



State of Wisconsin
2007 - 2008 LEGISLATURE

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**SENATE AMENDMENT 2,
TO 2007 SENATE BILL 77**

May 9, 2007 – Offered by Senator S. FITZGERALD.

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

2 **1.** Page 1, line 3: after “law” insert “and limitations upon the use of moneys
3 derived from employment for political purposes”.

4 **2.** Page 3, line 7: after that line insert:

5 “SECTION 3g. 11.386 of the statutes is created to read:

6 **11.386 Use of moneys derived from employment for political purposes.**

7 (1) In this section, “employer” includes the state and every local governmental unit,
8 as defined in s. 16.97 (7).

9 (2) No employer or labor organization may increase the salary of an officer or
10 employee, or give an emolument to an officer, employee, or other person, with the
11 intention that the increase in salary, or the emolument, or a part of it, be used to make
12 a contribution or disbursement.

1 **(3)** No employer or labor organization may discriminate against an officer or
2 employee with respect to any term or condition of employment for failing to make a
3 contribution; failing to support or oppose a candidate, proposition, political party, or
4 committee; or supporting or opposing a candidate, proposition, political party, or
5 committee.

6 **(4)** No employer or other person who is responsible for the disbursement of
7 moneys in payment of wages or salaries may withhold any portion of an employee's
8 wages or salary for the purpose of making a contribution to a committee or for use
9 as a contribution to a committee except upon the written request of the employee.
10 Any such request shall be made on a form prescribed by the board informing the
11 employee of the prohibition under sub. (3). The request is valid for 12 months from
12 the date on which it is made by the employee unless the employer and employee agree
13 to an earlier termination date.

14 **(5)** Each person who withholds moneys under sub. (4) shall maintain open for
15 public inspection for a period of no less than 3 years from the date on which a
16 withholding occurs, during normal business hours, documents and books of accounts
17 which shall include a copy of each employee's request for withholding, the amounts
18 and dates on which moneys are withheld under the request, and the amounts and
19 dates on which moneys are transferred to any committee by the person. Each such
20 person shall deliver or transmit copies of such information to the board upon its
21 request.

22 **SECTION 3r.** 11.387 of the statutes is created to read:

23 **11.387 Use of deductions for payments to labor organizations.** (1) In
24 this section:

25 (a) "All-union agreement" has the meaning given under s. 111.02 (1).

1 (b) "Fair-share agreement" has the meaning given under s. 111.70 (1) (f) or
2 111.81 (9).

3 (2) No labor organization may use moneys derived from an all-union
4 agreement or a fair-share agreement that are paid by an individual who is not a
5 member of the organization for the purpose of making a contribution or
6 disbursement, unless authorized by the individual. Any authorization shall be made
7 in the manner provided under s. 11.386 (4)."

8 **3.** Page 3, line 11: after that line insert:

9 "SECTION 5m. Effective dates. This act takes effect on the day after
10 publication, except as follows:

11 (1) The treatment of section 11.387 of the statutes takes effect on the first day
12 of the 2nd month beginning after publication."

13 (END)