotiate and administer
 19 collective bargaining agreements. To coordinate the employer position in the
 20 negotiation of agreements, the office division shall maintain close liaison with the
 21 legislature relative to the negotiation of agreements and the fiscal ramifications of
 22 those agreements. Except with respect to the collective bargaining unit specified in
 23 s. 111.825 (2) (f), the office division is responsible for the employer functions of the
 24 executive branch under this subchapter, and shall coordinate its collective
 25 bargaining activities with operating state agencies on matters of agency concern.

1 The legislative branch shall act upon those portions of tentative agreements
 2 negotiated by the office that require legislative action. With respect to the collective
 3 bargaining unit specified in s. 111.825 (2) (f), the governing board of the charter
 4 school established by contract under s. 118.40 (2r) (cm) is responsible for the
 5 employer functions under this subchapter.

NOTE: NOTE: Sub. (1) is affected by 2011 Wis. Acts 10 and 32, as affected by 2013 Wis. Act 20, ss. 2365m and 9448, and 2013 Wis. Act 166 effective 7-1-15 to read:NOTE:

6 (1) In the furtherance of this subchapter, the state shall be considered as a single employer and employment relations policies and practices throughout the state
 7 service shall be as consistent as practicable. The office shall negotiate and administer collective bargaining agreements. To coordinate the employer position in the
 8 negotiation of agreements, the office shall maintain close liaison with the legislature relative to the negotiation of agreements and the fiscal ramifications of those
 9 agreements. Except with respect to the collective bargaining units specified in s. 111.825 (1r) and (1t), the office is responsible for the employer functions of the executive
 10 branch under this subchapter, and shall coordinate its collective bargaining activities with operating state agencies on matters of agency concern. The legislative branch
 11 shall act upon those portions of tentative agreements negotiated by the office that require legislative action. With respect to the collective bargaining units specified
 12 in s. 111.825 (1r), the Board of Regents of the University of Wisconsin System is responsible for the employer functions under this subchapter. With respect to the
 13 collective bargaining units specified in s. 111.825 (1t), the chancellor of the University of Wisconsin-Madison is responsible for the employer functions under this
 14 subchapter. With respect to the collective bargaining unit specified in s. 111.825 (1r) (ef), the governing board of the charter school established by contract under s.
 15 118.40 (2r) (cm) is responsible for the employer functions under this subchapter.

16 (2) ~~The director of the office~~ administrator of the division shall, together with
 17 the appointing authorities or their representatives, represent the state in its
 18 responsibility as an employer under this subchapter except with respect to
 19 negotiations in the collective bargaining units specified in s. 111.825 (1r) and (1t).
 20 ~~The director of the office~~ administrator of the division shall establish and maintain,
 21 wherever practicable, consistent employment relations policies and practices
 22 throughout the state service.

NOTE: NOTE: Sub. (2) is affected by 2011 Wis. Acts 10 and 32, as affected by 2013 Wis. Act 20, ss. 2365m and 9448, and 2013 Wis. Act 166 effective 7-1-15 to read:NOTE:

23 (2) ~~The director of the office shall, together with the appointing authorities or their representatives, represent the state in its responsibility as an employer under~~
 24 ~~this subchapter except with respect to negotiations in the collective bargaining units specified in s. 111.825 (1r) and (1t). The director of the office shall establish and~~
 25 ~~maintain, wherever practicable, consistent employment relations policies and practices throughout the state service.~~

26 ~~(3) With regard to collective bargaining activities involving employees who are~~
 27 ~~assistant district attorneys, the director of the office~~ administrator of the division
 28 shall maintain close liaison with the secretary of administration.

History: 1977 c. 196; 1983 a. 27 s. 2200 (15); 1985 a. 42; 1989 a. 31; 1995 a. 27; 2001 a. 16, 104; 2003 a. 33; 2009 a. 28; 2011 a. 10, 32; 2013 a. 20 ss. 2365m, 9448; 2013 a. 166.

29 SECTION 66. 111.83 (3) (a) of the statutes is amended to read:

30 111.83 (3) (a) Whenever a question arises concerning the representation of
 31 employees in a collective bargaining unit the commission shall determine the
 32 representative thereof by taking a secret ballot of the employees and certifying in

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1 writing the results thereof to the interested parties and to the ~~director of the office~~
 2 administrator of the division. There shall be included on any ballot for the election
 3 of representatives the names of all labor organizations having an interest in
 4 representing the employees participating in the election as indicated in petitions
 5 filed with the commission. The name of any existing representative shall be included
 6 on the ballot without the necessity of filing a petition. The commission may exclude
 7 from the ballot one who, at the time of the election, stands deprived of his or her rights
 8 under this subchapter by reason of a prior adjudication of his or her having engaged
 9 in an unfair labor practice. The ballot shall be so prepared as to permit a vote against
 10 representation by anyone named on the ballot. The commission's certification of the
 11 results of any election is conclusive as to the findings included therein unless
 12 reviewed under s. 111.07 (8).

History: 1971 c. 270; 1975 c. 238; 1985 a. 42; 1989 a. 336; 1995 a. 27; 2003 a. 33; 2009 a. 28; 2011 a. 10, 32; 2013 a. 20 ss. 2365m, 9448; 2013 a. 166.

13 SECTION 67. 111.86 (2) of the statutes is amended to read:

14 111.86 (2) The ~~office~~ division shall charge a state department or agency the
 15 employer's share of the cost related to grievance arbitration under sub. (1) for any
 16 arbitration that involves one or more employees of the state department or agency. division

17 Each state department or agency so charged shall pay the amount that the ~~office~~
 18 charges from the appropriation account or accounts used to pay the salary of the
 19 grievant. Funds received under this subsection shall be credited to the appropriation
 20 account under s. ~~20.545 (1) (km)~~ 20.505 (1) (ks).

History: 1971 c. 270; 1979 c. 32 s. 92 (15); 1985 a. 42; 1995 a. 27; 2003 a. 33.

21 SECTION 68. 111.89 (1) of the statutes is amended to read:

22 111.89 (1) Upon establishing that a strike is in progress, the employer may
 23 either seek an injunction or file an unfair labor practice charge with the commission
 24 under s. 111.84 (2) (e) or both. It is the responsibility of the ~~office~~ division to decide

1 whether to seek an injunction or file an unfair labor practice charge. The existence
2 of an administrative remedy does not constitute grounds for denial of injunctive
3 relief.

History: 1971 c. 270; 1977 c. 196 s. 130 (9); 1977 c. 273; 1985 a. 42; 1989 a. 336; 1995 a. 27; 2003 a. 33.

4 **SECTION 69.** 111.91 (4) of the statutes, as affected by 2011 Wisconsin Act 32, is
5 amended to read:

*2011 Act 32
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6 111.91 (4) The ~~director of the office~~ administrator of the division, in connection
7 with the development of tentative collective bargaining agreements to be submitted
8 under s. 111.92 (1) (a) 1., shall endeavor to obtain tentative agreements with each
9 recognized or certified labor organization representing employees or supervisors of
10 employees specified in s. 111.81 (7) (a) and with each certified labor organization
11 representing employees specified in s. 111.81 (7) (b) to (e) which do not contain any
12 provision for the payment to any employee of a cumulative or noncumulative amount
13 of compensation in recognition of or based on the period of time an employee has been
14 employed by the state.

NOTE: NOTE: Sub. (4) is amended eff. 7-1-15 by 2011 Wis. Act 32, as affected by 2013 Wis. Act 20, ss. 2365m and 9448, to read:NOTE:

15 (4) The director of the office, in connection with the development of tentative collective bargaining agreements to be submitted under s. 111.92 (1) (a) 1., shall
16 endeavor to obtain tentative agreements with each recognized or certified labor organization representing employees or supervisors of employees specified in s. 111.81
17 (7) (a) and with each certified labor organization representing employees specified in s. 111.81 (7) (b) to (e) which do not contain any provision for the payment to any
18 employee of a cumulative or noncumulative amount of compensation in recognition of or based on the period of time an employee has been employed by the state.

History: 1971 c. 270; 1975 c. 39, 224; 1977 c. 196; 1979 c. 221; 1983 a. 27; 1985 a. 42; 1987 a. 27, 287, 331; 1989 a. 13, 31, 323; 1991 a. 269, 289; 1995 a. 27, 289; 1995
a. 302 s. 48; 1997 a. 27, 35, 155, 237; 1999 a. 9, 95, 115, 155; 2001 a. 16, 26; 2003 a. 33; 2007 a. 36; 2009 a. 14, 28, 56, 140, 218, 276, 346; 2011 a. 10, 32; 2011 a. 260 ss. 30,
80; 2013 a. 20 ss. 2365m, 9448; 2013 a. 166, 208.

19 **SECTION 70.** 111.915 of the statutes is amended to read:

20 **111.915 Labor proposals.** The ~~director of the office~~ administrator of the
21 division shall notify and consult with the joint committee on employment relations,
22 in such form and detail as the committee requests, regarding substantial changes in
23 wages, employee benefits, personnel management, and program policy contract
24 provisions to be included in any contract proposal to be offered to any labor

1 organization by the state or to be agreed to by the state before such proposal is
2 actually offered or accepted.

History: 1977 c. 196; 2003 a. 33.

3 **SECTION 71.** 111.92 (1) (a) 1. of the statutes, as affected by 2011 Wisconsin Act
4 32, is amended to read:

5 111.92 (1) (a) 1. Any tentative agreement reached between the ~~office~~ division
6 and any labor organization representing a collective bargaining unit specified in s.
7 111.825 (1) or (2) (d) or (e) shall, after official ratification by the labor organization,
8 be submitted by the office to the joint committee on employment relations, which
9 shall hold a public hearing before determining its approval or disapproval.

NOTE: NOTE: Par. (a) is affected effective 7-1-15 by 2011 Wis. Act 32, as affected by 2013 Wis. Act 20, ss. 2365m and 9448, to read:NOTE:

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10 (a) 1. Any tentative agreement reached between the office and any labor organization representing a collective bargaining unit specified in s. 111.825 (1) or (2) (d)
11 or (e) shall, after official ratification by the labor organization, be submitted by the office to the joint committee on employment relations, which shall hold a public
12 hearing before determining its approval or disapproval.

13 2. Any tentative agreement reached between the Board of Regents of the University of Wisconsin System, acting for the state, and any labor organization
14 representing a collective bargaining unit specified in s. 111.825 (1r) shall, after official ratification by the labor organization, be submitted by the Board of Regents of
15 the University of Wisconsin System to the joint committee on employment relations, which shall hold a public hearing before determining its approval or disapproval.

16 3. Any tentative agreement reached between the University of Wisconsin-Madison, acting for the state, and any labor organization representing a collective
17 bargaining unit specified in s. 111.825 (1t) shall, after official ratification by the labor organization, be submitted by the University of Wisconsin-Madison to the joint
18 committee on employment relations, which shall hold a public hearing before determining its approval or disapproval.

19 4. If the committee approves a tentative agreement under subd. 1., 2., or 3., it shall introduce in a bill or companion bills, to be put on the calendar or referred to
20 the appropriate scheduling committee of each house, that portion of the tentative agreement which requires legislative action for implementation, such as salary and
21 wage adjustments, changes in fringe benefits, and any proposed amendments, deletions or additions to existing law. Such bill or companion bills are not subject to ss.
22 13.093 (1), 13.50 (b) (a) and (b) and 16.47 (2). The committee may, however, submit suitable portions of the tentative agreement to appropriate legislative committees
23 for advisory recommendations on the proposed terms. The committee shall accompany the introduction of such proposed legislation with a message that informs the
24 legislature of the committee's concurrence with the matters under consideration and which recommends the passage of such legislation without change. If the joint
25 committee on employment relations does not approve the tentative agreement, it shall be returned to the parties for renegotiation. If the legislature does not adopt
26 without change that portion of the tentative agreement introduced by the joint committee on employment relations, the tentative agreement shall be returned to the
27 parties for renegotiation.

History: 1971 c. 270; 1977 c. 196 s. 130 (9); 1981 c. 20 s. 2202 (33) (b); 1981 c. 126, 391; 1985 a. 42 s. 29; 1989 a. 336; 1995 a. 27; 2001 a. 16; 2003 a. 33; 2009 a. 28; 2011 a. 10, 32; 2013 a. 20 ss. 2365m, 9448; 2013 a. 166.

28 **SECTION 72.** 227.10 (3) (e) of the statutes is amended to read:

29 227.10 (3) (e) Nothing in this subsection prohibits the ~~administrator~~ director
30 of the ~~division~~ bureau of merit recruitment and selection in the ~~office~~ of state
31 ~~employment relations~~ department of administration from promulgating rules
32 relating to expanded certification under s. 230.25 (1n).

History: 1985 a. 182; 1987 a. 399; 2003 a. 33 ss. 2368, 9160; 2011 a. 21; 2013 a. 277.

33 **SECTION 73.** 227.47 (2) of the statutes is amended to read:

34 227.47 (2) Except as otherwise provided in this subsection, a proposed or final
35 decision of the employment relations commission, hearing examiner or arbitrator

1 concerning an appeal of the decision of the ~~director of the office~~ administrator of the
 2 division of state employment relations in the department of administration made
 3 under s. 230.09 (2) (a) or (d) shall not be accompanied by findings of fact or
 4 conclusions of law. If within 30 days after the commission issues a decision in such
 5 an appeal either party files a petition for judicial review of the decision under s.
 6 227.53 and files a written notice with the commission that the party has filed such
 7 a petition, the commission shall issue written findings of fact and conclusions of law
 8 within 90 days after receipt of the notice. The court shall stay the proceedings
 9 pending receipt of the findings and conclusions.

History: 1975 c. 414 s. 15; 1977 c. 418; 1979 c. 208; 1985 a. 182 ss. 33r, 57; Stats. 1985 s. 227.47; 1993 a. 16, 491; 2003 a. 33 ss. 2376, 2377, 9160.

10 **SECTION 74.** 230.02 of the statutes is amended to read:

11 **230.02 Liberal construction of statutes.** Statutes applicable to the ~~office~~
 12 division and bureau shall be construed liberally in aid of the purposes declared in s.
 13 230.01.

History: 1977 c. 196; 2003 a. 33.

14 **SECTION 75.** 230.03 (5) of the statutes is created to read:

15 230.03 (5) “Bureau” means the bureau of merit recruitment and selection in
 16 the department of administration.

17 **SECTION 76.** 230.03 (9e) of the statutes is amended to read:

18 230.03 (9e) “Director” means the director of the ~~office~~ bureau.

History: 1971 c. 270; 1973 c. 333; 1977 c. 196 ss. 24, 100; 1977 c. 418; 1981 c. 20, 26; 1983 a. 27 ss. 1604, 2200 (15); 1983 a. 409, 453, 538; 1987 a. 32; 1989 a. 31; 1991 a. 101, 147; 1993 a. 16, 254; 1995 a. 27, 255; 1997 a. 27; 1999 a. 65, 87; 2001 a. 16, 103; 2003 a. 33 ss. 2385 to 2387s, 9160; 2005 a. 22, 74, 335, 393; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10, 32, 229; 2013 a. 20 ss. 1998u, 2365m, 9448; 2013 a. 165; 2013 a. 168 s. 21.

19 **SECTION 77.** 230.03 (10) of the statutes is amended to read:

20 230.03 (10) “Division” means the division of ~~merit recruitment and selection~~
 21 in the office state employment relations in the department of administration.

History: 1971 c. 270; 1973 c. 333; 1977 c. 196 ss. 24, 100; 1977 c. 418; 1981 c. 20, 26; 1983 a. 27 ss. 1604, 2200 (15); 1983 a. 409, 453, 538; 1987 a. 32; 1989 a. 31; 1991 a. 101, 147; 1993 a. 16, 254; 1995 a. 27, 255; 1997 a. 27; 1999 a. 65, 87; 2001 a. 16, 103; 2003 a. 33 ss. 2385 to 2387s, 9160; 2005 a. 22, 74, 335, 393; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10, 32, 229; 2013 a. 20 ss. 1998u, 2365m, 9448; 2013 a. 165; 2013 a. 168 s. 21.

22 **SECTION 78.** 230.03 (10w) of the statutes is repealed.

1 **SECTION 79.** 230.04 (title) of the statutes is amended to read:

2 **230.04 (title) Powers and duties of the ~~director~~ administrator.**

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

3 **SECTION 80.** 230.04 (1) of the statutes is amended to read:

4 230.04 (1) The ~~director~~ administrator is charged with the effective
5 administration of this chapter. All powers and duties, necessary to that end, which
6 are not exclusively vested by statute in the commission, the division of equal rights,
7 the ~~administrator~~ director or appointing authorities, are reserved to the director.

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

8 **SECTION 81.** 230.04 (1m) of the statutes is amended to read:

9 230.04 (1m) The ~~director~~ administrator may delegate, in writing, any of his or
10 her functions set forth in this chapter to an appointing authority, within prescribed
11 standards if the ~~director~~ administrator finds that the agency has personnel
12 management capabilities to perform such functions effectively and has indicated its
13 approval and willingness to accept such responsibility by written agreement. If the
14 ~~director~~ administrator determines that any agency is not performing such delegated
15 function within prescribed standards, the ~~director~~ administrator shall forthwith
16 withdraw such delegated function. Subject to the approval of the joint committee on
17 finance, the ~~director~~ administrator may order transferred to the ~~office~~ division from
18 the agency to which delegation was made such agency staff and other resources as
19 necessary to perform such functions if increased staff was authorized to that agency
20 as a consequence of such delegation or if the ~~office~~ division reduced staff or shifted
21 staff to new responsibilities as a result of such delegation. Any delegatory action
22 taken under s. 230.09 (2) (a) or (d) or 230.13 (1) by an appointing authority may be

1 appealed to the commission under s. 230.44 (1) (b). The ~~director~~ administrator shall
2 be a party in such an appeal.

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

3 **SECTION 82.** 230.04 (2) of the statutes is amended to read:

4 230.04 (2) The ~~director~~ administrator may utilize the services of technical or
5 specialized personnel to assist in implementing and maintaining a sound personnel
6 management program. These services may be obtained from persons inside or
7 outside of state service.

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

8 **SECTION 83.** 230.04 (3) of the statutes is amended to read:

9 230.04 (3) The ~~director~~ administrator may issue enforceable orders on all
10 matters relating to the administration, enforcement and effect of this chapter and
11 the rules prescribed thereunder except on matters relating to the provisions of subch.
12 III or to those provisions of subch. II for which responsibility is specifically charged
13 to the administrator.

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

14 **SECTION 84.** 230.04 (4) of the statutes is amended to read:

15 230.04 (4) The ~~director~~ administrator shall establish and maintain a collective
16 bargaining capability under s. 111.815 (2).

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

17 **SECTION 85.** 230.04 (5) of the statutes is amended to read:

18 230.04 (5) The ~~director~~ administrator shall promulgate rules on all matters
19 relating to the administration of the ~~office~~ division and the performance of the duties
20 assigned to the ~~director~~ administrator, except on matters relating to those provisions

1 of subch. II for which responsibility is specifically charged to the administrator
2 director.

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

3 SECTION 86. 230.04 (8) of the statutes is amended to read:

4 230.04 (8) The ~~director~~ administrator shall establish an employee performance
5 evaluation program under s. 230.37 (1).

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

6 SECTION 87. 230.04 (9) (intro.) of the statutes is amended to read:

7 230.04 (9) (intro.) The ~~director~~ administrator shall do all of the following:

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

8 SECTION 88. 230.04 (9) (f) of the statutes is amended to read:

9 230.04 (9) (f) Establish an affirmative action subunit. The affirmative action
10 subunit shall advise and assist the director, the administrator, and agency heads on
11 establishing policies and programs to ensure appropriate affirmative action. The
12 subunit shall advise and assist the ~~director~~ administrator in monitoring such
13 programs and shall provide staff to the council on affirmative action.

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

14 SECTION 89. 230.04 (9m) of the statutes is amended to read:

15 230.04 (9m) The ~~director~~ administrator shall conduct periodic reviews and
16 evaluations of the written records of hiring decisions made by appointing authorities
17 under ss. 230.21 (1m), 230.25 (1p) and 230.27 (2k).

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

18 SECTION 90. 230.04 (9r) (b) (intro.) of the statutes is amended to read:

19 230.04 (9r) (b) (intro.) The ~~director~~ administrator shall keep a record of all of
20 the following:

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

21 SECTION 91. 230.04 (10) of the statutes is amended to read:

1 230.04 (10) (a) The ~~director~~ administrator may require all agencies and their
2 officers to comply with the ~~director's~~ administrator's request to furnish current
3 information pertaining to authorized positions, payroll and related items regarding
4 civil service and employment relations functions.

5 (b) The ~~director~~ administrator shall request from each agency and each agency
6 shall furnish to the ~~director~~ administrator relevant racial, ethnic, gender and
7 disability information on every new employee hired by the agency including limited
8 term, project, seasonal and sessional employees. The ~~director~~ administrator shall
9 maintain the data to permit a periodic review of the agency's affirmative action plan
10 accomplishments.

11 (c) The ~~director~~ administrator shall request from each agency and each agency
12 shall furnish to the ~~director~~ administrator relevant information regarding the prior
13 military service, if any, of every new employee hired by the agency including limited
14 term, project, seasonal and sessional employees. The ~~director~~ administrator shall
15 maintain the data to permit a periodic review of the progress being made to provide
16 employment opportunities in civil service for veterans and disabled veterans.

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

17 **SECTION 92.** 230.04 (11) of the statutes is amended to read:

18 230.04 (11) The ~~director~~ administrator may provide by rule for an understudy
19 program to assure continuity in selected positions.

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

20 **SECTION 93.** 230.04 (12) of the statutes is amended to read:

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1 230.04 (12) The ~~director~~ administrator shall keep in the office division an
2 official roster of all permanent classified employees which shall include classification
3 titles, pay and employment status changes and appropriate dates thereof.

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

4 **SECTION 94.** 230.04 (13) (intro.) of the statutes is amended to read:

5 230.04 (13) (intro.) The ~~director~~ administrator shall do all of the following:

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

6 **SECTION 95.** 230.04 (14) of the statutes is amended to read:

7 230.04 (14) The ~~director~~ administrator shall establish, by rule, the scope and
8 minimum requirements of a state employee grievance procedure relating to
9 conditions of employment.

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

10 **SECTION 96.** 230.04 (15) of the statutes is amended to read:

11 230.04 (15) The ~~director~~ administrator shall review and either approve or
12 disapprove each determination by an agency head regarding the classification of a
13 state employee as a protective occupation participant for purposes of the Wisconsin
14 retirement system.

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

15 **SECTION 97.** 230.04 (16) of the statutes is repealed.

16 **SECTION 98.** 230.04 (17) of the statutes is amended to read:

17 230.04 (17) The ~~director~~ administrator shall resolve any dispute raised by a
18 complaint filed under s. 321.64 (1) (c).

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

19 **SECTION 99.** 230.04 (18) of the statutes is amended to read:

20 230.04 (18) The ~~director~~ administrator may provide any services and materials
21 to agencies and may charge the agencies for providing the services and materials.
22 The ~~director~~ administrator shall establish a methodology for determining the costs

1 of services and materials charged to state agencies under this subsection. All moneys
2 received from the charges shall be deposited in the appropriation account under s.
3 ~~20.545 (1) (k)~~ 20.505(1) (ki).

History: 1977 c. 196 ss. 48, 63, 101, 130 (11); 1977 c. 418, 447; 1981 c. 20; 1983 a. 27, 409; 1987 a. 27, 32, 140, 403; 1989 a. 31, 124; 1991 a. 101, 269, 288, 315; 1995 a. 289; 1997 a. 27; 1999 a. 87; 2003 a. 33; 2005 a. 22; 2007 a. 200; 2009 a. 28; 2011 a. 10.

4 **SECTION 100.** 230.046 (5) (c) of the statutes is amended to read:

5 230.046 (5) (c) An agreement has been entered into by the trainee and the
6 appointing authority relative to employment with the state, together with such other
7 terms and conditions as may be necessary under the rules of the director
8 administrator whenever on-the-job trainees are employed; and

History: 1971 c. 100 s. 23; 1971 c. 270 ss. 56, 91; Stats. 1971 s. 16.33; 1975 c. 39 s. 732 (1); 1977 c. 29; 1977 c. 196 ss. 60, 103, 130 (4), (6m), (11), 131; Stats. 1977 s. 230.046; 1979 c. 221; 1981 c. 20; 1985 a. 29; 1989 a. 31; 1993 a. 112; 1999 a. 9; 2003 a. 33; 2009 a. 28; 2011 a. 10.

9 **SECTION 101.** 230.046 (7) of the statutes is amended to read:

10 230.046 (7) ESTABLISH INTERNSHIPS. The director administrator shall establish
11 in the classified service in-service training internships designed to give rigorous
12 training in public service administration for periods not to exceed 3 years under the
13 direct supervision of experienced administrators.

History: 1971 c. 100 s. 23; 1971 c. 270 ss. 56, 91; Stats. 1971 s. 16.33; 1975 c. 39 s. 732 (1); 1977 c. 29; 1977 c. 196 ss. 60, 103, 130 (4), (6m), (11), 131; Stats. 1977 s. 230.046; 1979 c. 221; 1981 c. 20; 1985 a. 29; 1989 a. 31; 1993 a. 112; 1999 a. 9; 2003 a. 33; 2009 a. 28; 2011 a. 10.

14 **SECTION 102.** 230.046 (8) of the statutes is amended to read:

15 230.046 (8) COOPERATE FOR SCHOLARSHIP LOANS. To stimulate the interest of
16 qualified students of exceptional merit in government career service, the director
17 administrator shall cooperate with the board of regents of the University of
18 Wisconsin System in providing opportunities for recipients of public service
19 scholarship loans to secure employment under the internship plan.

History: 1971 c. 100 s. 23; 1971 c. 270 ss. 56, 91; Stats. 1971 s. 16.33; 1975 c. 39 s. 732 (1); 1977 c. 29; 1977 c. 196 ss. 60, 103, 130 (4), (6m), (11), 131; Stats. 1977 s. 230.046; 1979 c. 221; 1981 c. 20; 1985 a. 29; 1989 a. 31; 1993 a. 112; 1999 a. 9; 2003 a. 33; 2009 a. 28; 2011 a. 10.

20 **SECTION 103.** 230.046 (9) of the statutes is amended to read:

21 230.046 (9) TUITION REFUND PROGRAM. The director administrator may
22 establish by rule in the classified service a tuition refund program to supplement

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1 departmental training, to encourage employee job-related development and, upon
2 satisfactory completion of training under this program to refund to the employee, an
3 amount not to exceed the cost of tuition and necessary fees.

History: 1971 c. 100 s. 23; 1971 c. 270 ss. 56, 91; Stats. 1971 s. 16.33; 1975 c. 39 s. 732 (1); 1977 c. 29; 1977 c. 196 ss. 60, 103, 130 (4), (6m), (11), 131; Stats. 1977 s. 230.046; 1979 c. 221; 1981 c. 20; 1985 a. 29; 1989 a. 31; 1993 a. 112; 1999 a. 9; 2003 a. 33; 2009 a. 28; 2011 a. 10.

4 **SECTION 104.** 230.046 (10) (intro.) of the statutes is amended to read:

5 230.046 (10) FUNCTIONS OF THE OFFICE DIVISION. (intro.) The office division may
6 do all of the following:

History: 1971 c. 100 s. 23; 1971 c. 270 ss. 56, 91; Stats. 1971 s. 16.33; 1975 c. 39 s. 732 (1); 1977 c. 29; 1977 c. 196 ss. 60, 103, 130 (4), (6m), (11), 131; Stats. 1977 s. 230.046; 1979 c. 221; 1981 c. 20; 1985 a. 29; 1989 a. 31; 1993 a. 112; 1999 a. 9; 2003 a. 33; 2009 a. 28; 2011 a. 10.

7 **SECTION 105.** 230.047 (8) of the statutes is amended to read:

8 230.047 (8) ADMINISTRATION. The director administrator shall promulgate
9 rules for the operation and implementation of this section. The rules shall prescribe
10 the duration, terms and conditions of such interchange.

History: 1971 c. 270 ss. 63, 77; Stats. 1971 s. 16.24; 1975 c. 147 s. 54; 1977 c. 196 s. 55; Stats. 1977 s. 230.047; 1979 c. 89, 221; 1983 a. 27, 189; 1991 a. 75; 2003 a. 33.

11 **SECTION 106.** 230.05 of the statutes is amended to read:

12 **230.05 Powers and duties of the administrator director.** (1) All powers
13 necessary for the effective administration of the duties specified for the
14 administrator director under this subchapter are reserved to the administrator
15 director.

16 (2) (a) Except as provided under par. (b), the administrator director may
17 delegate, in writing, any of his or her functions set forth in this subchapter to an
18 appointing authority, within prescribed standards if the administrator director finds
19 that the agency has personnel management capabilities to perform such functions
20 effectively and has indicated its approval and willingness to accept such
21 responsibility by written agreement. If the administrator director determines that
22 any agency is not performing such delegated function within prescribed standards,
23 the administrator shall withdraw such delegated function. The administrator

1 director may order transfer to the ~~division~~ bureau from the agency to which
2 delegation was made such agency staff and other resources as necessary to perform
3 such functions if increased staff was authorized to that agency as a consequence of
4 such delegation or if the ~~division~~ bureau reduced staff or shifted staff to new
5 responsibilities as a result of such delegation subject to the approval of the joint
6 committee on finance. Any delegatory action taken under this subsection by any
7 appointing authority may be appealed to the commission under s. 230.44 (1)(a). The
8 ~~administrator~~ director shall be a party in such appeal.

9 (b) The ~~administrator~~ director is prohibited from delegating any of his or her
10 final responsibility for the monitoring and oversight of the merit recruitment and
11 selection program under this subchapter.

12 (3) The ~~administrator~~ director may utilize the services of technical or
13 specialized personnel to assist in implementing and maintaining a sound merit
14 recruitment and selection program. These services may be obtained from persons
15 within or without state service.

16 (4) The ~~administrator~~ director may issue enforceable orders on all matters
17 relating to the administration, enforcement and effect of the provisions of this
18 subchapter for which responsibility is specifically charged to the administrator and
19 the rules prescribed thereunder. Any action brought against the appointing
20 authority for failure to comply with the order of the ~~administrator~~ director shall be
21 brought and served within 60 days after the date on which the ~~administrator's~~
22 director's order was issued. Such orders may be appealed to the commission under
23 s. 230.44 (1)(a).

24 (5) The ~~administrator~~ director shall promulgate rules for the effective
25 operation of the provisions of this subchapter for which responsibility is specifically

1 charged to the ~~administrator~~ director. Notice of the contents of such rules and any
2 modifications thereof shall be given to appointing authorities affected thereby, and
3 such rules and modifications shall also be printed for public distribution.

4 (6) The ~~administrator~~ director may seek the prior advice and counsel of agency
5 heads in the formulation of policies and procedures concerning the duties specified
6 for the ~~administrator~~ director under this subchapter.

7 (7) The ~~administrator~~ director shall use techniques and procedures designed
8 to certify eligible applicants to any vacant permanent position within 45 days after
9 the filing of an appropriate request by an appointing authority.

10 (8) The ~~administrator~~ director may provide any personnel services to nonstate
11 governmental units and may charge the nonstate governmental units for providing
12 the services.

13 (9) The ~~administrator~~ director may provide any services and materials to
14 agencies and may charge the agencies for providing the services and materials. All
15 moneys received from the charges shall be deposited in the appropriation account
16 under s. ~~20.545 (1) (k)~~ 20.505 (1) (ki).

History: 1971 c. 125, 270; 1977 c. 196 ss. 26, 105, 130 (5); 1977 c. 273; 1981 c. 20; 1983 a. 27; 1989 a. 31; 1997 a. 216, 237; 2003 a. 33; 2009 a. 28.

17 **SECTION 107.** 230.06 (1) (f) of the statutes is amended to read:

18 230.06 (1) (f) Provide the ~~director~~ administrator with the civil service
19 information required under s. 16.004 (7).

History: 1971 c. 270; 1973 c. 333; 1977 c. 196 ss. 28, 106, 130 (5); 1981 c. 20; 1983 a. 27 ss. 1605g, 2200 (15); 1987 a. 32; 1991 a. 288, 315; 2003 a. 33.

20 **SECTION 108.** 230.06 (1) (g) of the statutes is amended to read:

21 230.06 (1) (g) Prepare an affirmative action plan which complies with the
22 standards established by the ~~director~~ administrator under s. 230.04 (9) (a) and which

1 sets goals and outlines steps for incorporating affirmative action and principles
2 supporting affirmative action into the procedures and policies of his or her agency.

3 **History:** 1971 c. 270; 1973 c. 333; 1977 c. 196 ss. 28, 106, 130 (5); 1981 c. 20; 1983 a. 27 ss. 1605g, 2200 (15); 1987 a. 32; 1991 a. 288, 315; 2003 a. 33.

3 **SECTION 109.** 230.06 (1) (L) of the statutes is amended to read:

4 230.06 (1) (L) Provide information about the employment of each severely
5 disabled employee for the ~~director's~~ administrator's report under s. 230.04 (9r)
6 within 30 days after the disabled employee is appointed, and at other times at the
7 request of the ~~director~~ administrator.

8 **History:** 1971 c. 270; 1973 c. 333; 1977 c. 196 ss. 28, 106, 130 (5); 1981 c. 20; 1983 a. 27 ss. 1605g, 2200 (15); 1987 a. 32; 1991 a. 288, 315; 2003 a. 33.

8 **SECTION 110.** 230.08 (2) (e) 1. of the statutes is amended to read:

9 230.08 (2) (e) 1. Administration — ~~13~~ 15.

History: 1971 c. 40, 270; 1973 c. 333, 335; 1977 c. 29, 187; 1977 c. 196 ss. 34, 108, 130 (5); 1977 c. 272, 418, 449; Stats. 1977 s. 230.08; 1979 c. 34, 189, 221, 356, 361; 1981 c. 20, 347, 374; 1983 a. 27 ss. 1605o to 1609am, 2200 (15); 1983 a. 189 s. 329 (27); 1983 a. 371, 378; 1985 a. 29; 1987 a. 27, 119, 204, 354, 399, 403; 1989 a. 31, 107, 119, 122, 169, 208, 219, 336; 1991 a. 39, 250, 269; 1993 a. 16, 349, 399; 1995 a. 27 ss. 6245 to 6277m, 9126 (19), 9130 (4); 1995 a. 216; 1997 a. 3, 27, 179, 194, 237; 1999 a. 9, 42, 87, 186; 2001 a. 16, 19, 109; 2003 a. 33 ss. 2392 to 2407b, 9160; 2003 a. 91, 326; 2005 a. 22, 25; 2007 a. 1; 2007 a. 20 ss. 3006 to 3014, 9121 (6) (a); 2009 a. 28; 2011 a. 10, 32, 38, 155; 2013 a. 20 ss. 2000 to 2010, 2365m, 9448; 2013 a. 166.

10 **SECTION 111.** 230.08 (2) (e) 8j. of the statutes is repealed.

11 **SECTION 112.** 230.08 (2) (ya) of the statutes is repealed.

12 **SECTION 113.** 230.08 (4) (c) of the statutes is amended to read:

13 230.08 (4) (c) Any proposal of a board, department or commission, as defined
14 in par. (a) and s. 15.01 (5), or of the historical society, for a change in the number of
15 positions enumerated in sub. (2) (e), before being submitted to the legislature, shall
16 first be submitted by the board, department or commission or by the historical society
17 for a separate review by the secretary of administration and by the ~~director~~
18 administrator. The secretary of administration's review shall include information
19 on the appropriateness of the proposed change with regard to a board's,
20 department's, commission's or society's current or proposed internal organizational
21 structure under s. 15.02 (4). The ~~director's~~ administrator's review shall include
22 information on whether the existing classified or existing or proposed unclassified
23 division administrator position involved is or would be assigned to pay range 1–18

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1 or above in schedule 1, or a comparable level, of the compensation plan under s.
2 230.12. The results of these reviews shall be provided by the secretary of
3 administration and by the ~~director~~ administrator to the joint committee on finance
4 and the joint committee on employment relations at the same time that the board's,
5 department's, commission's or society's proposal is presented to either committee.

History: 1971 c. 40, 270; 1973 c. 333, 335; 1977 c. 29, 187; 1977 c. 196 ss. 34, 108, 130 (5); 1977 c. 272, 418, 449; Stats. 1977 s. 230.08; 1979 c. 34, 189, 221, 356, 361; 1981 c. 20, 347, 374; 1983 a. 27 ss. 1605o to 1609am, 2200 (15); 1983 a. 189 s. 329 (27); 1983 a. 371, 378; 1985 a. 29; 1987 a. 27, 119, 204, 354, 399, 403; 1989 a. 31, 107, 119, 122, 169, 208, 219, 336; 1991 a. 39, 250, 269; 1993 a. 16, 349, 399; 1995 a. 27 ss. 6245 to 6277m, 9126 (19), 9130 (4); 1995 a. 216; 1997 a. 3, 27, 179, 194, 237; 1999 a. 9, 42, 87, 186; 2001 a. 16, 19, 109; 2003 a. 33 ss. 2392 to 2407b, 9160; 2003 a. 91, 326; 2005 a. 22, 25; 2007 a. 1; 2007 a. 20 ss. 3006 to 3014, 9121 (6) (a); 2009 a. 28; 2011 a. 10, 32, 38, 155; 2013 a. 20 ss. 2000 to 2010, 2365m, 9448; 2013 a. 166.

6 **SECTION 114.** 230.08 (7) of the statutes is amended to read:

7 230.08 (7) EXCEPTIONAL EMPLOYMENT SITUATIONS. The ~~administrator~~ director
8 shall provide, by rule, for exceptional methods and kinds of employment to meet the
9 needs of the service during periods of disaster or national emergency, and for other
10 exceptional employment situations such as to employ the mentally disabled, the
11 physically disabled and the disadvantaged.

History: 1971 c. 40, 270; 1973 c. 333, 335; 1977 c. 29, 187; 1977 c. 196 ss. 34, 108, 130 (5); 1977 c. 272, 418, 449; Stats. 1977 s. 230.08; 1979 c. 34, 189, 221, 356, 361; 1981 c. 20, 347, 374; 1983 a. 27 ss. 1605o to 1609am, 2200 (15); 1983 a. 189 s. 329 (27); 1983 a. 371, 378; 1985 a. 29; 1987 a. 27, 119, 204, 354, 399, 403; 1989 a. 31, 107, 119, 122, 169, 208, 219, 336; 1991 a. 39, 250, 269; 1993 a. 16, 349, 399; 1995 a. 27 ss. 6245 to 6277m, 9126 (19), 9130 (4); 1995 a. 216; 1997 a. 3, 27, 179, 194, 237; 1999 a. 9, 42, 87, 186; 2001 a. 16, 19, 109; 2003 a. 33 ss. 2392 to 2407b, 9160; 2003 a. 91, 326; 2005 a. 22, 25; 2007 a. 1; 2007 a. 20 ss. 3006 to 3014, 9121 (6) (a); 2009 a. 28; 2011 a. 10, 32, 38, 155; 2013 a. 20 ss. 2000 to 2010, 2365m, 9448; 2013 a. 166.

12 **SECTION 115.** 230.08 (8) of the statutes is amended to read:

13 230.08 (8) AUDITING OF PAYROLLS. The ~~director~~ administrator shall audit the
14 payrolls of the classified and unclassified service, as necessary, to carry out this
15 subchapter.

History: 1971 c. 40, 270; 1973 c. 333, 335; 1977 c. 29, 187; 1977 c. 196 ss. 34, 108, 130 (5); 1977 c. 272, 418, 449; Stats. 1977 s. 230.08; 1979 c. 34, 189, 221, 356, 361; 1981 c. 20, 347, 374; 1983 a. 27 ss. 1605o to 1609am, 2200 (15); 1983 a. 189 s. 329 (27); 1983 a. 371, 378; 1985 a. 29; 1987 a. 27, 119, 204, 354, 399, 403; 1989 a. 31, 107, 119, 122, 169, 208, 219, 336; 1991 a. 39, 250, 269; 1993 a. 16, 349, 399; 1995 a. 27 ss. 6245 to 6277m, 9126 (19), 9130 (4); 1995 a. 216; 1997 a. 3, 27, 179, 194, 237; 1999 a. 9, 42, 87, 186; 2001 a. 16, 19, 109; 2003 a. 33 ss. 2392 to 2407b, 9160; 2003 a. 91, 326; 2005 a. 22, 25; 2007 a. 1; 2007 a. 20 ss. 3006 to 3014, 9121 (6) (a); 2009 a. 28; 2011 a. 10, 32, 38, 155; 2013 a. 20 ss. 2000 to 2010, 2365m, 9448; 2013 a. 166.

16 **SECTION 116.** 230.09 (1) (intro.) of the statutes is amended to read:

17 230.09 (1) (intro.) The ~~director~~ administrator shall ascertain and record the
18 duties, responsibilities and authorities of, and establish grade levels and
19 classifications for, all positions in the classified service. Each classification so
20 established shall include all positions which are comparable with respect to

1 authority, responsibility and nature of work required. Each classification shall be
2 established to include as many positions as are reasonable and practicable. In
3 addition, each class shall:

History: 1971 c. 270 ss. 16, 26; 1977 c. 196 ss. 32, 109, 130 (5); 1977 c. 272, 273, 418; 1981 c. 20; 1983 a. 27 ss. 1609b to 1610, 2200 (15); 1985 a. 29, 120; 1987 a. 27, 403; 1989 a. 39; 1991 a. 315; 1995 a. 27; 2003 a. 33; 2011 a. 10, 32; 2013 a. 166.

4 **SECTION 117.** 230.09 (2) (a) of the statutes is amended to read:

5 230.09 (2) (a) After consultation with the appointing authorities, the ~~director~~[✓]
6 administrator[✓] shall allocate each position in the classified service to an appropriate
7 class on the basis of its duties, authority, responsibilities or other factors recognized
8 in the job evaluation process. The ~~director~~[✓] administrator[✓] may reclassify or reallocate
9 positions on the same basis.

History: 1971 c. 270 ss. 16, 26; 1977 c. 196 ss. 32, 109, 130 (5); 1977 c. 272, 273, 418; 1981 c. 20; 1983 a. 27 ss. 1609b to 1610, 2200 (15); 1985 a. 29, 120; 1987 a. 27, 403; 1989 a. 39; 1991 a. 315; 1995 a. 27; 2003 a. 33; 2011 a. 10, 32; 2013 a. 166.

10 **SECTION 118.** 230.09 (2) (am) of the statutes is amended to read:

11 230.09 (2) (am) The ~~director~~[✓] administrator[✓] shall maintain and improve the
12 classification plan to meet the needs of the service, using methods and techniques
13 which may include personnel management surveys, individual position reviews,
14 occupational group classification surveys, or other appropriate methods of position
15 review. Such reviews may be initiated by the ~~director~~[✓] administrator[✓] after taking into
16 consideration the recommendations of the appointing authority, or at his or her own
17 discretion. The ~~director~~[✓] administrator[✓] shall establish, modify or abolish
18 classifications as the needs of the service require.

History: 1971 c. 270 ss. 16, 26; 1977 c. 196 ss. 32, 109, 130 (5); 1977 c. 272, 273, 418; 1981 c. 20; 1983 a. 27 ss. 1609b to 1610, 2200 (15); 1985 a. 29, 120; 1987 a. 27, 403; 1989 a. 39; 1991 a. 315; 1995 a. 27; 2003 a. 33; 2011 a. 10, 32; 2013 a. 166.

19 **SECTION 119.** 230.09 (2) (b) of the statutes is amended to read:

20 230.09 (2) (b) To accommodate and effectuate the continuing changes in the
21 classification plan as a result of the classification survey program and otherwise, the
22 ~~director~~[✓] administrator[✓] shall, upon initial establishment of a classification, assign
23 that class to the appropriate pay rate or range, and may, upon subsequent review,

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1 reassign classes to different pay rates or ranges. The ~~director~~ administrator shall
2 assign each class to a pay range according to the skill, effort, responsibility and
3 working conditions required for the class, without regard to whether the class is
4 occupied primarily by members of a certain gender or racial group. The ~~director~~
5 administrator shall give notice to appointing authorities to permit them to make
6 recommendations before final action is taken on any such assignment or
7 reassignment of classes.

History: 1971 c. 270 ss. 16, 26; 1977 c. 196 ss. 32, 109, 130 (5); 1977 c. 272, 273, 418; 1981 c. 20; 1983 a. 27 ss. 1609b to 1610, 2200 (15); 1985 a. 29, 120; 1987 a. 27, 403; 1989 a. 39; 1991 a. 315; 1995 a. 27; 2003 a. 33; 2011 a. 10, 32; 2013 a. 166.

8 **SECTION 120.** 230.09 (2) (c) of the statutes is amended to read:

9 230.09 (2) (c) If anticipated changes in program or organization will
10 significantly affect the assignment of duties or responsibilities to positions, the
11 appointing authority shall, whenever practicable, confer with the ~~director~~
12 administrator within a reasonable time prior to the reorganization or changes in
13 program to formulate methods to fill positions which are newly established or
14 modified to the extent that reclassification of the position is appropriate. In all cases,
15 appointing authorities shall give written notice to the ~~director~~ administrator and
16 employee of changes in the assignment of duties or responsibilities to a position when
17 the changes in assignment may affect the classification of the position.

History: 1971 c. 270 ss. 16, 26; 1977 c. 196 ss. 32, 109, 130 (5); 1977 c. 272, 273, 418; 1981 c. 20; 1983 a. 27 ss. 1609b to 1610, 2200 (15); 1985 a. 29, 120; 1987 a. 27, 403; 1989 a. 39; 1991 a. 315; 1995 a. 27; 2003 a. 33; 2011 a. 10, 32; 2013 a. 166.

18 **SECTION 121.** 230.09 (2) (d) of the statutes is amended to read:

19 230.09 (2) (d) If after review of a filled position the ~~director~~ administrator
20 reclassifies or reallocates the position, the ~~director~~ administrator shall determine
21 whether the incumbent shall be regraded or whether the position shall be opened to
22 other applicants.

History: 1971 c. 270 ss. 16, 26; 1977 c. 196 ss. 32, 109, 130 (5); 1977 c. 272, 273, 418; 1981 c. 20; 1983 a. 27 ss. 1609b to 1610, 2200 (15); 1985 a. 29, 120; 1987 a. 27, 403; 1989 a. 39; 1991 a. 315; 1995 a. 27; 2003 a. 33; 2011 a. 10, 32; 2013 a. 166.

23 **SECTION 122.** 230.09 (2) (g) of the statutes is amended to read:

1 230.09 (2) (g) When filling a new or vacant position, if the ~~director~~[✓]
2 administrator determines that the classification for a position is different than that
3 provided for by the legislature as established by law or in budget determinations, or
4 as authorized by the joint committee on finance under s. 13.10, or as specified by the
5 governor creating positions under s. 16.505 (1) (e) or (2), or is different than that of
6 the previous incumbent, the ~~director~~[✓] administrator shall notify the ~~administrator~~[✓]
7 director and the secretary of administration. The ~~administrator~~[✓] director[✓] shall
8 withhold action on the selection and certification process for filling the position. The
9 secretary of administration shall review the position to determine that sufficient
10 funds exist for the position and that the duties and responsibilities of the proposed
11 position reflect the intent of the legislature as established by law or in budget
12 determinations, the intent of the joint committee on finance acting under s. 13.10,
13 the intent of the governor creating positions under s. 16.505 (1) (c) or (2). The
14 ~~administrator~~[✓] director[✓] may not proceed with the selection and certification process
15 until the secretary of administration has authorized the position to be filled.

History: 1971 c. 270 ss. 16, 26; 1977 c. 196 ss. 32, 109, 130 (5); 1977 c. 272, 273, 418; 1981 c. 20; 1983 a. 27 ss. 1609b to 1610, 2200 (15); 1985 a. 29, 120; 1987 a. 27, 403; 1989 a. 39; 1991 a. 315; 1995 a. 27; 2003 a. 33; 2011 a. 10, 32; 2013 a. 166.

16 **SECTION 123.** 230.09 (3) of the statutes is amended to read:

17 230.09 (3) The ~~director~~[✓] administrator[✓] shall establish separate classifications
18 for career executive positions under s. 230.24 and rules governing the salary
19 administration of positions in such classifications.

History: 1971 c. 270 ss. 16, 26; 1977 c. 196 ss. 32, 109, 130 (5); 1977 c. 272, 273, 418; 1981 c. 20; 1983 a. 27 ss. 1609b to 1610, 2200 (15); 1985 a. 29, 120; 1987 a. 27, 403; 1989 a. 39; 1991 a. 315; 1995 a. 27; 2003 a. 33; 2011 a. 10, 32; 2013 a. 166.

20 **SECTION 124.** 230.12 (1) (a) 3. of the statutes is amended to read:

1 230.12 (1) (a) 3. Provisions for administration of the compensation plan and
2 salary transactions shall be provided, as determined by the ~~director~~ administrator,
3 in either the rules of the ~~director~~ administrator or the compensation plan.

History: 1971 c. 55, 125, 215; 1971 c. 270 ss. 20, 27, 28, 30 to 32; 1971 c. 336; Stats. 1971 s. 16.086; 1973 c. 12, 51, 90; 1975 c. 28, 39, 199, 224; 1977 c. 29, 44; 1977 c. 196 ss. 36, 130 (3), (5), (11), 131; 1977 c. 272, 418, 449; Stats. 1977 s. 230.12; 1979 c. 221; 1981 c. 20 s. 2202 (33) (b); 1981 c. 153; 1983 a. 27 ss. 1611am to 1612am, 2200 (15); 1983 a. 140; 1985 a. 29, 34, 42, 119, 332; 1987 a. 33, 83, 340, 399, 403; 1989 a. 39, 56, 117, 119, 124, 153, 336, 359; 1991 a. 269; 1995 a. 37, 88; 1997 a. 14, 237; 1999 a. 42, 102; 2001 a. 16, 29, 35; 2003 a. 33, 91, 117; 2009 a. 28; 2011 a. 10, 32, 238; 2013 a. 20 ss. 2013m to 2015, 2365m, 9448; 2013 a. 207.

4 **SECTION 125.** 230.12 (1) (c) 2. of the statutes is amended to read:

5 230.12 (1) (c) 2. The ~~director~~ administrator may establish a plan of extra
6 compensation for work performed during selected hours at an hourly rate or rates
7 subject to approval of the joint committee on employment relations. Eligibility for
8 such extra compensation shall be as provided in the compensation plan.

History: 1971 c. 55, 125, 215; 1971 c. 270 ss. 20, 27, 28, 30 to 32; 1971 c. 336; Stats. 1971 s. 16.086; 1973 c. 12, 51, 90; 1975 c. 28, 39, 199, 224; 1977 c. 29, 44; 1977 c. 196 ss. 36, 130 (3), (5), (11), 131; 1977 c. 272, 418, 449; Stats. 1977 s. 230.12; 1979 c. 221; 1981 c. 20 s. 2202 (33) (b); 1981 c. 153; 1983 a. 27 ss. 1611am to 1612am, 2200 (15); 1983 a. 140; 1985 a. 29, 34, 42, 119, 332; 1987 a. 33, 83, 340, 399, 403; 1989 a. 39, 56, 117, 119, 124, 153, 336, 359; 1991 a. 269; 1995 a. 37, 88; 1997 a. 14, 237; 1999 a. 42, 102; 2001 a. 16, 29, 35; 2003 a. 33, 91, 117; 2009 a. 28; 2011 a. 10, 32, 238; 2013 a. 20 ss. 2013m to 2015, 2365m, 9448; 2013 a. 207.

9 **SECTION 126.** 230.12 (1) (d) of the statutes is amended to read:

10 230.12 (1) (d) *Uniforms and safety equipment.* The ~~director~~ administrator, with
11 approval of the joint committee on employment relations, may establish a schedule
12 of payments to employees for uniforms or protective clothing and equipment
13 required to perform their duties.

History: 1971 c. 55, 125, 215; 1971 c. 270 ss. 20, 27, 28, 30 to 32; 1971 c. 336; Stats. 1971 s. 16.086; 1973 c. 12, 51, 90; 1975 c. 28, 39, 199, 224; 1977 c. 29, 44; 1977 c. 196 ss. 36, 130 (3), (5), (11), 131; 1977 c. 272, 418, 449; Stats. 1977 s. 230.12; 1979 c. 221; 1981 c. 20 s. 2202 (33) (b); 1981 c. 153; 1983 a. 27 ss. 1611am to 1612am, 2200 (15); 1983 a. 140; 1985 a. 29, 34, 42, 119, 332; 1987 a. 33, 83, 340, 399, 403; 1989 a. 39, 56, 117, 119, 124, 153, 336, 359; 1991 a. 269; 1995 a. 37, 88; 1997 a. 14, 237; 1999 a. 42, 102; 2001 a. 16, 29, 35; 2003 a. 33, 91, 117; 2009 a. 28; 2011 a. 10, 32, 238; 2013 a. 20 ss. 2013m to 2015, 2365m, 9448; 2013 a. 207.

14 **SECTION 127.** 230.12 (3) (a) of the statutes is amended to read:

15 230.12 (3) (a) *Submission to the joint committee on employment relations.* The
16 ~~director~~ administrator shall submit to the joint committee on employment relations
17 a proposal for any required changes in the compensation plan. The proposal shall
18 include the amounts and methods for within range pay progression, for pay
19 transactions, and for performance awards. The proposal shall be based upon
20 experience in recruiting for the service, the principle of providing pay equity
21 regardless of gender or race, data collected as to rates of pay for comparable work in

1 other public services and in commercial and industrial establishments,
2 recommendations of agencies and any special studies carried on as to the need for
3 any changes in the compensation plan to cover each year of the biennium. The
4 proposal shall also take proper account of prevailing pay rates, costs and standards
5 of living and the state's employment policies.

History: 1971 c. 55, 125, 215; 1971 c. 270 ss. 20, 27, 28, 30 to 32; 1971 c. 336; Stats. 1971 s. 16.086; 1973 c. 12, 51, 90; 1975 c. 28, 39, 199, 224; 1977 c. 29, 44; 1977 c. 196 ss. 36, 130 (3), (5), (11), 131; 1977 c. 272, 418, 449; Stats. 1977 s. 230.12; 1979 c. 221; 1981 c. 20 s. 2202 (33) (b); 1981 c. 153; 1983 a. 27 ss. 1611am to 1612am, 2200 (15); 1983 a. 140; 1985 a. 29, 34, 42, 119, 332; 1987 a. 33, 83, 340, 399, 403; 1989 a. 39, 56, 117, 119, 124, 153, 336, 359; 1991 a. 269; 1995 a. 37, 88; 1997 a. 14, 237; 1999 a. 42, 102; 2001 a. 16, 29, 35; 2003 a. 33, 91, 117; 2009 a. 28; 2011 a. 10, 32, 238; 2013 a. 20 ss. 2013m to 2015, 2365m, 9448; 2013 a. 207.

6 **SECTION 128.** 230.12 (3) (ad) of the statutes is amended to read:

7 230.12 (3) (ad) *Timing of proposed changes.* Notwithstanding any other
8 statute, the ~~director~~ administrator may delay timing for announcement or
9 implementation of any recommended changes in the compensation plan under this
10 section until after some or all of the collective bargaining agreements under subch.
11 V of ch. 111 for that biennium are negotiated. Any such action taken under this
12 paragraph is not appealable under s. 230.44.

History: 1971 c. 55, 125, 215; 1971 c. 270 ss. 20, 27, 28, 30 to 32; 1971 c. 336; Stats. 1971 s. 16.086; 1973 c. 12, 51, 90; 1975 c. 28, 39, 199, 224; 1977 c. 29, 44; 1977 c. 196 ss. 36, 130 (3), (5), (11), 131; 1977 c. 272, 418, 449; Stats. 1977 s. 230.12; 1979 c. 221; 1981 c. 20 s. 2202 (33) (b); 1981 c. 153; 1983 a. 27 ss. 1611am to 1612am, 2200 (15); 1983 a. 140; 1985 a. 29, 34, 42, 119, 332; 1987 a. 33, 83, 340, 399, 403; 1989 a. 39, 56, 117, 119, 124, 153, 336, 359; 1991 a. 269; 1995 a. 37, 88; 1997 a. 14, 237; 1999 a. 42, 102; 2001 a. 16, 29, 35; 2003 a. 33, 91, 117; 2009 a. 28; 2011 a. 10, 32, 238; 2013 a. 20 ss. 2013m to 2015, 2365m, 9448; 2013 a. 207.

13 **SECTION 129.** 230.12 (3) (b) of the statutes is amended to read:

14 230.12 (3) (b) *Public hearing on the proposal; adoption of plan.* The ~~director~~
15 administrator shall submit the proposal for any required changes in the
16 compensation plan to the joint committee on employment relations. The committee
17 shall hold a public hearing on the proposal. The proposal, as may be modified by the
18 joint committee on employment relations together with the unchanged provisions of
19 the current compensation plan, shall, for the ensuing fiscal year or until a new or
20 modified plan is adopted under this subsection, constitute the state's compensation
21 plan. Any modification of the ~~director's~~ administrator's proposed changes in the
22 compensation plan by the joint committee on employment relations may be

1 disapproved by the governor within 10 calendar days. A vote of 6 members of the
2 joint committee on employment relations is required to set aside any such
3 disapproval of the governor.

History: 1971 c. 55, 125, 215; 1971 c. 270 ss. 20, 27, 28, 30 to 32; 1971 c. 336; Stats. 1971 s. 16.086; 1973 c. 12, 51, 90; 1975 c. 28, 39, 199, 224; 1977 c. 29, 44; 1977 c. 196 ss. 36, 130 (3), (5), (11), 131; 1977 c. 272, 418, 449; Stats. 1977 s. 230.12; 1979 c. 221; 1981 c. 20 s. 2202 (33) (b); 1981 c. 153; 1983 a. 27 ss. 1611am to 1612am, 2200 (15); 1983 a. 140; 1985 a. 29, 34, 42, 119, 332; 1987 a. 33, 83, 340, 399, 403; 1989 a. 39, 56, 117, 119, 124, 153, 336, 359; 1991 a. 269; 1995 a. 37, 88; 1997 a. 14, 237; 1999 a. 42, 102; 2001 a. 16, 29, 35; 2003 a. 33, 91, 117; 2009 a. 28; 2011 a. 10, 32, 238; 2013 a. 20 ss. 2013m to 2015, 2365m, 9448; 2013 a. 207.

4 **SECTION 130.** 230.12 (3) (c) of the statutes is amended to read:

5 230.12 (3) (c) *Interim adjustments.* Subject to pars. (a) and (b), the ~~director~~
6 administrator may propose amendments to one or more parts of the compensation
7 plan at such times as the needs of the service require.

History: 1971 c. 55, 125, 215; 1971 c. 270 ss. 20, 27, 28, 30 to 32; 1971 c. 336; Stats. 1971 s. 16.086; 1973 c. 12, 51, 90; 1975 c. 28, 39, 199, 224; 1977 c. 29, 44; 1977 c. 196 ss. 36, 130 (3), (5), (11), 131; 1977 c. 272, 418, 449; Stats. 1977 s. 230.12; 1979 c. 221; 1981 c. 20 s. 2202 (33) (b); 1981 c. 153; 1983 a. 27 ss. 1611am to 1612am, 2200 (15); 1983 a. 140; 1985 a. 29, 34, 42, 119, 332; 1987 a. 33, 83, 340, 399, 403; 1989 a. 39, 56, 117, 119, 124, 153, 336, 359; 1991 a. 269; 1995 a. 37, 88; 1997 a. 14, 237; 1999 a. 42, 102; 2001 a. 16, 29, 35; 2003 a. 33, 91, 117; 2009 a. 28; 2011 a. 10, 32, 238; 2013 a. 20 ss. 2013m to 2015, 2365m, 9448; 2013 a. 207.

8 **SECTION 131.** 230.12 (3) (e) of the statutes, as affected by 2011 Wisconsin Act

9 32, is amended to read:

10 230.12 (3) (e) *University of Wisconsin System senior executives, faculty, and*
11 *academic staff employees; Wisconsin Technical College System senior executives, 1.*

12 The ~~director~~ administrator, after receiving recommendations from the board of
13 regents and the chancellor of the University of Wisconsin–Madison, shall submit to
14 the joint committee on employment relations a proposal for adjusting compensation
15 and employee benefits for University of Wisconsin System employees. The proposal
16 shall be based upon the competitive ability of the board of regents to recruit and
17 retain qualified faculty and academic staff, data collected as to rates of pay for
18 comparable work in other public services, universities and commercial and
19 industrial establishments, recommendations of the board of regents and any special
20 studies carried on as to the need for any changes in compensation and employee
21 benefits to cover each year of the biennium. The proposal shall also take proper
22 account of prevailing pay rates, costs and standards of living and the state's

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1 employment policies. The proposal for such pay adjustments may contain
 2 recommendations for across-the-board pay adjustments, merit or other
 3 adjustments and employee benefit improvements. Paragraph (b) and sub. (1) (bf)
 4 shall apply to the process for approval of all pay adjustments for University of
 5 Wisconsin System employees. The proposal as approved by the joint committee on
 6 employment relations and the governor shall be based upon a percentage of the
 7 budgeted salary base for University of Wisconsin System employees. The amount
 8 included in the proposal for merit and adjustments other than across-the-board pay
 9 adjustments is available for discretionary use by the board of regents.

NOTE: NOTE: Par. (e) (title) and 1. are amended eff. 7-1-15 by 2011 Wis. Act 32, as affected by 2013 Wis. Act 20, ss. 2365m and 9448, to read:NOTE:

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(e) *University of Wisconsin System employees; Wisconsin Technical College System senior executives.* 1. The director, after receiving recommendations from the board of regents and the chancellor of the University of Wisconsin-Madison, shall submit to the joint committee on employment relations a proposal for adjusting compensation and employee benefits for University of Wisconsin System employees. The proposal shall be based upon the competitive ability of the board of regents to recruit and retain qualified faculty and academic staff, data collected as to rates of pay for comparable work in other public services, universities and commercial and industrial establishments, recommendations of the board of regents and any special studies carried on as to the need for any changes in compensation and employee benefits to cover each year of the biennium. The proposal shall also take proper account of prevailing pay rates, costs and standards of living and the state's employment policies. The proposal for such pay adjustments may contain recommendations for across-the-board pay adjustments, merit or other adjustments and employee benefit improvements. Paragraph (b) and sub. (1) (bf) shall apply to the process for approval of all pay adjustments for University of Wisconsin System employees. The proposal as approved by the joint committee on employment relations and the governor shall be based upon a percentage of the budgeted salary base for University of Wisconsin System employees. The amount included in the proposal for merit and adjustments other than across-the-board pay adjustments is available for discretionary use by the board of regents.

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21 2. The director administrator, after receiving recommendations from the board
 22 of the Technical College System, shall submit to the joint committee on employment
 23 relations a proposal for adjusting compensation and employee benefits for employees
 24 under s. 20.923 (7). The proposal shall include the salary ranges and adjustments
 25 to the salary ranges for the general senior executive salary groups established under
 26 s. 20.923 (7). Paragraph (b) and sub. (1) (bf) shall apply to the process for approval
 27 of all pay adjustments for such employees. The proposal as approved by the joint
 28 committee on employment relations and the governor shall be based upon a
 29 percentage of the budgeted salary base for such employees under s. 20.923 (7).

History: 1971 c. 55, 125, 215; 1971 c. 270 ss. 20, 27, 28, 30 to 32; 1971 c. 336; Stats. 1971 s. 16.086; 1973 c. 12, 51, 90; 1975 c. 28, 39, 199, 224; 1977 c. 29, 44; 1977 c. 196 ss. 36, 130 (3), (5), (11), 131; 1977 c. 272, 418, 449; Stats. 1977 s. 230.12; 1979 c. 221; 1981 c. 20 s. 2202 (33) (b); 1981 c. 153; 1983 a. 27 ss. 1611am to 1612am, 2200 (15); 1983 a. 140; 1985 a. 29, 34, 42, 119, 332; 1987 a. 33, 83, 340, 399, 403; 1989 a. 39, 56, 117, 119, 124, 153, 336, 359; 1991 a. 269; 1995 a. 37, 88; 1997 a. 14, 237; 1999 a. 42, 102; 2001 a. 16, 29, 35; 2003 a. 33, 91, 117; 2009 a. 28; 2011 a. 10, 32, 238; 2013 a. 20 ss. 2013m to 2015, 2365m, 9448; 2013 a. 207.

30 SECTION 132. 230.12 (4) of the statutes is amended to read:

1 230.12 (4) COMPENSATION PLAN IMPLEMENTATION PROVISIONS. (a) When an
2 approved compensation plan or an amendment thereto becomes effective, required
3 individual pay adjustments shall be made in accordance with determinations made
4 by the ~~director~~ administrator to implement the approved plan.

5 (b) The ~~director~~ administrator may, without prior approval of the joint
6 committee on employment relations, determine the circumstances under which it is
7 appropriate for an appointing authority to grant, and authorize an appointing
8 authority to grant, a general wage or parity adjustment, or appropriate portion
9 thereof, previously approved by the committee under this section to employees who
10 did not receive the adjustment on the effective date of the adjustment set forth in the
11 plan. No general wage or parity adjustment may become effective for any employee
12 prior to the effective date of the individual employee transaction, but the ~~director~~
13 administrator may authorize an appointing authority to grant a lump sum payment
14 to an employee to reflect any wage or parity adjustment that the employee did not
15 receive during the period between the effective date of the adjustment set forth in the
16 plan and the effective date of the individual employee transaction.

History: 1971 c. 55, 125, 215; 1971 c. 270 ss. 20, 27, 28, 30 to 32; 1971 c. 336; Stats. 1971 s. 16.086; 1973 c. 12, 51, 90; 1975 c. 28, 39, 199, 224; 1977 c. 29, 44; 1977 c. 196 ss. 36, 130 (3), (5), (11), 131; 1977 c. 272, 418, 449; Stats. 1977 s. 230.12; 1979 c. 221; 1981 c. 20 s. 2202 (33) (b); 1981 c. 153; 1983 a. 27 ss. 1611am to 1612am, 2200 (15); 1983 a. 140; 1985 a. 29, 34, 42, 119, 332; 1987 a. 33, 83, 340, 399, 403; 1989 a. 39, 56, 117, 119, 124, 153, 336, 359; 1991 a. 269; 1995 a. 37, 88; 1997 a. 14, 237; 1999 a. 42, 102; 2001 a. 16, 29, 35; 2003 a. 33, 91, 117; 2009 a. 28; 2011 a. 10, 32, 238; 2013 a. 20 ss. 2013m to 2015, 2365m, 9448; 2013 a. 207.

17 **SECTION 133.** 230.12 (5) (c) of the statutes is amended to read:

18 230.12 (5) (c) *Increase limits.* Unless otherwise defined in the pay schedule the
19 total amount for all such within range increases shall not exceed the amount for such
20 increases specified and approved by the joint committee on employment relations in
21 its action on the ~~director's~~ administrator's proposal for such increases.

History: 1971 c. 55, 125, 215; 1971 c. 270 ss. 20, 27, 28, 30 to 32; 1971 c. 336; Stats. 1971 s. 16.086; 1973 c. 12, 51, 90; 1975 c. 28, 39, 199, 224; 1977 c. 29, 44; 1977 c. 196 ss. 36, 130 (3), (5), (11), 131; 1977 c. 272, 418, 449; Stats. 1977 s. 230.12; 1979 c. 221; 1981 c. 20 s. 2202 (33) (b); 1981 c. 153; 1983 a. 27 ss. 1611am to 1612am, 2200 (15); 1983 a. 140; 1985 a. 29, 34, 42, 119, 332; 1987 a. 33, 83, 340, 399, 403; 1989 a. 39, 56, 117, 119, 124, 153, 336, 359; 1991 a. 269; 1995 a. 37, 88; 1997 a. 14, 237; 1999 a. 42, 102; 2001 a. 16, 29, 35; 2003 a. 33, 91, 117; 2009 a. 28; 2011 a. 10, 32, 238; 2013 a. 20 ss. 2013m to 2015, 2365m, 9448; 2013 a. 207.

22 **SECTION 134.** 230.12 (7m) of the statutes is amended to read: