



**ASSEMBLY AMENDMENT 3,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 750**

February 20, 2014 – Offered by Representatives BARCA, PASCH and HEBL.

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

2 **1.** Page 1, line 4: after “funds” insert “; limiting the pay of all governor’s
3 appointees;”.

4 **2.** Page 2, line 1: before that line insert:

5 “SECTION 1c. 20.923 (intro.) of the statutes is amended to read:

6 **20.923 Statutory salaries.** (intro.) The purpose of this section is to establish
7 a consistent and equitable salary setting mechanism for all elected officials,
8 appointed state agency heads, division administrators and other executive-level
9 unclassified positions. All such positions shall be subject to the same basic salary
10 establishment, implementation, modification, administrative control and
11 application procedures. The salary-setting mechanism contained in this section
12 shall be directed to establishing salaries that are determined on a comprehensive

1 systematic basis, bear equitable relationship to each other and to the salaries of
2 classified service subordinates, and be reviewed and established with the same
3 frequency as those of state employees in the classified service. No person who is
4 appointed to his or her position by the governor may be paid more than 10 times the
5 applicable hourly minimum wage under ch. 104 or under federal law, whichever is
6 greater, multiplied by 2,080.

7 **SECTION 1e.** 20.923 (1) of the statutes is amended to read:

8 20.923 (1) ESTABLISHMENT OF EXECUTIVE SALARY GROUPS. To this end, a
9 compensation plan consisting of 10 executive salary groups is established in
10 schedule one of the state compensation plan for the classified service from ranges 18
11 through 27. No salary range established above salary range 23 may be utilized in
12 the establishment and compensation of positions in the classified service without
13 specific approval of the joint committee on employment relations. The dollar value
14 of the salary range minimum and maximum for each executive salary group shall be
15 reviewed and established in the same manner as that provided for positions in the
16 classified service under s. 230.12 (3). The salary-setting authority of individual
17 boards, commissions, elective and appointive officials elsewhere provided by law is
18 subject to and limited by this section, and the salary rate for these positions upon
19 appointment and subsequent thereto shall be set by the appointing authority
20 pursuant to this section, except as otherwise required by article IV, section 26, of the
21 constitution, and except that no person who is appointed to his or her position by the
22 governor may be paid more than 10 times the applicable hourly minimum wage
23 under ch. 104 or under federal law, whichever is greater, multiplied by 2,080.

24 **SECTION 1g.** 20.923 (4) (intro.) of the statutes is amended to read:

1 20.923 (4) STATE AGENCY POSITIONS. (intro.) State agency heads, the
2 administrator of the division of merit recruitment and selection in the office of state
3 employment relations and commission chairpersons and members shall be identified
4 and limited in number in accordance with the standardized nomenclature contained
5 in this subsection, and shall be assigned to the executive salary groups listed in pars.
6 (a) to (h). Except for positions specified in pars. (c) 3m. and (g) 1e. and sub. (12), all
7 unclassified division administrator positions enumerated under s. 230.08 (2) (e)
8 shall be assigned, when approved by the joint committee on employment relations,
9 by the director of the office of state employment relations to one of 10 executive salary
10 groups. The joint committee on employment relations, by majority vote of the full
11 committee, may amend recommendations for initial position assignments and
12 changes in assignments to the executive salary groups submitted by the director of
13 the office of state employment relations. All division administrator assignments and
14 amendments to assignments of administrator positions approved by the committee
15 shall become part of the compensation plan. Whenever a new unclassified division
16 administrator position is created, the appointing authority may set the salary for the
17 position until the joint committee on employment relations approves assignment of
18 the position to an executive salary group. If the committee approves assignment of
19 the position to an executive salary group having a salary range minimum or
20 maximum inconsistent with the salary paid to the incumbent at the time of such
21 approval, the incumbent's salary shall be adjusted by the appointing authority to
22 conform with the committee's action, effective on the date of that action.
23 Notwithstanding the assignment of any person to an executive salary group listed
24 in pars. (a) to (h), no person who is appointed to his or her position by the governor
25 may be paid more than 10 times the applicable hourly minimum wage under ch. 104

1 or under federal law, whichever is greater, multiplied by 2,080. Positions are
2 assigned as follows:

3 **SECTION 1i.** 20.923 (10) of the statutes is amended to read:

4 20.923 (10) OFFICE OF THE GOVERNOR STAFF. The salary for key professional staff
5 of the office of the governor identified as office of the governor assistants, ~~other than~~
6 ~~the executive secretary, shall~~ may not exceed the maximum of the salary range for
7 ~~executive salary group 3-~~ 10 times the applicable hourly minimum wage under ch.
8 104 or under federal law, whichever is greater, multiplied by 2,080.

9 **SECTION 1k.** 20.923 (14) (a) of the statutes is amended to read:

10 20.923 (14) (a) Any adjustment of salary for any incumbent in a position
11 specified in subs. (4), (8), (9) and (12) is governed by the provisions of the
12 compensation plan concerning executive salary groups, as adopted by the joint
13 committee on employment relations under s. 230.12 (3) (b), and for a person
14 appointed to his or her position by the governor may not exceed 10 times the
15 applicable hourly minimum wage under ch. 104 or under federal law, whichever is
16 greater, multiplied by 2,080.”.

17 **3.** Page 2, line 1: delete “**SECTION 1**” and substitute “**SECTION 1r**”.

18 **4.** Page 3, line 21: after that line insert:

19 “(2m) PERSONS SERVING FIXED TERMS OF OFFICE. This act first applies to persons
20 subject to article IV, section 26, of the Wisconsin Constitution on the day on which
21 article IV, section 26, of the Wisconsin Constitution would permit an adjustment in
22 compensation.”.

23 (END)