

State of Wisconsin



2021 Assembly Bill 828

Date of enactment:
Date of publication*:

2021 WISCONSIN ACT

AN ACT relating to: additional compensation and recruitment and retention benefits for correctional officers, youth counselors, and psychiatric care technicians.

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

SECTION 1. Nonstatutory provisions.

(1) ADDITIONAL COMPENSATION FOR CORRECTIONAL OFFICERS AND YOUTH COUNSELORS.

(a) *Definitions.* In this subsection:

1. "Correctional officer" means an individual classified as a correctional officer or correctional sergeant who is employed by the state and whose principal duty is the supervision of inmates at a state prison, as defined in s. 302.01, or the supervision of persons committed under s. 980.06 at the secure mental health facility established under s. 46.055 or the Wisconsin Resource Center established under s. 46.056.

2. "Youth counselor" means an individual classified as a youth counselor or youth counselor-advanced who is employed by the state and whose principal duty is the supervision of juveniles held in a juvenile correctional facility, as defined in s. 938.02 (10p).

(b) *Temporary compensation adjustments.* From the moneys allocated under sub. (3), the department of corrections shall do all of the following:

1. In calendar year 2022, provide additional compensation of \$2.00 per hour to each correctional officer and youth counselor.

2. In calendar year 2023 and in subsequent years, provide additional compensation of \$5.00 per hour to each correctional officer and youth counselor.

(c) *Recruitment and retention.* In addition to the additional compensation provided under par. (b), the department may use any moneys allocated under sub. (3) to provide overtime compensation, sign-on bonuses, longevity bonuses, or any other recruitment or retention benefit provided directly to correctional officers and youth counselors.

(d) *Expiration.* Notwithstanding any provision of a collective bargaining agreement under s. 111.91, the additional compensation provided under par. (b) 1. expires on December 31, 2022, and the additional compensation provided under par. (b) 2. expires when funding under sub. (3) is no longer available.

(e) *Report.* No later than January 15, 2025, the department of corrections shall submit a report to the joint committee on finance describing in detail the amount the department expended for additional compensation and recruitment and retention benefits under pars. (b) and (c).

(2) ADDITIONAL COMPENSATION FOR PSYCHIATRIC CARE TECHNICIANS.

(a) *Definitions.* In this subsection, "psychiatric care technician" means an individual classified as a psychi-

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

atric care technician or psychiatric care technician—advanced who is employed by the state and whose principal duties are performing individual treatment programming and maintaining internal security among individuals who are committed to any of the following:

1. The secure mental health facility established under s. 46.055.
2. The Wisconsin Resource Center established under s. 46.056.
3. The Mendota Juvenile Treatment Center established under s. 46.057.
4. The Winnebago Mental Health Institute.

(b) *Temporary compensation adjustments.* From the moneys allocated under sub. (3), the department of health services shall do all of the following:

1. In calendar year 2022, provide additional compensation of \$2.00 per hour to each psychiatric care technician.
2. In calendar year 2023 and in subsequent years, provide additional compensation of \$5.00 per hour to each psychiatric care technician.

(c) *Recruitment and retention.* In addition to the additional compensation provided under par. (b), the department of health services may use any moneys allocated under sub. (3) to provide overtime compensation, sign-on bonuses, longevity bonuses, or any other recruitment or retention benefit provided directly to psychiatric care technicians.

(d) *Expiration.* Notwithstanding any provision of a collective bargaining agreement under s. 111.91, the additional compensation provided under par. (b) 1. expires on December 31, 2022, and the additional compensation provided under par. (b) 2. expires when funding under sub. (3) is no longer available.

(e) *Report.* No later than January 15, 2025, the department of health services shall submit a report to the joint committee on finance describing in detail the amount the department expended for additional compensation and recruitment and retention benefits under pars. (b) and (c).

(3) FEDERAL ARPA FUNDS. Of the moneys the governor accepts from the federal government under s. 16.54 pursuant to section 602 of the federal Social Security Act as amended by the federal American Rescue Plan Act of 2021, P.L. 117-2, the governor shall allocate all of the following:

- (a) An amount sufficient to provide the additional compensation under subs. (1) (b) and (2) (b) and the recruitment and retention benefits under subs. (1) (c) and (2) (c) in calendar year 2022.
- (b) An amount sufficient to provide the additional compensation under subs. (1) (b) and (2) (b) and the recruitment and retention benefits under subs. (1) (c) and (2) (c) in calendar year 2023 and in subsequent years.