



EXECUTIVE ORDER # 19

Relating to Executive Order 172

WHEREAS, on October 6, 2006, Governor James Doyle signed Executive Order 172; and

WHEREAS, Executive Order 172 set forth that it was “solely a directive to the state agencies and “did not create contractual rights and obligations,” and it neither created any “third party beneficiary rights” nor any collective bargaining unit; and

WHEREAS, Executive Order 172 specifically required the Secretary of Department of Health and Family Services and the Secretary of the Department of Workforce Development to meet and confer with a recognized majority representative of family childcare providers in order to come to an agreement on issues of mutual concern; and

WHEREAS, those parties described above have met and conferred and entered into a signed Memorandum of Agreement on July 21, 2008; and

WHEREAS, the Memorandum of Agreement was also signed by the Secretary of the Department of Children and Families, which, upon its creation on July 1, 2008, assumed responsibility for regulation and licensing of family care centers and the Wisconsin Shares program, programs which were previously housed within the Department of Health and Family Services and the Department of Workforce Development; and

WHEREAS, the Memorandum of Agreement expires on June 30, 2011, but pursuant to the agreement, will automatically renew yearly unless either party gives written notice at least 60 days prior to its expiration date of its desire to amend, add, or subtract from the agreement; and

WHEREAS, affirmative, written executive direction, although not necessary, will be useful to inform all interested parties;

NOW THEREFORE, I, SCOTT WALKER, Governor of the State of Wisconsin, by virtue of the power vested in me by the Constitution and Laws of the State of Wisconsin, do hereby order the following:

1. Rescind Governor James Doyle Executive Order 172 and therefore no longer require any state agency to comply with its orders.
2. Direct all state agencies to honor and abide by any current contractual obligations as set forth in the Memorandum of Agreement executed on July 21, 2008.
3. Direct the Wisconsin Department of Children and Families, the Wisconsin Department of Health Services, and the Wisconsin Department of Workforce Development to jointly notify, at its earliest convenience and, therefore, prior to May 1, 2011, those appropriate parties that the State is not renewing the Memorandum of Agreement executed on July 21, 2008 between the Wisconsin Department of Health and Family Services and Wisconsin Department of Workforce Development and

Wisconsin Childcare providers together, American Federation of State, County, and Municipal Employees, AFSCME Councils 40 and 48, AFL-CIO.

4. Direct all State agencies that the Memorandum of Agreement discussed above is to remain in full force and effect until June 30, 2011, after which time no State Agency shall comply with the terms of that agreement.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the City of Madison this eleventh day of March, in the year two thousand eleven.



SCOTT WALKER
Governor

By the Governor:



DOUGLAS LA FOLLETTE
Secretary of State