

No. 219, S.]

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CHAPTER 106

AN ACT to amend 16.39 and 16.42 (3); and to create 16.42 (4) of the statutes, relating to civil service, standard of compensation and prohibitions.

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

SECTION 1. 16.39 of the statutes is amended to read:

16.39 The chief examiner, under the direction of the commission and in co-operation with the county clerk (or county auditor, if any) and with the heads of the various departments, shall devise and recommend to the board of supervisors a standardized scale of wages and salaries for all county offices and positions in the classified service, said scale to be graduated according to the duties performed, the length of service and efficiency records of the officers or employes, *and the time of day or night such services are performed by the establishment of shifts.* The supervisors shall consider and act in some way upon this scale at the last meeting of said board in the month of October next following its recommendation, and if adopted it shall go into effect on the first day of January following its adoption, or at such other date as may be provided by law.

SECTION 2. 16.42 (3) of the statutes is amended to read:

16.42 (3) No county specified in s. 16.31 or any department, officer or employe thereof shall hire or employ a person, subject to civil service in such county, at a wage or salary less than that advertised by the civil service commission of such county for the position to be filled, nor shall such county, department, officer or employe pay, or cause to be paid, salaries or wages of different amounts to persons in the same classification and stage of advancement, unless such difference in salaries or wages shall be based on difference of work performed *or the time of day or night of performance of work;* provided that where there has been a general reclassification of title and compensation of positions the county board is authorized to provide by ordinance that persons having civil service tenure at the effective date of such reclassification and occupying positions which have been reclassified, so as to result in a decrease in compensation, may continue to serve under the position title as it existed prior to such reclassification and receive the compensation thereof according to the former range during their tenure, and in the event that such general reclassification shall result in a position being reclassified to a higher grade, and the present incumbent of such position shall not have or by examination attain eligibility for certification to such higher grade, the status and compensation of such incumbent shall be retained by him during his tenure of such position in conformity with civil service.

SECTION 3. 16.42 (4) of the statutes is created to read:

16.42 (4) The county board of any county specified in s. 16.31 is authorized to provide by ordinance the establishment of wage or salary differentials to collect shift differentials within one classification based upon the time of day or night of the performance of work.

Approved May 11, 1955.
