State of Wisconsin
2007 – 2008 LEGISLATURE

SENATE AMENDMENT 1,

TO SENATE AMENDMENT 1,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

June 26, 2007 – Offered by Senator ROBSON.

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

2   **1.** Page 34, line 12: delete "121.136." and substitute "121.136.".".

3   **2.** Page 34, line 13: delete lines 13 to 16.

4   **3.** Page 99, line 1: after that line insert:

5   ""**SECTION 1873g.** 62.50 (18) of the statutes is amended to read:

6   62.50 **(18)** SALARY DURING SUSPENSION. No chief officer of either department or

7   member of the fire department may be deprived of any salary or wages for the period

8   of time suspended preceding an investigation or trial, unless the charge is sustained.

9   No member of the police force may be suspended ~~or discharged~~ under sub. (11) or (13)

10   without pay or benefits until the matter that is the subject of the suspension ~~or~~

1   ~~discharge~~ is disposed of by the board or the time for appeal under sub. (13) passes

2   without an appeal being made.".

3   **4.** Page 99, line 2: delete ""**SECTION**" and substitute "**SECTION**".

4   **5.** Page 143, line 2: after "municipality" insert "<u>, increased annually by $125</u>

5   <u>per person beginning in 2009</u>".

6   **6.** Page 145, line 9: after "county" insert "<u>, increased annually by $25 per</u>

7   <u>person beginning in 2009</u>".

8   **7.** Page 174, line 20: after that line insert:

9   "**SECTION 2667.** 111.70 (4) (cm) 5. of the statutes is amended to read:

10   111.70 **(4)** (cm) 5. 'Voluntary impasse resolution procedures.' In addition to the

11   other impasse resolution procedures provided in this paragraph, a municipal

12   employer and labor organization may at any time, as a permissive subject of

13   bargaining, agree in writing to a dispute settlement procedure, including

14   authorization for a strike by municipal employees or binding interest arbitration,

15   which is acceptable to the parties for resolving an impasse over terms of any

16   collective bargaining agreement under this subchapter. A copy of such agreement

17   shall be filed by the parties with the commission. If the parties agree to any form of

18   binding interest arbitration, the arbitrator shall give weight to the factors

19   enumerated under ~~subds. 7., 7g. and~~ <u>subd.</u> 7r.".

20   **8.** Page 177, line 9: after that line insert:

21   "**SECTION 2671.** 111.70 (4) (cm) 7. of the statutes is renumbered 111.70 (4) (cm)

22   7r. am. and amended to read:

23   111.70 **(4)** (cm) 7r. am. '~~Factor given greatest weight.~~' ~~In making any decision~~

24   ~~under the arbitration procedures authorized by this paragraph, the arbitrator or~~

1   arbitration panel shall consider and shall give the greatest weight to any Any state

2   law or directive lawfully issued by a state legislative or administrative officer, body

3   or agency which places limitations on expenditures that may be made or revenues

4   that may be collected by a municipal employer. The arbitrator or arbitration panel

5   shall give an accounting of the consideration of this factor in the arbitrator's or

6   panel's decision.

7   **SECTION 2672.** 111.70 (4) (cm) 7g. of the statutes is renumbered 111.70 (4) (cm)

8   7r. ar. and amended to read:

9   111.70 **(4)** (cm) 7r. ar. 'Factor given greater weight.' In making any decision

10   under the arbitration procedures authorized by this paragraph, the arbitrator or

11   arbitration panel shall consider and shall give greater weight to economic Economic

12   conditions in the jurisdiction of the municipal employer than to any of the factors

13   specified in subd. 7r.

14   **SECTION 2673.** 111.70 (4) (cm) 7r. (intro.) of the statutes is amended to read:

15   111.70 **(4)** (cm) 7r. 'Other factors Factors considered.' (intro.) In making any

16   decision under the arbitration procedures authorized by this paragraph, the

17   arbitrator or arbitration panel shall also give weight to the following factors:".

18   **9.** Page 197, line 19: delete "the parties jointly" and substitute "either party".

19   **10.** Page 206, line 4: delete lines 4 to 10 and substitute "$150".

20   **11.** Page 209, line 16: after that line insert:

21   "470m. Page 1241, line 18: after that line insert:

22   "**SECTION 2735w.** 119.46 (1) of the statutes is amended to read:

23   119.46 **(1)** As part of the budget transmitted annually to the common council

24   under s. 119.16 (8) (b), the board shall report the amount of money required for the

1   ensuing school year to operate all public schools in the city under this chapter, to

2   repair and keep in order school buildings and equipment, to make material

3   improvements to school property and to purchase necessary additions to school sites.

4   <u>The amount included in the report for the purpose of supporting the Milwaukee</u>

5   <u>Parental Choice Program under s. 119.23 shall be reduced by the amount of aid</u>

6   <u>received by the board under s. 121.136.</u> The common council shall levy and collect

7   a tax upon all the property subject to taxation in the city, which shall be equal to the

8   amount of money required by the board for the purposes set forth in this subsection,

9   at the same time and in the same manner as other taxes are levied and collected.

10   Such taxes shall be in addition to all other taxes which the city is authorized to levy.

11   The taxes so levied and collected, any other funds provided by law and placed at the

12   disposal of the city for the same purposes, and the moneys deposited in the school

13   operations fund under s. 119.60 (1), shall constitute the school operations fund.".".

14   **12.** Page 211, line 1: delete lines 1 to 24 and substitute:

15   ""**SECTION 2744gm.** 121.136 of the statutes is created to read:

16   **121.136 State aid for high-poverty school districts. (1)** (a) In the 2007−08

17   and 2008−09 school years, the department shall pay additional state aid to a school

18   district if at least 50 percent of the district's enrollment, as rounded to the nearest

19   whole percentage point and as reported to the department by the school district in

20   October 2006, as a condition for participation in the federal school lunch program

21   under 42 USC 1758 (b), was eligible for a free or reduced−price lunch in the federal

22   school lunch program under 42 USC 1758 (b).

23   (b) The amount paid to each eligible school district in the 2007−08 and 2008−09

24   fiscal years shall be determined as follows:

1   1. Divide the amount appropriated under s. 20.255 (2) (bb) by the total number

2   of pupils enrolled in all eligible school districts.

3   2. Multiply the quotient under subd. 1. by the number of pupils enrolled in the

4   school district.

5   **(2)** (a) In the 2009–10 school year and annually thereafter, the department

6   shall pay additional state aid to a school district if at least 50 percent of the district's

7   enrollment on the 3rd Friday of September in the immediately preceding

8   even–numbered year, as rounded to the nearest whole percentage point, was eligible

9   for a free or reduced–price lunch in the federal school lunch program under 42 USC

10   1758 (b).

11   (b) Except as provided in par. (c), the amount paid to each eligible school district

12   in the 2009–10 school year and annually thereafter shall be determined as follows:

13   1. Divide the amount appropriated under s. 20.255 (2) (bb) by the school

14   district's enrollment on the 3rd Friday of September in the current school year.

15   2. Increase the amount determined under subd. 1. by the percentage increase

16   in the total amount appropriated under s. 20.255 (2) (ac) between the previous school

17   year and the current school year, but not less than zero.

18   3. Increase the amount determined under subd. 2. by the percentage increase

19   in this state's aggregate personal income between the calendar year beginning in the

20   2nd previous school year and the calendar year beginning in the previous school year,

21   but not less than zero.

22   4. Multiply the amount determined under subd. 3. by the school district's

23   enrollment on the 3rd Friday of September in the current school year.

24   (c) 1. Beginning in the 2009–10 school year, an eligible school district may not

25   receive under par. (b) less than the amount determined by increasing the amount

1   received under this section in the previous school year by the percentage increases

2   specified in par. (b) 2. and 3.

3   2. Notwithstanding subd. 1., if in any fiscal year the amount appropriated

4   under s. 20.255 (2) (bb) is insufficient to fully fund aid payments under this

5   subsection, the department shall prorate payments to eligible school districts.".".

6   **13.** Page 213, line 2: substitute "following:" for "following:".".

7   **14.** Page 213, line 2: after that line insert:

8   "**SECTION 2749r.** 121.90 (2) (c) of the statutes is created to read:

9   121.90 **(2)** (c) For the school district operating under ch. 119, aid received under

10   s. 121.136.".".

11   **15.** Page 353, line 23: after "statutes" insert ", in fiscal year 2007–08,".

12   **16.** Page 376, line 23: after "(cm)" insert "5.,".

13   **17.** Page 376, line 23: after "and am.," insert "7., 7g., 7r. (intro.),".

14   **18.** Page 379, line 7: after that line insert:

15   "711g. Page 1667, line 12: after that line insert:

16   "(2i) DISCHARGE OF 1ST CLASS CITY POLICE OFFICERS. The treatment of section

17   62.50 (18) of the statutes first applies to a police officer who is discharged on the first

18   day of the 7th month beginning after the effective date of this subsection.".".

19   **19.** Page 379, line 16: delete "(ms)," and substitute "(ms) and (5)".

20   **20.** Page 379, line 17: delete "(by SECTION 282m)," and substitute "(by SECTION

21   282km)".

22   **21.** Page 379, line 19: delete lines 19 to 21.

23   **22.** Page 380, line 4: after "27m.," insert "28., and".

1   **23.** Page 380, line 4: delete ", and 72. (by SECTION 3465s)".

2   **24.** Page 380, line 12: delete the material beginning with "450.071" and

3   ending with "3530eg)," on line 13.

4   **(END)**