

**2015 DRAFTING REQUEST**

**Assembly Amendment (AA-AB373)**

Received: 10/16/2015 Received By: fknepp  
For: Jim Steineke (608) 266-2418 Same as LRB:  
May Contact: By/Representing: Rusty  
Subject: Employ Pub - civil service Drafter: fknepp  
Addl. Drafters:  
Extra Copies:

Submit via email: YES  
Requester's email: Rep.Steineke@legis.wisconsin.gov  
Carbon copy (CC) to: fern.knepp@legis.wisconsin.gov  
rick.champagne@legis.wisconsin.gov

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Probationary periods, deadline for shared services plans, veteran preferences, and technical corrections

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**Instructions:**

SA1 to SB285 and exclude technical college system board from shared services provision

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	fknepp 10/16/2015		_____			
/P1		anienaja 10/16/2015	_____	lparisi 10/16/2015		
/1	fknepp	wjackson	_____	mbarman	mbarman	

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	10/19/2015	10/19/2015	_____	10/19/2015	10/19/2015	

FE Sent For:

<END>

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

LRBa0914/P1dn

FFK:...

*amr*

*- Date -*

1  
2 To Representative Steineke:

3 This amendment changes the general probationary period for appointments to  
4 permanent and seasonal positions in the classified service and the probationary period  
5 for employees in supervisory or management positions to one year with a possible  
6 extension of up to 12 additional months.

7 Fern Knepp  
8 Legislative Attorney  
9 (608) 261-6927  
10 fern.knepp@legis.wisconsin.gov



State of Wisconsin  
2015 - 2016 LEGISLATURE

RMR from  
a0852/1

LRBa0914/P1

In 10-16  
today

*notes*  
*(insert)*

a...  
FFK  
ann

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION  
ASSEMBLY AMENDMENT ,  
TO ASSEMBLY BILL 373**

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

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5 this subsection shall allow an appointing authority to accelerate progressive  
6 discipline if the inadequacy, unsuitability, or inferiority of the personal conduct or  
7 work performance for which an employee is being disciplined is severe.”.

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11 **5.** Page 12, line 10: delete lines 10 and 11 and substitute “~~that shall supersede~~  
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5 supervisor or management under s. 111.81, in the classified service shall be for a  
6 probationary period of ~~6 months~~ one year, but the director at the request of the  
7 appointing authority ~~and in accordance with the rules related thereto~~ may extend  
8 any such period for a maximum of ~~3~~ 12 additional months. Dismissal may be made  
9 at any time during such periods. Upon such dismissal, the appointing authority shall  
10 report to the director and to the employee removed, the dismissal and the reason  
11 therefor. The director may remove an employee during the employee’s probationary  
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13 such employee was appointed as a result of fraud or error.

14           **SECTION 66m.** 230.28 (1) (am) of the statutes is amended to read:

15           230.28 (1) (am) All probationary periods for employees in supervisory or  
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17 ~~waiver under par. (c) may be exercised for an employee in a supervisory position only~~  
18 ~~if the employee has successfully completed a supervisory development program~~  
19 ~~under s. 230.046 (2), but the director at the request of the appointing authority may~~  
20 extend any such period for a maximum of 12 additional months. However, persons  
21 who transfer or are reinstated to supervisory or management positions consistent  
22 with conditions under sub. (4) and who had previously obtained permanent status  
23 in class in a supervisory or management position prior to the transfer or  
24 reinstatement shall serve a probationary period in accordance with sub. (4).



1           **SECTION 68m.** 230.28 (1) (c) of the statutes, as affected by 2015 Wisconsin Act  
2 55, is amended to read:

3           230.28 (1) (c) Upon request by the appointing authority, the director may waive  
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5 one-year probationary period has been served.”.

6           **15.** Page 27, line 3: after that line insert:

7           “**SECTION 72m.** 230.32 (4) of the statutes, as affected by 2015 Wisconsin Act 55,  
8 is amended to read:

9           230.32 (4) Any person appointed to fill the position of an employee on such  
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11 and upon the return and reemployment of the original employee the substitute  
12 employee shall be transferred to a similar position with the same employing agency  
13 if one is available, or if not, he or she shall be eligible for reinstatement or have the  
14 right of restoration in accordance with ~~this subchapter~~ and the rules of the director.  
15 The status of any person who is appointed to fill the place of an employee on military  
16 or civilian leave under this section shall be governed by the rules of the director  
17 pursuant thereto.”.

18           **16.** Page 28, line 24: after that line insert:

19           “**SECTION 75m.** 230.34 (2) (intro.) of the statutes is amended to read:

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23 because of a reduction in force due to a stoppage or lack of work or funds or owing to  
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1 ~~probationary and limited term employees in the classes used for layoff, are~~  
2 ~~terminated.”.~~

3 **17.** Page 30, line 1: after “conduct” insert “at least”.

4 **18.** Page 32, line 23: delete “chapter” and substitute “subchapter”.

5 **19.** Page 33, line 13: delete the material beginning with “may” and ending  
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8 **20.** Page 33, line 24: delete “may file an appeal with the commission no later”  
9 and substitute “may not file an appeal with the commission under this paragraph  
10 later”.

11 **21.** Page 34, line 3: after “met” insert “by the employee or if the appointing  
12 authority’s appeal under this paragraph was not made in a timely manner”.

13 **22.** Page 34, line 20: delete “circumstance,” and substitute “circumstances,”.

14 **23.** Page 36, line 2: after that line insert:

15 “**SECTION 93m.** 2015 Wisconsin Act 55, section 9101 (5n) (c) is amended to read:

16 [2015 Wisconsin Act 55] Section 9101 (5n) (c) The secretary of administration  
17 shall submit ~~a plan~~ plans developed under paragraph (b) to the joint committee on  
18 finance for approval under section 13.10 of the statutes no later than March 1, 2016  
19 2017, for implementation beginning July 1, ~~2016~~ 2017.”.

20 **24.** Page 36, line 21: after “statutes.” insert “The administrator shall also  
21 submit any requested changes to the compensation plan under section 230.12 (1) of  
22 the statutes that result from the joint review under paragraph (a) 3. to the joint  
23 committee on employment relations no later than January 1, 2017.”.

Ins  
7-13

1           **25.** Page 37, line 1: delete lines 1 to 3 and substitute:

2           “(2m) HIRING PREFERENCES FOR VETERANS AND SPOUSES OF VETERANS. The  
3 treatment of section 230.25 (1g) of the statutes, the creation of section 230.25 (1m)  
4 (a) to (d) and (2) (am) of the statutes, and the renumbering and amendment of  
5 sections 230.16 (7) and 230.25 (1m) of the statutes first apply to a position that is  
6 posted on the effective date of this subsection.”.

7           **26.** Page 37, line 7: delete “(b),”.

8           **27.** Page 38, line 2: after that line insert:

9           “(2) SHARED SERVICES PLANS. The treatment of 2015 Wisconsin Act 55, section  
10 9101 (5n) (a), (b), and (c) takes effect on the day after publication.”.

11

(END)

**2015-2016 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBa0914/Plins  
FFK:...

*am*

**INS 7-13**

- ✓
- 1           **1.** Page 35, line 11: after "System" insert "and the technical college system
- 2       board".

**END INS 7-13**

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FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBa0914/P1dn  
FFK:amn

October 16, 2015

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Legislative Attorney  
(608) 261-6927  
fern.knepp@legis.wisconsin.gov

## **Knepp, Fern**

---

**From:** Schultz, Rusty  
**Sent:** Monday, October 19, 2015 2:28 PM  
**To:** LRB.Legal; Knepp, Fern  
**Subject:** RE: Draft review: LRB a0914/P1

This looks good, Fern. I'd like to move ahead and introduce this amendment – hopefully yet today.

Thanks,

Rusty

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**From:** LRB.Legal  
**Sent:** Friday, October 16, 2015 4:01 PM  
**To:** Rep.Steineke <Rep.Steineke@legis.wisconsin.gov>  
**Subject:** Draft review: LRB a0914/P1

**Following is the PDF version of draft LRB a0914/P1 and drafter's note.**



State of Wisconsin  
2015 - 2016 LEGISLATURE

In 10-19  
TODAY

No changes

LRBa0914/P1  
FFK:amh  
stays  
11  
RMA

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4 “(2m) HIRING PREFERENCES FOR VETERANS AND SPOUSES OF VETERANS. The  
5 treatment of section 230.25 (1g) of the statutes, the creation of section 230.25 (1m)  
6 (a) to (d) and (2) (am) of the statutes, and the renumbering and amendment of  
7 sections 230.16 (7) and 230.25 (1m) of the statutes first apply to a position that is  
8 posted on the effective date of this subsection.”.

9 **27.** Page 37, line 7: delete “(b),”.

10 **28.** Page 38, line 2: after that line insert:

11 “(2) SHARED SERVICES PLANS. The treatment of 2015 Wisconsin Act 55, section  
12 9101 (5n) (a), (b), and (c) takes effect on the day after publication.”.

13 (END)