

1 227.43 (3) (br) The administrator of the division of hearings and appeals may
2 set the fees to be charged for any services rendered to the department of public
3 instruction by a hearing examiner under this section. The fee shall cover the total
4 cost of the services less any costs covered by the appropriation under s. 20.505 (4) (f).

5 *~~1103/P1.5~~*SECTION 3594. 227.43 (3) (f) of the statutes is created to read:

6 227.43 (3) (f) The administrator of the division of hearings and appeals may
7 set the fees to be charged for any services rendered to the historical society by a
8 hearing examiner under this section. The fee shall cover the total cost of the services
9 less any costs covered by the appropriation under s. 20.505 (4) (f).

10 *~~0610/P3.367~~*SECTION 3595. 227.43 (4) (bm) of the statutes is created to
11 read:

12 227.43 (4) (bm) The office of the commissioner of insurance shall pay all costs
13 of the services of a hearing examiner assigned under sub. (1) (bm), according to the
14 fees set under sub. (3) (bm).

15 *~~1103/P1.6~~*SECTION 3596. 227.43 (4) (f) of the statutes is created to read:

16 227.43 (4) (f) The historical society shall pay all costs of the services of a hearing
17 examiner, including support services, assigned under sub. (1) (bk), according to the
18 fees set under sub. (3) (f).

19 *~~1059/9.77~~*SECTION 3597. 227.47 (2) of the statutes is amended to read:

20 227.47 (2) Except as otherwise provided in this subsection, a proposed or final
21 decision of the employment relations commission, hearing examiner or arbitrator
22 concerning an appeal of the decision of the ~~director of the office~~ administrator of the
23 division of state employment relations personnel management in the department of
24 administration made under s. 230.09 (2) (a) or (d) shall not be accompanied by
25 findings of fact or conclusions of law. If within 30 days after the commission issues

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1 a decision in such an appeal either party files a petition for judicial review of the
2 decision under s. 227.53 and files a written notice with the commission that the party
3 has filed such a petition, the commission shall issue written findings of fact and
4 conclusions of law within 90 days after receipt of the notice. The court shall stay the
5 proceedings pending receipt of the findings and conclusions.

6 *-0807/P6.360*SECTION 3598. 227.52 (3) of the statutes is amended to read:

7 227.52 (3) Those decisions of the ~~division of banking~~ department of financial
8 institutions and professional standards that are subject to review, prior to any
9 judicial review, by the banking review board, and decisions of the ~~division of banking~~
10 department of financial institutions and professional standards relating to savings
11 banks or savings and loan associations, ~~but no other institutions subject to the~~
12 ~~jurisdiction of the division of banking.~~

13 *-0840/P1.1*SECTION 3599. 227.55 of the statutes is renumbered 227.55 (1)
14 and amended to read:

15 227.55 (1) Within 30 days after service of the petition for review upon the
16 agency, or within such further time as the court ~~may allow~~ allows, the agency in
17 possession of the record for the decision under review shall transmit to the reviewing
18 court the original or a certified copy of the entire record ~~of the proceedings in which~~
19 ~~the decision under review was made~~, including all pleadings, notices, testimony,
20 exhibits, findings, decisions, orders, and exceptions, ~~therein; but~~ except that by
21 stipulation of all parties to the review proceedings the record may be shortened by
22 eliminating any portion ~~thereof~~ of the record. Any party, other than the agency that
23 is a party, refusing to stipulate to limit the record may be taxed by the court for the
24 additional costs. ~~The~~ Except as provided in sub. (2), the record may be typewritten
25 or printed. The exhibits may be typewritten, ~~photostated~~ photocopied, or otherwise

1 reproduced, or, upon motion of any party, or by order of the court, the original exhibits
2 shall accompany the record. The court may require or permit subsequent corrections
3 or additions to the record when deemed desirable.

4 *-0840/P1.2*SECTION 3600. 227.55 (2) of the statutes is created to read:

5 227.55 (2) In the case of a record under sub. (1) that is in the possession of the
6 division of hearings and appeals, if any portion of the record is in the form of an audio
7 or video recording, the division may transmit to the reviewing court a copy of that
8 recording in lieu of preparing a transcript, unless the court requests a transcript.

9 *-0807/P6.361*SECTION 3601. 227.59 of the statutes is amended to read:

10 **227.59 Certification of certain cases from the circuit court of Dane**

11 **County to other circuits.** Any action or proceeding for the review of any order of
12 an administrative officer, commission, department, or other administrative tribunal
13 of the state required by law to be instituted in or taken to the circuit court of Dane
14 County, except an action or appeal for the review of any order of the department of
15 workforce development or the department of ~~safety and professional services~~
16 financial institutions and professional standards under chs. 101, 107, 145, 157, 167,
17 or 440 to 480 or findings and orders of the labor and industry review commission,
18 which is instituted or taken and is not called for trial or hearing within 6 months after
19 the proceeding or action is instituted, and the trial or hearing of which is not
20 continued by stipulation of the parties or by order of the court for cause shown, shall
21 on the application of either party on 5 days' written notice to the other be certified
22 and transmitted for trial to the circuit court of the county of the residence or principal
23 place of business of the plaintiff or petitioner, where the action or proceeding shall
24 be given preference. Unless written objection is filed within the 5-day period, the
25 order certifying and transmitting the proceeding shall be entered without hearing.

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1 The plaintiff or petitioner shall pay to the clerk of the circuit court of Dane County
2 a fee of \$2 for transmitting the record.

3 ***-0807/P6.362*SECTION 3602.** 229.46 (1) (ag) of the statutes is amended to
4 read:

5 229.46 (1) (ag) “Disabled veteran–owned business” means a business certified
6 ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

7 ***-0807/P6.363*SECTION 3603.** 229.46 (1) (b) of the statutes is amended to read:

8 229.46 (1) (b) “Minority group member” has the meaning given in s. ~~16.287~~
9 203.07 (1) (f).

10 ***-0807/P6.364*SECTION 3604.** 229.70 (1) (ag) of the statutes is amended to
11 read:

12 229.70 (1) (ag) “Disabled veteran–owned business” means a business certified
13 ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

14 ***-0807/P6.365*SECTION 3605.** 229.70 (1) (am) of the statutes is amended to
15 read:

16 229.70 (1) (am) “Minority business” has the meaning given in s. ~~16.287~~ 203.07
17 (1) (e).

18 ***-0807/P6.366*SECTION 3606.** 229.70 (1) (b) of the statutes is amended to read:

19 229.70 (1) (b) “Minority group member” has the meaning given in s. ~~16.287~~
20 203.07 (1) (f).

21 ***-0807/P6.367*SECTION 3607.** 229.8273 (1) (am) of the statutes is amended to
22 read:

23 229.8273 (1) (am) “Disabled veteran–owned business” means a business
24 certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

1 (3) "District board" means the governing board of a district.

2 (4) "Local unit" means a county or city that is described in s. 229.860.

3 (5) "Sports and entertainment facilities" means property, tangible or
4 intangible, owned in whole or in substantial part, operated, or leased by a district
5 that is principally used for professional basketball, including spectator seating,
6 practice facilities, parking lots and structures, garages, restaurants, concession
7 facilities, entertainment facilities, facilities for the display or sale of memorabilia,
8 transportation facilities, and other functionally related or auxiliary facilities or
9 structures.

10 *~~1502/1.19~~**SECTION 3616.** 229.859 of the statutes is created to read:

11 **229.859 Creation and organization.** (1) There is created, for each
12 jurisdiction under s. 229.860, a special purpose district that is a local governmental
13 unit, that is a body corporate and politic, that is separate and distinct from, and
14 independent of, the state, and separate and distinct from, and independent of, the
15 local units within its jurisdiction, that has the powers under s. 229.861 and the name
16 of which includes "Sports and Entertainment District".

17 (2) (a) A district is governed by its district board. Subject to pars. (g) and (h),
18 the district board shall consist of 9 members appointed by the governor. A person
19 appointed under this paragraph may take his or her seat immediately upon
20 appointment and qualification, subject to confirmation or rejection by the senate.
21 Persons appointed and confirmed under this paragraph shall serve staggered 7-year
22 terms. The governor shall designate one member as chairperson of the district board.

23 (b) Members of the district board shall be Wisconsin residents and shall have
24 executive and managerial experience. No member may hold elective public office or
25 be a candidate for elective public office.

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1 (c) A member of the district board who is appointed by the governor shall hold
2 his or her position on the board until the member's successor is appointed by the
3 governor and confirmed by the senate.

4 (d) A majority of the current membership of the district board constitutes a
5 quorum to do business. The district may take action based on the affirmative vote
6 of a majority of those members of the district board who are present at a meeting of
7 the district board.

8 (e) No member of the district board may receive compensation for performing
9 his or her duties. A member of the district board shall be reimbursed for his or her
10 actual and necessary expenses incurred in the performance of his or her duties.

11 (f) Upon the appointment and qualification of a majority of the members of a
12 district board, the district board may exercise the powers and duties of a district
13 board under this subchapter.

14 (g) The county executive of a county described in s. 229.860 which provides
15 funding to construct, equip, or improve sports and entertainment facilities under s.
16 229.863 shall appoint a member to the district board, subject to confirmation or
17 rejection by a majority of the members-elect of the county board. A person appointed
18 and confirmed under this paragraph shall serve a 7-year term, except that the initial
19 term of the first member appointed under this paragraph shall be 5 years.

20 (h) The mayor of a city described in s. 229.860 which provides funding to
21 construct, equip, or improve sports and entertainment facilities under s. 229.863
22 shall appoint a member to the district board, subject to confirmation or rejection by
23 a majority of the members-elect of the common council. A person appointed and
24 confirmed under this paragraph shall serve a 7-year term, except that the initial
25 term of the first member appointed under this paragraph shall be 6 years.

1 (i) A member appointed under par. (g) or (h) is subject to the requirements
2 under par. (b). Upon appointment and confirmation of such a member, the
3 appointing authority shall certify the member to the secretary of administration.

4 (3) The district board shall name the district, and the name shall include
5 "Sports and Entertainment District".

6 *-1502/1.20*SECTION 3617. 229.860 of the statutes is created to read:

7 **229.860 Jurisdiction.** A district's jurisdiction is any county with a population
8 of more than 500,000 and a 1st class city that is located wholly or predominantly in
9 that county, provided that the city includes the principal site of a basketball arena
10 that is home to a professional basketball team, that is a member of a league of
11 professional basketball teams that have home arenas in at least 10 states, and that
12 is approved by that league for use as a home arena for that basketball team. Once
13 created, the district's jurisdiction remains fixed even if population figures for the
14 county decline below the minimum described in this section.

15 *-1502/1.21*SECTION 3618. 229.861 of the statutes is created to read:

16 **229.861 Powers of a district.** A district has all of the powers necessary or
17 convenient to carry out the purposes and provisions of this subchapter, except that
18 it may not issue bonds or levy or impose a tax. In addition to all other powers granted
19 by this subchapter, a district may do all of the following:

20 (1) Adopt bylaws to govern the district's activities, subject to this subchapter.

21 (2) Sue and be sued in its own name, plead, and be impleaded.

22 (3) Maintain an office.

23 (4) In connection with sports and entertainment facilities:

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1 (a) Acquire, construct, equip, maintain, improve, operate, and manage the
2 sports and entertainment facilities as a revenue-generating enterprise, or engage
3 other persons to do these things.

4 (b) Acquire; lease, as lessor or lessee; use; transfer; or accept transfers of
5 property, and assume debt payments and outstanding obligations for the property
6 acquired or accepted.

7 (c) Improve, maintain, and repair property.

8 (d) Enter into contracts, subject to such standards as may be established by the
9 district board. The district board may award any such contract for any combination
10 or division of work it designates and may consider any factors in awarding a contract,
11 including price, time for completion of work, and qualifications and past performance
12 of a contractor.

13 (e) Sell or otherwise dispose of unneeded or unwanted property.

14 (5) Employ personnel, and fix and regulate their compensation; and provide,
15 either directly or subject to an agreement under s. 66.0301 as a participant in a
16 benefit plan of another governmental entity, any employee benefits, including an
17 employee pension plan.

18 (6) Purchase insurance, establish and administer a plan of self-insurance or,
19 subject to an agreement with another governmental entity under s. 66.0301,
20 participate in a governmental plan of insurance or self-insurance.

21 (7) Mortgage, pledge, or otherwise encumber the district's property or funds.

22 (8) Maintain funds and invest the funds in any investment that the district
23 board considers appropriate.

24 (9) Promote, advertise, and publicize its sports and entertainment facilities
25 and related activities.

1 (10) Set standards governing the use of, and the conduct within, its sports and
2 entertainment facilities in order to promote public safety and convenience and to
3 maintain order.

4 (11) Accept gifts, loans, and other aid.

5 (12) Adopt and alter an official seal.

6 *~~1502/1.22~~***SECTION 3619.** 229.862 of the statutes is created to read:

7 **229.862 Special fund revenues.** (1) The district board shall maintain a
8 special fund into which it deposits all funds received under s. 16.527 (3) (d). Moneys
9 in the special fund may be expended only for the construction of sports and
10 entertainment facilities, including the acquisition or lease of property.

11 (2) The district may not deposit any other moneys into the special fund, except
12 that the district shall credit all earnings on the revenues in the special fund to the
13 special fund.

14 (3) No money in the special fund may be expended for the purpose of operating
15 or maintaining sports and entertainment facilities or a basketball arena.

16 *~~1502/1.23~~***SECTION 3620.** 229.863 of the statutes is created to read:

17 **229.863 Powers granted to local units.** (1) In addition to any powers that
18 it may otherwise have, a local unit may do any of the following:

19 (1) Make grants or loans to a district upon terms that the local unit considers
20 appropriate.

21 (2) Expend public funds to subsidize a district.

22 (3) Borrow money under ch. 24 and ss. 66.0621, 67.04, and 67.12 (12) for sports
23 and entertainment facilities or to fund grants, loans, or subsidies to a district.

24 (4) Lease or transfer property to a district upon terms that the local unit
25 considers appropriate.

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1 *~~1502/1.24~~*SECTION 3621. 229.864 of the statutes is created to read:

2 **229.864 Dissolution of a district, lease obligations.** (1) A district may not
3 dissolve and wind up its affairs unless obligations issued under s. 16.527 (3) (d) have
4 been retired.

5 (2) If the district board enters into a lease with a professional basketball team
6 described in s. 229.860 for the use of sports and entertainment facilities, the lease
7 shall include a provision that states that if the team breaks or otherwise fails to fulfill
8 its obligations under the lease, the professional basketball team shall pay the state
9 an amount sufficient to retire the obligations issued under s. 16.527 (3) (d).

10 *~~1502/1.25~~*SECTION 3622. 229.865 of the statutes is created to read:

11 **229.865 Trust funds.** All moneys received under this subchapter, whether
12 from the state, from a local unit, or from any other source, are trust funds to be held
13 and applied solely as provided in this subchapter. Any officer with whom, or any
14 bank or trust company with which, those moneys are deposited shall act as trustee
15 of those moneys and shall hold and apply the moneys for the purposes of this
16 subchapter.

17 *~~1502/1.26~~*SECTION 3623. 229.866 of the statutes is created to read:

18 **229.866 Budgets; rates and charges; audit.** A district shall adopt a
19 calendar year as its fiscal year for accounting purposes. The district board shall
20 annually prepare a budget for the district. Rates and other charges received by the
21 district shall be used for the general expenses and capital expenditures of the
22 district. A district shall maintain an accounting system in accordance with generally
23 accepted accounting principles and shall have its financial statements audited
24 annually by an independent certified public accountant.

25 *~~1059/9.78~~*SECTION 3624. 230.02 of the statutes is amended to read:

1 **230.02 Liberal construction of statutes.** Statutes applicable to the office
2 division and bureau shall be construed liberally in aid of the purposes declared in s.
3 230.01.

4 *~~1215/P3.343~~**SECTION 3625.** 230.03 (3) of the statutes, as affected by 2013
5 Wisconsin Act 20, is amended to read:

6 230.03 (3) "Agency" means any board, commission, committee, council, or
7 department in state government or a unit thereof created by the constitution or
8 statutes if such board, commission, committee, council, department, unit, or the
9 head thereof, is authorized to appoint subordinate staff by the constitution or
10 statute, ~~except the Board of Regents of the University of Wisconsin System, a~~
11 legislative or judicial board, commission, committee, council, department, or unit
12 thereof or an authority created under subch. II of ch. 114 or under ch. 231, 232, 233,
13 ~~234~~ 235, 237, ~~238~~, or 279. "Agency" does not mean any local unit of government or
14 body within one or more local units of government that is created by law or by action
15 of one or more local units of government.

16 *~~0971/P5.639~~**SECTION 3626.** 230.03 (3) of the statutes, as affected by 2015
17 Wisconsin Act (this act), is amended to read:

18 230.03 (3) "Agency" means any board, commission, committee, council, or
19 department in state government or a unit thereof created by the constitution or
20 statutes if such board, commission, committee, council, department, unit, or the
21 head thereof, is authorized to appoint subordinate staff by the constitution or
22 statute, ~~except the Board of Regents of the University of Wisconsin System, a~~
23 legislative or judicial board, commission, committee, council, department, or unit
24 thereof or an authority created under subch. II of ch. 114 or under ch. 36, 231, 232,
25 233, 235, 237, or 279. "Agency" does not mean any local unit of government or body

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1 within one or more local units of government that is created by law or by action of
2 one or more local units of government.

****NOTE: This is reconciled s. 230.03 (3). This SECTION has been affected by drafts
with the following LRB numbers: LRB-0971/P4 and LRB-1215/P2.

3 ***-1059/9.79*SECTION 3627.** 230.03 (5) of the statutes is created to read:

4 230.03 (5) "Bureau" means the bureau of merit recruitment and selection in
5 the division.

6 ***-0971/P5.640*SECTION 3628.** 230.03 (6) of the statutes, as affected by 2011
7 Wisconsin Act 32, is amended to read:

8 230.03 (6) "Civil service" means all offices and positions of trust or employment
9 in the service of the state, ~~except offices and positions in the organized militia and~~
10 ~~the Board of Regents of the University of Wisconsin System.~~

11 ***-1059/9.80*SECTION 3629.** 230.03 (9e) of the statutes is amended to read:

12 230.03 (9e) "Director" means the director of the ~~office~~ bureau.

13 ***-1059/9.81*SECTION 3630.** 230.03 (10) of the statutes is amended to read:

14 230.03 (10) "Division" means the division of merit recruitment and selection
15 ~~in the office personnel management in the department of administration.~~

16 ***-1059/9.82*SECTION 3631.** 230.03 (10w) of the statutes is repealed.

17 ***-1059/9.83*SECTION 3632.** 230.04 (title) of the statutes is amended to read:

18 **230.04 (title) Powers and duties of the ~~director~~ administrator.**

19 ***-1059/9.84*SECTION 3633.** 230.04 (1) of the statutes is amended to read:

20 230.04 (1) The ~~director~~ administrator is charged with the effective
21 administration of this chapter. All powers and duties, necessary to that end, which
22 are not exclusively vested by statute in the commission, the division of equal rights,
23 the ~~administrator~~ director or appointing authorities, are reserved to the director.

1 *~~-1059/9.85~~*SECTION 3634. 230.04 (1m) of the statutes is amended to read:

2 230.04 (1m) The ~~director~~ administrator may delegate, in writing, any of his or
3 her functions set forth in this chapter to an appointing authority, within prescribed
4 standards if the ~~director~~ administrator finds that the agency has personnel
5 management capabilities to perform such functions effectively and has indicated its
6 approval and willingness to accept such responsibility by written agreement. If the
7 ~~director~~ administrator determines that any agency is not performing such delegated
8 function within prescribed standards, the ~~director~~ administrator shall forthwith
9 withdraw such delegated function. Subject to the approval of the joint committee on
10 finance, the ~~director~~ administrator may order transferred to the ~~office~~ division from
11 the agency to which delegation was made such agency staff and other resources as
12 necessary to perform such functions if increased staff was authorized to that agency
13 as a consequence of such delegation or if the ~~office~~ division reduced staff or shifted
14 staff to new responsibilities as a result of such delegation. Any delegatory action
15 taken under s. 230.09 (2) (a) or (d) or 230.13 (1) by an appointing authority may be
16 appealed to the commission under s. 230.44 (1) (b). The ~~director~~ administrator shall
17 be a party in such an appeal.

18 *~~-1059/9.86~~*SECTION 3635. 230.04 (2) of the statutes is amended to read:

19 230.04 (2) The ~~director~~ administrator may utilize the services of technical or
20 specialized personnel to assist in implementing and maintaining a sound personnel
21 management program. These services may be obtained from persons inside or
22 outside of state service.

23 *~~-1059/9.87~~*SECTION 3636. 230.04 (3) of the statutes is amended to read:

24 230.04 (3) The ~~director~~ administrator may issue enforceable orders on all
25 matters relating to the administration, enforcement and effect of this chapter and

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1 the rules prescribed thereunder except on matters relating to the provisions of subch.
2 III or to those provisions of subch. II for which responsibility is specifically charged
3 to the ~~administrator~~ director.

4 ***-1059/9.88*SECTION 3637.** 230.04 (4) of the statutes is amended to read:

5 230.04 (4) The ~~director~~ administrator shall establish and maintain a collective
6 bargaining capability under s. 111.815 (2).

7 ***-1059/9.89*SECTION 3638.** 230.04 (5) of the statutes is amended to read:

8 230.04 (5) The ~~director~~ administrator shall promulgate rules on all matters
9 relating to the administration of the ~~office~~ division and the performance of the duties
10 assigned to the ~~director~~ administrator, except on matters relating to those provisions
11 of subch. II for which responsibility is specifically charged to the ~~administrator~~
12 director.

13 ***-1059/9.90*SECTION 3639.** 230.04 (8) of the statutes is amended to read:

14 230.04 (8) The ~~director~~ administrator shall establish an employee performance
15 evaluation program under s. 230.37 (1).

16 ***-1059/9.91*SECTION 3640.** 230.04 (9) (intro.) of the statutes is amended to
17 read:

18 230.04 (9) (intro.) The ~~director~~ administrator shall do all of the following:

19 ***-1059/9.92*SECTION 3641.** 230.04 (9) (f) of the statutes is amended to read:

20 230.04 (9) (f) Establish an affirmative action subunit. The affirmative action
21 subunit shall advise and assist the director, the administrator, and agency heads on
22 establishing policies and programs to ensure appropriate affirmative action. The
23 subunit shall advise and assist the ~~director~~ administrator in monitoring such
24 programs and shall provide staff to the council on affirmative action.

25 ***-1059/9.93*SECTION 3642.** 230.04 (9m) of the statutes is amended to read:

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

4 *~~-1059/9.94~~*SECTION 3643. 230.04 (9r) (b) (intro.) of the statutes is amended
5 to read:

6 230.04 (9r) (b) (intro.) The ~~directer~~ administrator shall keep a record of all of
7 the following:

8 *~~-1059/9.95~~*SECTION 3644. 230.04 (10) of the statutes is amended to read:

9 230.04 (10) (a) The ~~directer~~ administrator may require all agencies and their
10 officers to comply with the ~~directer's~~ administrator's request to furnish current
11 information pertaining to authorized positions, payroll and related items regarding
12 civil service and employment relations functions.

13 (b) The ~~directer~~ administrator shall request from each agency and each agency
14 shall furnish to the ~~directer~~ administrator relevant racial, ethnic, gender and
15 disability information on every new employee hired by the agency including limited
16 term, project, seasonal and sessional employees. The ~~directer~~ administrator shall
17 maintain the data to permit a periodic review of the agency's affirmative action plan
18 accomplishments.

19 (c) The ~~directer~~ administrator shall request from each agency and each agency
20 shall furnish to the ~~directer~~ administrator relevant information regarding the prior
21 military service, if any, of every new employee hired by the agency including limited
22 term, project, seasonal and sessional employees. The ~~directer~~ administrator shall
23 maintain the data to permit a periodic review of the progress being made to provide
24 employment opportunities in civil service for veterans and disabled veterans.

25 *~~-1059/9.96~~*SECTION 3645. 230.04 (11) of the statutes is amended to read:

1 230.04 (11) The ~~director~~ administrator may provide by rule for an understudy
2 program to assure continuity in selected positions.

3 *~~-1059/9.97~~*SECTION 3646. 230.04 (12) of the statutes is amended to read:

4 230.04 (12) The ~~director~~ administrator shall keep in the ~~office~~ division an
5 official roster of all permanent classified employees which shall include classification
6 titles, pay and employment status changes and appropriate dates thereof.

7 *~~-1059/9.98~~*SECTION 3647. 230.04 (13) (intro.) of the statutes is amended to
8 read:

9 230.04 (13) (intro.) The ~~director~~ administrator shall do all of the following:

10 *~~-1059/9.99~~*SECTION 3648. 230.04 (14) of the statutes is amended to read:

11 230.04 (14) The ~~director~~ administrator shall establish, by rule, the scope and
12 minimum requirements of a state employee grievance procedure relating to
13 conditions of employment.

14 *~~-1059/9.100~~*SECTION 3649. 230.04 (15) of the statutes is amended to read:

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

19 *~~-1059/9.101~~*SECTION 3650. 230.04 (16) of the statutes is repealed.

20 *~~-1059/9.102~~*SECTION 3651. 230.04 (17) of the statutes is amended to read:

21 230.04 (17) The ~~director~~ administrator shall resolve any dispute raised by a
22 complaint filed under s. 321.64 (1) (c).

23 *~~-1059/9.103~~*SECTION 3652. 230.04 (18) of the statutes is amended to read:

24 230.04 (18) The ~~director~~ administrator may provide any services and materials
25 to agencies and may charge the agencies for providing the services and materials.

1 The ~~director~~ administrator shall establish a methodology for determining the costs
2 of services and materials charged to state agencies under this subsection. All moneys
3 received from the charges shall be deposited in the appropriation account under s.
4 ~~20.545 (1) (k)~~ 20.505 (1) (kz).

5 *~~1059/9.104~~*SECTION 3653. 230.046 (5) (c) of the statutes is amended to read:

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

10 *~~1059/9.105~~*SECTION 3654. 230.046 (7) of the statutes is amended to read:

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

15 *~~1059/9.106~~*SECTION 3655. 230.046 (8) of the statutes is amended to read:

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

21 *~~0971/P5.641~~*SECTION 3656. 230.046 (8) of the statutes, as affected by 2015

22 Wisconsin Act (this act), is amended to read:

23 230.046 (8) COOPERATE FOR SCHOLARSHIP LOANS. To stimulate the interest of
24 qualified students of exceptional merit in government career service, the
25 administrator shall cooperate with the board of regents of the University of

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1 Wisconsin System Authority in providing opportunities for recipients of public
2 service scholarship loans to secure employment under the internship plan.

****NOTE: This is reconciled s. 230.046 (8). This SECTION has been affected by drafts
with the following LRB numbers: LRB-0971/P4 and LRB-1059/7.

3 ***-1059/9.107*SECTION 3657.** 230.046 (9) of the statutes is amended to read:

4 230.046 (9) TUITION REFUND PROGRAM. The ~~director~~ administrator may
5 establish by rule in the classified service a tuition refund program to supplement
6 departmental training, to encourage employee job-related development and, upon
7 satisfactory completion of training under this program to refund to the employee, an
8 amount not to exceed the cost of tuition and necessary fees.

9 ***-1059/9.108*SECTION 3658.** 230.046 (10) (intro.) of the statutes is amended
10 to read:

11 230.046 (10) FUNCTIONS OF THE ~~OFFICE~~ DIVISION. (intro.) The ~~office~~ division may
12 do all of the following:

13 ***-1059/9.109*SECTION 3659.** 230.047 (8) of the statutes is amended to read:

14 230.047 (8) ADMINISTRATION. The ~~director~~ administrator shall promulgate
15 rules for the operation and implementation of this section. The rules shall prescribe
16 the duration, terms and conditions of such interchange.

17 ***-1059/9.110*SECTION 3660.** 230.05 of the statutes is amended to read:

18 **230.05 Powers and duties of the ~~administrator~~ director.** (1) All powers
19 necessary for the effective administration of the duties specified for the
20 ~~administrator~~ director under this subchapter are reserved to the ~~administrator~~
21 director.

22 (2) (a) Except as provided under par. (b), the ~~administrator~~ director may
23 delegate, in writing, any of his or her functions set forth in this subchapter to an

1 appointing authority, within prescribed standards if the ~~administrator~~ director finds
2 that the agency has personnel management capabilities to perform such functions
3 effectively and has indicated its approval and willingness to accept such
4 responsibility by written agreement. If the ~~administrator~~ director determines that
5 any agency is not performing such delegated function within prescribed standards,
6 the ~~administrator~~ director shall withdraw such delegated function. The
7 ~~administrator~~ director may order transfer to the ~~division~~ bureau from the agency to
8 which delegation was made such agency staff and other resources as necessary to
9 perform such functions if increased staff was authorized to that agency as a
10 consequence of such delegation or if the ~~division~~ bureau reduced staff or shifted staff
11 to new responsibilities as a result of such delegation subject to the approval of the
12 joint committee on finance. Any delegatory action taken under this subsection by
13 any appointing authority may be appealed to the commission under s. 230.44 (1) (a).
14 The ~~administrator~~ director shall be a party in such appeal.

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

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

22 (4) The ~~administrator~~ director may issue enforceable orders on all matters
23 relating to the administration, enforcement and effect of the provisions of this
24 subchapter for which responsibility is specifically charged to the ~~administrator~~
25 director and the rules prescribed thereunder. Any action brought against the

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1 appointing authority for failure to comply with the order of the ~~administrator~~
2 director shall be brought and served within 60 days after the date on which the
3 administrator's director's order was issued. Such orders may be appealed to the
4 commission under s. 230.44 (1) (a).

5 (5) The ~~administrator~~ director shall promulgate rules for the effective
6 operation of the provisions of this subchapter for which responsibility is specifically
7 charged to the ~~administrator~~ director. Notice of the contents of such rules and any
8 modifications thereof shall be given to appointing authorities affected thereby, and
9 such rules and modifications shall also be printed for public distribution.

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

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

16 (8) The ~~administrator~~ director may provide any personnel services to nonstate
17 governmental units and may charge the nonstate governmental units for providing
18 the services.

19 (9) The ~~administrator~~ director may provide any services and materials to
20 agencies and may charge the agencies for providing the services and materials. All
21 moneys received from the charges shall be deposited in the appropriation account
22 under s. ~~20.545 (1) (k)~~ 20.505 (1) (kz).

23 *-1059/9.111*SECTION 3661. 230.06 (1) (f) of the statutes is amended to read:

24 230.06 (1) (f) Provide the ~~director~~ administrator with the civil service
25 information required under s. 16.004 (7).

1 *~~1059/9.112~~*SECTION 3662. 230.06 (1) (g) of the statutes is amended to read:

2 230.06 (1) (g) Prepare an affirmative action plan which complies with the
3 standards established by the ~~director~~ administrator under s. 230.04 (9) (a) and which
4 sets goals and outlines steps for incorporating affirmative action and principles
5 supporting affirmative action into the procedures and policies of his or her agency.

6 *~~1059/9.113~~*SECTION 3663. 230.06 (1) (L) of the statutes is amended to read:

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

11 *~~0412/P2.1~~*SECTION 3664. 230.08 (2) (e) 2m. of the statutes is amended to
12 read:

13 230.08 (2) (e) 2m. Children and families — ~~8~~ 9.

14 *~~0807/P6.372~~*SECTION 3665. 230.08 (2) (e) 4f. of the statutes is repealed.

15 *~~0807/P6.373~~*SECTION 3666. 230.08 (2) (e) 4g. of the statutes is created to
16 read:

17 230.08 (2) (e) 4g. Financial institutions and professional standards – 21.

18 *~~0610/P3.368~~*SECTION 3667. 230.08 (2) (e) 6. of the statutes is amended to
19 read:

20 230.08 (2) (e) 6. Workforce development — ~~9~~ 8.

21 *~~1059/9.114~~*SECTION 3668. 230.08 (2) (e) 8j. of the statutes is repealed.

22 *~~1098/P1.1~~*SECTION 3669. 230.08 (2) (e) 9m. of the statutes is amended to
23 read:

24 230.08 (2) (e) 9m. Public service commission — ~~8~~ 7.

25 *~~0807/P6.374~~*SECTION 3670. 230.08 (2) (e) 11m. of the statutes is repealed.

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1 *-0950/2.8*SECTION 3671. 230.08 (2) (g) of the statutes is amended to read:

2 230.08 (2) (g) One stenographer appointed by each elective executive officer,
3 except the secretary of state and the state treasurer; and one deputy or assistant
4 appointed by each elective executive officer, except the state treasurer, secretary of
5 state, attorney general, and superintendent of public instruction.

6 *-1195/P2.3*SECTION 3672. 230.08 (2) (sb) of the statutes is created to read:

7 230.08 (2) (sb) Solicitor general and deputy solicitor general positions in the
8 department of justice.

9 *-0807/P6.375*SECTION 3673. 230.08 (2) (v) of the statutes is repealed.

10 *-1117/P3.26*SECTION 3674. 230.08 (2) (wh) of the statutes is repealed.

11 *-1059/9.115*SECTION 3675. 230.08 (2) (xr) of the statutes is created to read:

12 230.08 (2) (xr) The administrator of the division of personnel management and
13 the director of the bureau of merit recruitment and selection in the department of
14 administration.

15 *-1059/9.116*SECTION 3676. 230.08 (2) (ya) of the statutes is repealed.

16 *-0807/P6.376*SECTION 3677. 230.08 (2) (yb) of the statutes is amended to
17 read:

18 230.08 (2) (yb) The director and the deputy director of, and legal counsel to, the
19 office of business development in the department of ~~administration~~ financial
20 institutions and professional standards.

21 *-1059/9.117*SECTION 3678. 230.08 (4) (c) of the statutes is amended to read:

22 230.08 (4) (c) Any proposal of a board, department or commission, as defined
23 in par. (a) and s. 15.01 (5), or of the historical society, for a change in the number of
24 positions enumerated in sub. (2) (e), before being submitted to the legislature, shall
25 first be submitted by the board, department or commission or by the historical society

1 for a separate review by the secretary of administration and by the ~~director~~
2 administrator. The secretary of administration's review shall include information
3 on the appropriateness of the proposed change with regard to a board's,
4 department's, commission's or society's current or proposed internal organizational
5 structure under s. 15.02 (4). The ~~director's~~ administrator's review shall include
6 information on whether the existing classified or existing or proposed unclassified
7 division administrator position involved is or would be assigned to pay range 1-18
8 or above in schedule 1, or a comparable level, of the compensation plan under s.
9 230.12. The results of these reviews shall be provided by the secretary of
10 administration and by the ~~director~~ administrator to the joint committee on finance
11 and the joint committee on employment relations at the same time that the board's,
12 department's, commission's or society's proposal is presented to either committee.

13 ***-1059/9.118*SECTION 3679.** 230.08 (7) of the statutes is amended to read:

14 230.08 (7) EXCEPTIONAL EMPLOYMENT SITUATIONS. The ~~administrator~~ director
15 shall provide, by rule, for exceptional methods and kinds of employment to meet the
16 needs of the service during periods of disaster or national emergency, and for other
17 exceptional employment situations such as to employ the mentally disabled, the
18 physically disabled and the disadvantaged.

19 ***-1059/9.119*SECTION 3680.** 230.08 (8) of the statutes is amended to read:

20 230.08 (8) AUDITING OF PAYROLLS. The ~~director~~ administrator shall audit the
21 payrolls of the classified and unclassified service, as necessary, to carry out this
22 subchapter.

23 ***-1059/9.120*SECTION 3681.** 230.09 (1) (intro.) of the statutes is amended to
24 read:

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1 230.09 (1) (intro.) The ~~director~~ administrator shall ascertain and record the
2 duties, responsibilities and authorities of, and establish grade levels and
3 classifications for, all positions in the classified service. Each classification so
4 established shall include all positions which are comparable with respect to
5 authority, responsibility and nature of work required. Each classification shall be
6 established to include as many positions as are reasonable and practicable. In
7 addition, each class shall:

8 *~~-1059/9.121~~*SECTION 3682. 230.09 (2) (a) of the statutes is amended to read:

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

14 *~~-1059/9.122~~*SECTION 3683. 230.09 (2) (am) of the statutes is amended to
15 read:

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

24 *~~-1059/9.123~~*SECTION 3684. 230.09 (2) (b) of the statutes is amended to read:

1 230.09 (2) (b) To accommodate and effectuate the continuing changes in the
2 classification plan as a result of the classification survey program and otherwise, the
3 ~~director~~ administrator shall, upon initial establishment of a classification, assign
4 that class to the appropriate pay rate or range, and may, upon subsequent review,
5 reassign classes to different pay rates or ranges. The ~~director~~ administrator shall
6 assign each class to a pay range according to the skill, effort, responsibility and
7 working conditions required for the class, without regard to whether the class is
8 occupied primarily by members of a certain gender or racial group. The ~~director~~
9 administrator shall give notice to appointing authorities to permit them to make
10 recommendations before final action is taken on any such assignment or
11 reassignment of classes.

12 *~~1059/9.124~~*SECTION 3685. 230.09 (2) (c) of the statutes is amended to read:

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

22 *~~1059/9.125~~*SECTION 3686. 230.09 (2) (d) of the statutes is amended to read:

23 230.09 (2) (d) If after review of a filled position the ~~director~~ administrator
24 reclassifies or reallocates the position, the ~~director~~ administrator shall determine

1 whether the incumbent shall be regraded or whether the position shall be opened to
2 other applicants.

3 *-1059/9.126*SECTION 3687. 230.09 (2) (g) of the statutes is amended to read:

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

19 *-1059/9.127*SECTION 3688. 230.09 (3) of the statutes is amended to read:

20 230.09 (3) The ~~director~~ administrator shall establish separate classifications
21 for career executive positions under s. 230.24 and rules governing the salary
22 administration of positions in such classifications.

23 *-1059/9.128*SECTION 3689. 230.12 (1) (a) 3. of the statutes is amended to
24 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.

4 *~~-1059/9.129~~***SECTION 3690.** 230.12 (1) (c) 2. of the statutes is amended to
5 read:

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

10 *~~-1059/9.130~~***SECTION 3691.** 230.12 (1) (d) of the statutes is amended to read:

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

15 *~~-1059/9.131~~***SECTION 3692.** 230.12 (3) (a) of the statutes is amended to read:

16 230.12 (3) (a) *Submission to the joint committee on employment relations.* The
17 ~~director~~ administrator shall submit to the joint committee on employment relations
18 a proposal for any required changes in the compensation plan. The proposal shall
19 include the amounts and methods for within range pay progression, for pay
20 transactions, and for performance awards. The proposal shall be based upon
21 experience in recruiting for the service, the principle of providing pay equity
22 regardless of gender or race, data collected as to rates of pay for comparable work in
23 other public services and in commercial and industrial establishments,
24 recommendations of agencies and any special studies carried on as to the need for
25 any changes in the compensation plan to cover each year of the biennium. The

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1 proposal shall also take proper account of prevailing pay rates, costs and standards
2 of living and the state's employment policies.

3 ~~*-1059/9.132*~~SECTION 3693. 230.12 (3) (ad) of the statutes is amended to read:

4 230.12 (3) (ad) *Timing of proposed changes.* Notwithstanding any other
5 statute, the ~~directer~~ administrator may delay timing for announcement or
6 implementation of any recommended changes in the compensation plan under this
7 section until after some or all of the collective bargaining agreements under subch.
8 V of ch. 111 for that biennium are negotiated. Any such action taken under this
9 paragraph is not appealable under s. 230.44.

10 ~~*-1059/9.133*~~SECTION 3694. 230.12 (3) (b) of the statutes is amended to read:

11 230.12 (3) (b) *Public hearing on the proposal; adoption of plan.* The ~~directer~~
12 administrator shall submit the proposal for any required changes in the
13 compensation plan to the joint committee on employment relations. The committee
14 shall hold a public hearing on the proposal. The proposal, as may be modified by the
15 joint committee on employment relations together with the unchanged provisions of
16 the current compensation plan, shall, for the ensuing fiscal year or until a new or
17 modified plan is adopted under this subsection, constitute the state's compensation
18 plan. Any modification of the ~~directer's~~ administrator's proposed changes in the
19 compensation plan by the joint committee on employment relations may be
20 disapproved by the governor within 10 calendar days. A vote of 6 members of the
21 joint committee on employment relations is required to set aside any such
22 disapproval of the governor.

23 ~~*-1059/9.134*~~SECTION 3695. 230.12 (3) (c) of the statutes is amended to read:

1 230.12 (3) (c) *Interim adjustments.* Subject to pars. (a) and (b), the ~~director~~
2 administrator may propose amendments to one or more parts of the compensation
3 plan at such times as the needs of the service require.

4 *~~0971/P5.642~~*SECTION 3696. 230.12 (3) (e) (title) of the statutes, as affected
5 by 2011 Wisconsin Act 32, is amended to read:

6 230.12 (3) (e) (title) ~~University of Wisconsin System employees; Wisconsin~~
7 *Technical College System senior executives.*

8 *~~1059/9.135~~*SECTION 3697. 230.12 (3) (e) 1. of the statutes, as affected by
9 2011 Wisconsin Act 32, is amended to read:

10 230.12 (3) (e) 1. The ~~director~~ administrator, after receiving recommendations
11 from the board of regents and the chancellor of the University of Wisconsin-Madison,
12 shall submit to the joint committee on employment relations a proposal for adjusting
13 compensation and employee benefits for University of Wisconsin System employees.
14 The proposal shall be based upon the competitive ability of the board of regents to
15 recruit and retain qualified faculty and academic staff, data collected as to rates of
16 pay for comparable work in other public services, universities and commercial and
17 industrial establishments, recommendations of the board of regents and any special
18 studies carried on as to the need for any changes in compensation and employee
19 benefits to cover each year of the biennium. The proposal shall also take proper
20 account of prevailing pay rates, costs and standards of living and the state's
21 employment policies. The proposal for such pay adjustments may contain
22 recommendations for across-the-board pay adjustments, merit or other
23 adjustments and employee benefit improvements. Paragraph (b) and sub. (1) (bf)
24 shall apply to the process for approval of all pay adjustments for University of
25 Wisconsin System employees. The proposal as approved by the joint committee on

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1 employment relations and the governor shall be based upon a percentage of the
2 budgeted salary base for University of Wisconsin System employees. The amount
3 included in the proposal for merit and adjustments other than across-the-board pay
4 adjustments is available for discretionary use by the board of regents.

5 ***-0971/P5.643*SECTION 3698.** 230.12 (3) (e) 1. of the statutes, as affected by
6 2015 Wisconsin Act (this act), is repealed.

****NOTE: This is reconciled s. 230.12 (3) (e) 1. This SECTION has been affected by
drafts with the following LRB numbers: LRB-0971/P4 and LRB-1059/7.

7 ***-1059/9.136*SECTION 3699.** 230.12 (3) (e) 2. of the statutes is amended to
8 read:

9 230.12 (3) (e) 2. The ~~director~~ administrator, after receiving recommendations
10 from the board of the Technical College System, shall submit to the joint committee
11 on employment relations a proposal for adjusting compensation and employee
12 benefits for employees under s. 20.923 (7). The proposal shall include the salary
13 ranges and adjustments to the salary ranges for the general senior executive salary
14 groups established under s. 20.923 (7). Paragraph (b) and sub. (1) (bf) shall apply
15 to the process for approval of all pay adjustments for such employees. The proposal
16 as approved by the joint committee on employment relations and the governor shall
17 be based upon a percentage of the budgeted salary base for such employees under s.
18 20.923 (7).

19 ***-0971/P5.644*SECTION 3700.** 230.12 (3) (e) 2. of the statutes, as affected by
20 2015 Wisconsin Act (this act), is renumbered 230.12 (3) (e).

****NOTE: This is reconciled s. 230.12 (3) (e) 2. This SECTION has been affected by
drafts with the following LRB numbers: LRB-0971/P4 and LRB-1059/7.

21 ***-1059/9.137*SECTION 3701.** 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.

17 *-1059/9.138*SECTION 3702. 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.

22 *-1059/9.139*SECTION 3703. 230.12 (7m) of the statutes is amended to read:

23 230.12 (7m) PAY ADJUSTMENT FILING REQUIREMENTS. Except as provided in the
24 rules of the ~~director~~ administrator and in the compensation plan, pay increases shall
25 be made only on the dates prescribed under sub. (8). Appointing authorities shall at

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1 such times each year as specified by the secretary file with the ~~director~~ administrator
2 and with the secretary of administration a list of employees showing their then
3 existing pay rates and their proposed new pay rates.

4 ***-1059/9.140*SECTION 3704.** 230.12 (9) of the statutes is amended to read:

5 230.12 (9) HEALTH INSURANCE PREMIUM CREDITS. The ~~director~~ administrator may
6 recommend to the joint committee on employment relations a program,
7 administered by the department of employee trust funds, that provides health
8 insurance premium credits to employees whose compensation is established under
9 this section or s. 20.923 (2) or (3). The health insurance premium credits shall be
10 used for the purchase of health insurance for a retired employee, or the retired
11 employee's surviving insured dependents; for an eligible employee under s. 40.02
12 (25) (b) 6e., or the eligible employee's surviving insured dependents; for an employee
13 who is laid off, but who is not on a temporary, school year, seasonal, or sessional
14 layoff, and his or her surviving insured dependents; and for the surviving insured
15 dependents of an employee who dies while employed by the state, and shall be based
16 on the employee's years of continuous service, accumulated unused sick leave and
17 any other factor recommended by the director. Credits granted under the program
18 to an employee who is laid off shall be available until the credits are exhausted, the
19 employee is reemployed by the state, or 5 years have elapsed from the date of layoff,
20 whichever occurs first. The approval process for the program is the same as that
21 provided under sub. (3) (b) and the program shall be incorporated into the
22 compensation plan under sub. (1).

23 ***-1059/9.141*SECTION 3705.** 230.14 (4) of the statutes is amended to read:

24 230.14 (4) The ~~administrator~~ director may charge an agency a fee to announce
25 any vacancy to be filled in a classified or unclassified position in that agency. Funds

1 received under this subsection shall be credited to the appropriation account under
2 s. 20.545 (1) ~~(ka)~~ 20.505 (1) (kn).

3 ***-1059/9.142*SECTION 3706.** 230.147 (3) of the statutes is amended to read:
4 230.147 (3) Notwithstanding subs. (1) and (2), the state fair park board shall
5 make every reasonable effort to employ in permanent full-time equivalent positions
6 persons who, at the time determined under sub. (4), receive aid under s. 49.19 or
7 benefits under s. 49.147 (3) to (5). The state fair park board shall consult with the
8 office division to assure that its efforts under this subsection comply with ch. 230.

9 ***-1059/9.143*SECTION 3707.** 230.15 (1) of the statutes is amended to read:
10 230.15 (1) Subject to the restriction under s. 230.143, appointments to, and
11 promotions in, the classified service shall be made only according to merit and
12 fitness, which shall be ascertained so far as practicable by competitive examination.
13 The ~~administrator~~ director may waive competitive examination for appointments
14 made under subs. (1m) and (2) and shall waive competitive examination for
15 appointments made under sub. (2m).

16 ***-1059/9.144*SECTION 3708.** 230.15 (1m) (b) (intro.) of the statutes is amended
17 to read:

18 230.15 (1m) (b) (intro.) Whenever a position is included in the classified service
19 under par. (a), the ~~director~~ administrator shall determine all of the following:

20 ***-1059/9.145*SECTION 3709.** 230.15 (1m) (c) of the statutes is amended to read:
21 230.15 (1m) (c) 1. Whenever a position is included in the classified service
22 under par. (a), the ~~administrator~~ director may waive the requirement for competitive
23 examination under sub. (1) with respect to the position and certify the incumbent
24 employee for appointment to the position in accordance with subd. 2.

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1 2. The ~~administrator~~ director may certify an incumbent employee as eligible
2 for appointment under subd. 1. if the ~~administrator~~ director determines on the basis
3 of sound personnel management practices that the incumbent is qualified for the
4 position included in the classified service.

5 3. If an employee is appointed after being certified under subd. 2., the
6 ~~administrator~~ director shall determine the employee's probationary status under s.
7 230.28, except that the employee shall receive credit toward his or her probationary
8 period for the time that the employee had been employed in the position immediately
9 prior to appointment.

10 *~~1059/9.146~~*SECTION 3710. 230.15 (2) of the statutes is amended to read:

11 230.15 (2) If a vacancy occurs in a position in the classified service when
12 peculiar and exceptional qualifications of a scientific, professional, or educational
13 character are required, and if presented with satisfactory evidence that for specified
14 reasons competition in such special cases is impracticable, and that the position can
15 best be filled by the selection of some designated person of high and recognized
16 attainments in such qualities, the ~~administrator~~ director may waive competition
17 requirements unless the vacancy is to be filled by promotion.

18 *~~1059/9.147~~*SECTION 3711. 230.15 (2m) of the statutes is amended to read:

19 230.15 (2m) If a vacancy occurs in a position in the classified service and the
20 ~~administrator~~ director is notified by an appointing authority that the position is to
21 be filled by a disabled veteran under s. 230.275, the ~~administrator~~ director shall
22 waive all competition requirements for filling the position.

23 *~~1059/9.148~~*SECTION 3712. 230.16 (1) (a) of the statutes is amended to read:

24 230.16 (1) (a) The ~~administrator~~ director shall require persons applying for
25 admission to any examination under this subchapter or under the rules of the

1 ~~administrator~~ director to file an application with the ~~division~~ bureau a reasonable
2 time prior to the proposed examination.

3 *~~1059/9.149~~*SECTION 3713. 230.16 (1) (am) of the statutes is amended to
4 read:

5 230.16 (1) (am) The ~~administrator~~ director may require in connection with the
6 application such supplementary work history, educational transcripts, statements
7 of physicians or others having knowledge of the applicant, as needed for qualification
8 evaluations.

9 *~~1059/9.150~~*SECTION 3714. 230.16 (1) (b) of the statutes is amended to read:

10 230.16 (1) (b) The ~~division~~ bureau shall furnish application forms without
11 charge to all persons requesting them.

12 *~~1059/9.151~~*SECTION 3715. 230.16 (2) of the statutes is amended to read:

13 230.16 (2) Competitive examinations shall be free and open to all applicants
14 who have fulfilled the preliminary requirements stated in the examination
15 announcement. To assure that all applicants have a fair opportunity to compete,
16 examinations shall be held at such times and places as, in the judgment of the
17 ~~administrator~~ director, most nearly meet the convenience of applicants and needs of
18 the service.

19 *~~1059/9.152~~*SECTION 3716. 230.16 (3) of the statutes is amended to read:

20 230.16 (3) The ~~administrator~~ director may appoint boards of examiners of at
21 least 2 persons for the purpose of conducting oral examinations as a part of the
22 examination procedure for certain positions. All board members shall be
23 well-qualified and impartial. All questions asked and answers made in any
24 examination of applicants shall be recorded and made a part of the records of the
25 applicants.

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1 *~~1059/9.153~~*SECTION 3717. 230.16 (5) of the statutes is amended to read:

2 230.16 (5) In the interest of sound personnel management, consideration of
3 applicants and service to agencies, the ~~administrator~~ director may set a standard for
4 proceeding to subsequent steps in an examination, provided that all applicants are
5 fairly treated and due notice has been given. The standard may be at or above the
6 passing point set by the ~~administrator~~ director for any portion of the examination.
7 The ~~administrator~~ director shall utilize appropriate scientific techniques and
8 procedures in administering the selection process, in rating the results of
9 examinations and in determining the relative ratings of the competitors.

10 *~~1059/9.154~~*SECTION 3718. 230.16 (6) of the statutes is amended to read:

11 230.16 (6) If any applicant is unable to complete the examination in the form
12 presented to the applicant due to a disability, the ~~division~~ bureau shall provide a
13 reader, an appropriate place to take the examination or other similar prerequisites
14 to ensure equality of opportunity in the examination.

15 *~~1059/9.155~~*SECTION 3719. 230.16 (7m) (b) (intro.) of the statutes is amended
16 to read:

17 230.16 (7m) (b) (intro.) The ~~office~~ division shall accept an application after its
18 due date from a veteran if all of the following apply:

19 *~~1059/9.156~~*SECTION 3720. 230.16 (7m) (c) of the statutes is amended to read:

20 230.16 (7m) (c) Within 30 days after acceptance of an application under par.
21 (b), the ~~office~~ division shall give the applicant an examination.

22 *~~1059/9.157~~*SECTION 3721. 230.16 (9) of the statutes is amended to read:

23 230.16 (9) The officials in control of state, municipal and county buildings,
24 upon requisition by the ~~administrator~~ director, shall furnish without charge
25 adequate rooms and building services for the administration of examinations.

1 ***-1059/9.158***SECTION 3722. 230.16 (11) of the statutes is amended to read:

2 230.16 (11) Records of examinations, including a transcript or recorded tape
3 of oral examinations, given under this subchapter shall be retained for at least one
4 year. Inspection of such records shall be regulated by rules of the ~~administrator~~
5 director.

6 ***-1059/9.159***SECTION 3723. 230.17 of the statutes is amended to read:

7 **230.17 Applicants and eligibles may be barred; bonds may be required.**

8 (1) The ~~administrator~~ director shall provide by rule, the conditions, not otherwise
9 provided by law, under which an applicant may be refused examination or
10 reexamination, or an eligible refused certification. These conditions shall be based
11 on sufficient reason and shall reflect sound technical personnel management
12 practices and those standards of conduct, deportment and character necessary and
13 demanded to the orderly, efficient and just operation of the state service.

14 (2) If the ~~administrator~~ director refuses to examine an applicant, or after an
15 examination to certify an eligible, as provided in this section, the ~~administrator~~
16 director, if requested by the applicant so rejected within 10 days of the date of receipt
17 of the notice of rejection, shall give the applicant a full and explicit statement of the
18 exact cause of such refusal to examine or to certify. Applicants may appeal to the
19 commission the decision of the ~~administrator~~ director to refuse to examine or certify
20 under s. 230.44 (1) (a). Upon request of an applicant or an eligible for a civil service
21 position who has a disability, the department of health services shall obtain from the
22 ~~administrator~~ director a detailed description of all duties entailed by such position
23 and shall determine and report its findings to the ~~administrator~~ director, as to the
24 ability of the applicant, or eligible, to perform the duties of such position. Such
25 findings shall be conclusive as to the qualifications of any applicant, or eligible, so

1 examined. A notice of rejection shall notify an applicant or eligible of his or her rights
2 under this subsection.

3 (3) When any position to be filled involves fiduciary responsibility, the
4 appointing authority shall conduct a criminal history background check before
5 offering employment to an applicant for the position. If otherwise permitted by law,
6 the appointing authority may require the appointee to furnish bond or other security,
7 and shall notify the ~~administrator~~ director of the amount and other details thereof.
8 Any surety company authorized to do business in this state shall be a sufficient
9 security on any such bond.

10 *-1059/9.160*SECTION 3724. 230.18 of the statutes is amended to read:

11 **230.18 Discrimination prohibited.** No question in any form of application
12 or in any examination may be so framed as to elicit information concerning the
13 partisan political or religious opinions or affiliations of any applicant nor may any
14 inquiry be made concerning such opinions or affiliations and all disclosures thereof
15 shall be discountenanced except that the ~~administrator~~ director may evaluate the
16 competence and impartiality of applicants for positions such as clinical chaplain in
17 a state institutional program. No discriminations may be exercised in the
18 recruitment, application, examination or hiring process against or in favor of any
19 person because of the person's political or religious opinions or affiliations or because
20 of age, sex, disability, race, color, sexual orientation, national origin or ancestry
21 except as otherwise provided.

22 *-1059/9.161*SECTION 3725. 230.19 (1) of the statutes is amended to read:

23 230.19 (1) The ~~administrator~~ director shall provide employees with reasonable
24 opportunities for career advancement, within a classified service structure designed

1 to achieve and maintain a highly competent work force, with due consideration given
2 to affirmative action.

3 *~~1059/9.162~~SECTION 3726. 230.19 (2) of the statutes is amended to read:

4 230.19 (2) If, in the judgment of the ~~administrator~~ director, the group of
5 applicants best able to meet the requirements for vacancies in positions in the
6 classified service are available within the classified service, the vacancies shall be
7 filled by competition limited to persons in the classified service who are not employed
8 under s. 230.26 or 230.27 and persons with the right of restoration resulting from
9 layoff under s. 230.34 (2), unless it is necessary to go outside the classified service to
10 be consistent with an approved affirmative action plan or program. The
11 ~~administrator~~ director may also limit competition for promotion to the employees of
12 an agency or an employing unit within an agency if the resulting group of applicants
13 would fairly represent the proportion of members of racial and ethnic, gender or
14 disabled groups in the relevant labor pool for the state.

15 *~~1059/9.163~~SECTION 3727. 230.21 (1) of the statutes is amended to read:

16 230.21 (1) Subject to s. 230.275, the ~~administrator~~ director may, to meet the
17 needs of the service, establish separate recruitment, examination and certification
18 procedures for filling positions in unskilled labor and service classes.

19 *~~1059/9.164~~SECTION 3728. 230.21 (1m) (a) (intro.) of the statutes is amended
20 to read:

21 230.21 (1m) (a) (intro.) If the ~~administrator~~ director uses the method of random
22 certification to determine which applicants for an unskilled labor or service position
23 will receive further consideration for the position, the ~~administrator~~ director shall
24 do all of the following:

1 *~~1059/9.165~~*SECTION 3729. 230.21 (1m) (b) of the statutes is amended to
2 read:

3 230.21 (1m) (b) If the ~~administrator~~ director uses the method of random
4 certification to determine which applicants for an unskilled labor or service position
5 will receive further consideration for the position and the appointing authority does
6 not select a veteran or a person the hiring of whom would serve affirmative action
7 purposes, the appointing authority shall make and retain a written record of the
8 appointing authority's reasons for selecting the person who was appointed. The
9 appointing authority shall make the written records available to the ~~office~~ division
10 and annually submit a report to the ~~office~~ division summarizing the reasons
11 contained in the written records.

12 *~~1059/9.166~~*SECTION 3730. 230.21 (2) of the statutes is amended to read:

13 230.21 (2) The ~~administrator~~ director may designate classifications in which
14 applicants are in critically short supply and may develop such recruitment,
15 examination and certification processes as will provide agencies with prompt
16 certification when qualified applicants can be found, provided that due notice has
17 been given and proper competitive standards have been maintained.

18 *~~1059/9.167~~*SECTION 3731. 230.21 (3) of the statutes is amended to read:

19 230.21 (3) The ~~administrator~~ director shall designate classifications in prison
20 industries in the department of corrections as critical positions requiring expeditious
21 hiring and shall develop such recruitment, examination and certification processes
22 as will provide the department with prompt certification when qualified applicants
23 can be found, provided that due notice has been given and proper competitive
24 standards have been maintained.

25 *~~1059/9.168~~*SECTION 3732. 230.213 of the statutes is amended to read:

1 **230.213 Affirmative action procedures for corrections positions.** The
2 administrator director may, to meet affirmative action objectives, establish such
3 recruitment, examination and certification procedures for positions in the
4 department of corrections as will enable the department of corrections to increase the
5 number of employees of a specified gender or a specified racial or ethnic group in
6 those positions. The administrator director shall design the procedures to obtain a
7 work force in the department of corrections that reflects the relevant labor pool. The
8 administrator director may determine the relevant labor pool from the population
9 of the state or of a particular geographic area of the state, whichever is more
10 appropriate for achieving the affirmative action objective.

11 ***-1059/9.169***SECTION 3733. 230.215 (3) (a) of the statutes is amended to read:

12 230.215 (3) (a) An agency may, with the approval of the ~~director~~ administrator
13 and with the approval of the secretary of administration under s. 16.50, restructure
14 budgeted permanent positions as such positions become vacant or if an employee
15 voluntarily requests a job-sharing or permanent part-time employment
16 opportunity. No employee occupying a full-time permanent position may be
17 involuntarily terminated, demoted, transferred or reassigned in order to restructure
18 that position for permanent part-time employment and no such employee may be
19 required to accept a permanent part-time position as a condition of continued
20 employment.

21 ***-1059/9.170***SECTION 3734. 230.215 (3) (b) of the statutes is amended to read:

22 230.215 (3) (b) If the ~~director~~ administrator, upon review of the report
23 submitted under sub. (4), determines that an agency's past or proposed actions
24 relating to permanent part-time employment opportunities do not adequately

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1 reflect the policy under sub. (1) (e), the ~~director~~ administrator may recommend
2 procedures designed to enable the agency to effect such policy.

3 ***-1059/9.171*SECTION 3735.** 230.215 (4) of the statutes is amended to read:

4 230.215 (4) REPORTS. Each agency, in complying with s. 15.04 (1) (d), shall
5 include a report on the progress or failure of the plans of such agency in achieving
6 the policies stated under sub. (1) and shall submit a copy of such report to the ~~director~~
7 administrator.

8 ***-1059/9.172*SECTION 3736.** 230.22 of the statutes is amended to read:

9 **230.22 Entry professional selection.** (1) The ~~director~~ administrator may
10 establish by rule an entry professional class program for use in a wide range of entry
11 professional positions.

12 (2) In connection with this program the ~~director~~ administrator may establish
13 separate classifications and corresponding pay provisions to provide agencies an
14 entry professional program, through which they can compete on campuses and in the
15 labor market for the best available applicants.

16 (3) Subject to s. 230.275, the ~~administrator~~ director may establish separate
17 recruitment, evaluation and certification procedures for certain entry professional
18 positions. Vacancies in entry professional positions may be limited to persons with
19 a degree from an institution of higher education, as defined in s. 108.02 (18), or a
20 degree under an associate degree program, as defined in s. 38.01 (1).

21 (4) The ~~administrator~~ director may provide for cooperative programs leading
22 to eligibility for permanent appointment in order to enable institutions of higher
23 education and agencies to attract and train the highest caliber of undergraduate or
24 graduate students for government employment.

25 ***-1059/9.173*SECTION 3737.** 230.24 (1) of the statutes is amended to read:

1 230.24 (1) The ~~director~~ administrator may by rule develop a career executive
2 program that emphasizes excellence in administrative skills in order to provide
3 agencies with a pool of highly qualified executive candidates, to provide outstanding
4 administrative employees a broad opportunity for career advancement and to
5 provide for the mobility of such employees among the agencies and units of state
6 government for the most advantageous use of their managerial and administrative
7 skills. To accomplish the purpose of this program, the ~~administrator~~ director may
8 provide policies and standards for recruitment, examination, probation,
9 employment register control, certification, transfer, promotion and reemployment,
10 and the director may provide policies and standards for classification and salary
11 administration, separate from procedures established for other employment. The
12 ~~director~~ administrator shall determine the positions which may be filled from career
13 executive employment registers.

14 *~~-1059/9.174~~*SECTION 3738. 230.24 (1m) of the statutes is amended to read:

15 230.24 (1m) The policy established by the ~~administrator~~ director under sub.
16 (1) that deals with probation shall provide the option of extending the probationary
17 period for individuals with disabilities, as defined in s. 111.32 (8), who are employees
18 in a manner consistent with s. 230.28 (1) (bm).

19 *~~-1059/9.175~~*SECTION 3739. 230.25 (1) of the statutes is amended to read:

20 230.25 (1) Appointing authorities shall give written notice to the ~~administrator~~
21 director of any vacancy to be filled in any position in the classified service. The
22 ~~administrator~~ director shall certify, under this subchapter and the rules of the
23 ~~administrator~~ director, from the register of eligibles appropriate for the kind and
24 type of employment, the grade and class in which the position is classified, any
25 number of names at the head thereof. In determining the number of names to certify,

1 the ~~administrator~~ director shall use statistical methods and personnel management
2 principles that are designed to maximize the number of certified names that are
3 appropriate for filling the specific position vacancy. Up to 2 persons considered for
4 appointment 3 times and not selected may be removed from the register for each 3
5 appointments made. Certification under this subsection shall be made before
6 granting any preference under s. 230.16 (7).

7 ***-1059/9.176*SECTION 3740.** 230.25 (1g) of the statutes is amended to read:

8 230.25 (1g) For every position to be filled by promotion from a promotional
9 register, the ~~administrator~~ director shall, after certifying names under sub. (1),
10 additionally certify the name of the highest ranked disabled veteran whose disability
11 is at least 70%.

12 ***-1059/9.177*SECTION 3741.** 230.25 (1n) (a) (intro.) of the statutes is amended
13 to read:

14 230.25 (1n) (a) (intro.) After certifying names under subs. (1), (1g) and (1m),
15 the ~~administrator~~ director may engage in expanded certification by doing one or
16 more of the following:

17 ***-1059/9.178*SECTION 3742.** 230.25 (1n) (b) of the statutes is amended to read:

18 230.25 (1n) (b) The ~~administrator~~ director may certify names under par. (a) 1.
19 or 2. only if an agency requests expanded certification in order to comply with an
20 approved affirmative action plan or program. The ~~administrator~~ director may certify
21 names under par. (a) 3. only if an agency requests expanded certification in order to
22 hire persons with a disability.

23 ***-1059/9.179*SECTION 3743.** 230.25 (1p) of the statutes is amended to read:

24 230.25 (1p) If an appointing authority appoints a person certified under this
25 section and the person is not a veteran, the spouse of a veteran or a person the hiring

1 of whom would serve affirmative action purposes, the appointing authority shall
2 make and retain a written record of the appointing authority's reasons for selecting
3 the person who was appointed. The appointing authority shall make the written
4 records available to the office division and annually submit a report to the office
5 division summarizing the reasons contained in the written records. The office
6 division shall annually prepare a report summarizing, for each agency, the reasons
7 contained in the records prepared by appointing authorities under this subsection.

8 *~~1059/9.180~~SECTION 3744. 230.25 (2) of the statutes is amended to read:

9 230.25 (2) (a) When certifying names to appointing authorities under this
10 section, the ~~administrator~~ director shall specify whether the certification includes
11 qualifying veterans or persons the hiring of whom would serve affirmative action
12 purposes, without divulging the names of those individuals. The ~~administrator~~
13 director shall not disclose any applicant's test score, with or without the addition of
14 veterans preference points under s. 230.16 (7), to the appointing authority.

15 (b) Unless otherwise provided in this subchapter or the rules of the
16 ~~administrator~~ director, appointments shall be made by appointing authorities to all
17 positions in the classified service from among those certified to them in accordance
18 with this section. Appointments shall be made within 60 days after the date of
19 certification unless an exception is made by the ~~administrator~~ director. If an
20 appointing authority does not make an appointment within 60 days after
21 certification, he or she shall immediately report in writing to the ~~administrator~~
22 director the reasons therefor. If the ~~administrator~~ director determines that the
23 failure to make an appointment is not justified under the merit system, the
24 ~~administrator~~ director shall issue an order directing that an appointment be made.

25 *~~1059/9.181~~SECTION 3745. 230.25 (3) (b) of the statutes is amended to read:

1 230.25 (3) (b) The ~~administrator~~ director may allow a register to expire after
2 3 months, but only after considering the impact of such an action on the policy of this
3 state to provide for equal employment opportunity and to take affirmative action, as
4 specified in s. 230.01 (2).

5 *~~1059/9.182~~*SECTION 3746. 230.25 (4) of the statutes is amended to read:

6 230.25 (4) (a) The ~~administrator~~ director may establish a new and separate
7 register for a specific position or class only when in the ~~administrator's~~ director's
8 judgment there is no appropriate existing register from which appointments may be
9 made.

10 (b) The ~~administrator~~ director may establish separate registers for various
11 geographic areas of the state if the needs of the service so require, provided proper
12 publicity has been given of the intent to establish such registers.

13 *~~1059/9.183~~*SECTION 3747. 230.25 (5) of the statutes is amended to read:

14 230.25 (5) Notwithstanding sub. (2) (a), if an appointing authority elects to
15 appoint a disabled veteran to a vacant position on a noncompetitive basis under s.
16 230.275 and the appointing authority has requested a certification for the position,
17 the ~~administrator~~ director shall provide the appointing authority the names of all
18 disabled veterans certified for appointment to the position and who satisfy the
19 condition specified in s. 230.275 (1) (a) and the names of all such disabled veterans
20 who are on any other employment register that is identified by the appointing
21 authority.

22 *~~1059/9.184~~*SECTION 3748. 230.26 (1) of the statutes is amended to read:

23 230.26 (1) The ~~administrator~~ director may provide by rule for selection and
24 appointment for limited term appointments, which are provisional appointments or
25 appointments for less than 1,044 hours per year.

1 ***-1059/9.185*SECTION 3749.** 230.26 (1m) of the statutes is amended to read:

2 230.26 (1m) An appointing authority may not appoint a person who is not a
3 state resident to a limited term appointment unless approved by the ~~administrator~~
4 director.

5 ***-1059/9.186*SECTION 3750.** 230.26 (2) of the statutes is amended to read:

6 230.26 (2) If there are urgent reasons for filling a vacancy in any position in
7 the classified service and the ~~administrator~~ director is unable to certify to the
8 appointing authority, upon requisition by the latter, a list of persons eligible for
9 appointment from an appropriate employment register, the appointing authority
10 may nominate a person to the ~~administrator~~ director for noncompetitive
11 examination. If the nominee is certified by the ~~administrator~~ director as qualified,
12 the nominee may be appointed provisionally to fill the vacancy until an appointment
13 can be made from a register established after announcement of competition for the
14 position, except that no provisional appointment may be continued for more than 45
15 working days after the date of certification from the register. Successive
16 appointments may not be made under this subsection. This subsection does not
17 apply to a person appointed to a vacant position in the classified service under s.
18 230.275.

19 ***-1059/9.187*SECTION 3751.** 230.26 (5) of the statutes is amended to read:

20 230.26 (5) If the ~~administrator~~ director determines that an agency is not in
21 compliance with the requirements of, or rules related to, sub. (1), (1m) or (2)
22 regarding a particular employee, the ~~administrator~~ director shall direct the
23 appointing authority to terminate the employee.

24 ***-1059/9.188*SECTION 3752.** 230.27 (1m) (b) of the statutes is amended to
25 read:

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1 230.27 (1m) (b) The ~~administrator~~ director may waive the prohibition under
2 par. (a) if there is a critical need for employees in a specific classification or position
3 or a critical shortage of residents of this state possessing the skills or qualifications
4 required for a position.

5 *~~1059/9.189~~*SECTION 3753. 230.27 (2) of the statutes is amended to read:

6 230.27 (2) Subject to s. 230.275, the ~~administrator~~ director may provide by rule
7 for the selection and appointment of a person to a project position.

8 *~~1059/9.190~~*SECTION 3754. 230.27 (2k) of the statutes is amended to read:

9 230.27 (2k) If an appointing authority selects, for a project position, a person
10 who is not a veteran or is not a person the hiring of whom would serve affirmative
11 action purposes, the appointing authority shall make and retain a written record of
12 the appointing authority's reasons for selecting the person who was appointed. The
13 appointing authority shall make the written records available to the ~~office~~ division
14 and annually submit a report to the ~~office~~ division summarizing the reasons
15 contained in the written records. The ~~office~~ division shall annually prepare a report
16 summarizing, for each agency, the information submitted by appointing authorities
17 under this subsection.

18 *~~1059/9.191~~*SECTION 3755. 230.275 (1) (d) of the statutes is amended to read:

19 230.275 (1) (d) The appointing authority notifies the ~~administrator~~ director in
20 writing that the position is to be filled with a disabled veteran on a noncompetitive
21 basis.

22 *~~1059/9.192~~*SECTION 3756. 230.28 (1) (a) of the statutes is amended to read:

23 230.28 (1) (a) All original and all promotional appointments to permanent,
24 sessional and seasonal positions, with the exception of those positions designated as
25 supervisor or management under s. 111.81, in the classified service shall be for a