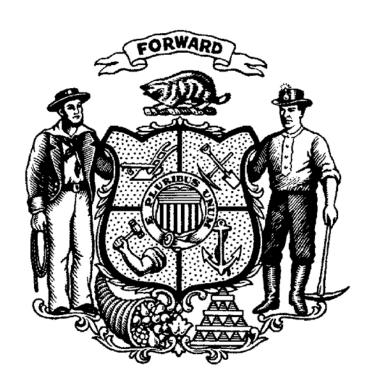
# State of Wisconsin

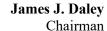
# **Employment Relations Commission**



Agency Budget Request 2023 – 2025 Biennium September 15, 2022

#### **Table of Contents**

Cover Letter	3
Description	4
Mission	5
Goals	6
Performance Measures	7
Organization Chart	9
Agency Total by Fund Source	10
Agency Total by Program	11
Agency Total by Decision Item (DIN)	12
Program Revenue and Balances Statement	13
Decision Items	14
Act 201	23





#### STATE OF WISCONSIN Employment Relations Commission

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September 15, 2022

The Honorable Tony Evers Office of the Governor 115 East, State Capitol Madison, WI 53702

Dear Governor:

Please find enclosed the Biennial Budget Request of the Wisconsin Employment Relations Commission for the 2021-23 biennium. Our budget request includes standard budget adjustment decision items only with no additional programs or personnel.

The Commission's budget request complies with all State Budget Office guidelines including Act 201 requirements. Please note that we can comply with the Act 201 directive only by significantly impacting the Commission's program responsibilities. We believe it is not advisable to reduce current GPR spending by the required 5% goal because it would impact our ability to maintain statutorily required programs.

We have made every effort to make the best use of program resources by utilizing budgeted revenues efficiently and effectively to fund the agency's mission and goals without compromising the quality of the agency's services to our clients.

We respectfully request your consideration and approval of our 2023-2025 biennial budget. We look forward to working with you, the Executive Office, and the Legislature throughout the budget process. Should you have any questions, please do not hesitate to contact me.

Respectfully Submitted, WISCONSIN EMPLOYMENT RELATIONS COMMISSION

James J. Daley Chairman

#### **AGENCY DESCRIPTION**

The commission consists of a chairperson, appointed by the Governor with the advice and consent of the Senate, for a six-year term.

The commission is charged with administering processes established by the Wisconsin Employment Peace Act, Municipal Employment Relations Act and State Employment Labor Relations Act (Subchapters I, IV and V of Chapter 111, Wisconsin Statutes) to avoid the costly consequences of strikes, lockouts and other interruptions of services and production. The commission's labor relations work includes conducting elections to determine bargaining units and bargaining representatives; issuing decisions regarding unfair labor practice, election, unit clarification and declaratory ruling cases; mediating collective bargaining disputes; and providing arbitration services for grievances arising over the interpretation and application of existing collective bargaining agreements. The commission also issues decisions regarding appeals of certain state personnel actions under s. 230.45(1), Wisconsin Statutes, and provides labor management consensus bargaining training, designed to enable the parties to work together to achieve common goals.

#### **MISSION**

The mission of the commission is to promote peaceful and harmonious labor-management relations by professionally and impartially administering Wisconsin's municipal, state, and private sector labor relations statutes to protect and promote the interrelated interests of the public, the employee and the employer. Through its administration of the statutes, the commission aims to provide taxpayers, labor, management and the public with cost-effective services that promote employment peace, employee freedom to choose whether to bargain collectively, uninterrupted production of goods and services, orderly and constructive employment relations, and efficient administration of state and local government.

#### PROGRAMS, GOALS, OBJECTIVES AND ACTIVITIES

#### **Program 1: Labor Relations**

Goal: Promptly, competently, and fairly address and resolve the parties' disputes in grievance arbitration, civil service, labor law complaints and election cases.

Objective/Activity: Work toward 100 percent timeline compliance for all decisions and awards.

Goal: Delivery of effective mediation services to municipal, state, and private sectors.

Objective/Activity: Provide timely and effective mediation services.

#### **PERFORMANCE MEASURES**

#### 2021 AND 2022 GOALS AND ACTUALS

	Performance Measure	Goal 2021	Actual 2021	Goal 2022	Actual 2022
1.	Percentage of mediation-type cases closed without interest arbitration award or fact-finding recommendation.	90%	87%	90%	93%
1.	Percentage of labor relations decisions and drafts issued by attorney-mediator staff, commissioners or commission in compliance with time guidelines.	90%	100%	90%	100%
1.	Percentage of grievance awards issued by attorney-mediator staff and commissioners in compliance with time guidelines.	85%	100%	85%	71%
1.	Percentage of personnel appeals and drafts issued by attorney-mediator staff, commissioners or commission in compliance with time guidelines.	90%	97%	90%	99%
1.	Percentage of cases with internal non-statutory timelines. Case types include grievance arbitration, impartial hearing officer, and draft/proposed decisions in elections and stat civil service appeals. <sup>1</sup>	90%	85%	90%	83%
1.	Percentage of cases with a statutory timeline. Case types include stat civil service appeals and statutory labor relations cases.	100%	97%	100%	93%

Note: Based on fiscal year.

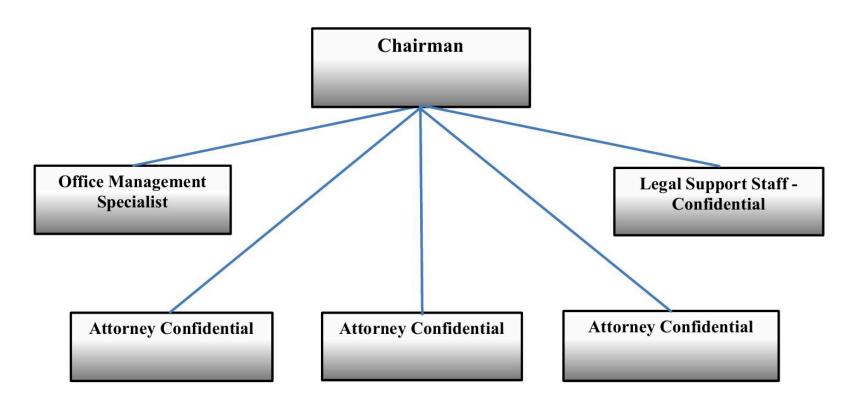
2023, 2024 AND 2025 GOALS

Prog. No.	Performance Measure	Goal 2023	Goal 2024	Goal 2025
1.	Percentage of mediation-type cases closed without interest arbitration award or fact-finding recommendation.	90%	90%	90%
1.	Percentage of labor relations decisions and drafts issued by attorney-mediator staff, commissioners or commission in compliance with time guidelines.	90%	90%	90%
1.	Percentage of grievance awards issued by attorney-mediator staff and commissioners in compliance with time guidelines.	85%	85%	85%
1.	Percentage of personnel appeals and drafts issued by attorney-mediator staff, commissioners or commission in compliance with time guidelines.	90%	90%	90%
1.	Percentage of cases with a statutory timeline. Case types include stat civil service appeals and statutory labor relations cases.	100%	100%	100%

Note: Based on fiscal year.

The commission has modified the prior performance measures to better focus on how successfully the commission and its staff meet all statutorily established deadlines for issuance of decisions (both in state civil service appeals and labor relations cases).

# Wisconsin Employment Relations Commission Organizational Chart



## **Agency Total by Fund Source**

#### **Employment Relations Commission**

				BIENNIAL SUMMARY							
Source of Funds		Prior Year Total	Adjusted Base	1st Year Total	2nd Year Total	1st Year FTE	2nd Year FTE	Base Year Doubled (BYD)	Biennial Request	Change From (BYD)	Change From BYD %
GPR	S	\$834,695	\$883,800	\$877,200	\$877,200	6.00	6.00	\$1,767,600	\$1,754,400	(\$13,200)	-0.70%
Total		\$834,695	\$883,800	\$877,200	\$877,200	6.00	6.00	\$1,767,600	\$1,754,400	(\$13,200)	-0.70%
PR	s	\$120,006	\$145,600	\$145,600	\$145,600	0.00	0.00	\$291,200	\$291,200	\$0	0.00%
Total		\$120,006	\$145,600	\$145,600	\$145,600	0.00	0.00	\$291,200	\$291,200	\$0	0.00%
Grand Total		\$954,701	\$1,029,400	\$1,022,800	\$1,022,800	6.00	6.00	\$2,058,800	\$2,045,600	(\$13,200)	-0.60%

## **Agency Total by Program**

#### **Employment Relations Commission**

			ANNUAL SUMMARY			BIENNIAL SUMMARY					
Source of Funds	S	Prior Year Total	Adjusted Base	1st Year Total	2nd Year Total	1st Year FTE	2nd Year FTE	Base Year Doubled (BYD)	Biennial Request	Change From (BYD)	Change From BYD %
01 Labor relations	·	•			•	•					
Non Federal											
GPR		\$834,695	\$883,800	\$877,200	\$877,200	6.00	6.00	\$1,767,600	\$1,754,400	(\$13,200)	-0.75%
	S	\$834,695	\$883,800	\$877,200	\$877,200	6.00	6.00	\$1,767,600	\$1,754,400	(\$13,200)	-0.75%
PR	-	\$120,006	\$145,600	\$145,600	\$145,600	0.00	0.00	\$291,200	\$291,200	\$0	0.00%
	S	\$120,006	\$145,600	\$145,600	\$145,600	0.00	0.00	\$291,200	\$291,200	\$0	0.00%
Total - Non Federa	al	\$954,701	\$1,029,400	\$1,022,800	\$1,022,800	6.00	6.00	\$2,058,800	\$2,045,600	(\$13,200)	-0.64%
	S	\$954,701	\$1,029,400	\$1,022,800	\$1,022,800	6.00	6.00	\$2,058,800	\$2,045,600	(\$13,200)	-0.64%
PGM 01 Total		\$954,701	\$1,029,400	\$1,022,800	\$1,022,800	6.00	6.00	\$2,058,800	\$2,045,600	(\$13,200)	-0.64%
GPR		\$834,695	\$883,800	\$877,200	\$877,200	6.00	6.00	\$1,767,600	\$1,754,400	(\$13,200)	-0.75%
	S	\$834,695	\$883,800	\$877,200	\$877,200	6.00	6.00	\$1,767,600	\$1,754,400	(\$13,200)	-0.75%
PR	-	\$120,006	\$145,600	\$145,600	\$145,600	0.00	0.00	\$291,200	\$291,200	\$0	0.00%
	s	\$120,006	\$145,600	\$145,600	\$145,600	0.00	0.00	\$291,200	\$291,200	\$0	0.00%
TOTAL 01		\$954,701	\$1,029,400	\$1,022,800	\$1,022,800	6.00	6.00	\$2,058,800	\$2,045,600	(\$13,200)	-0.64%
	S	\$954,701	\$1,029,400	\$1,022,800	\$1,022,800	6.00	6.00	\$2,058,800	\$2,045,600	(\$13,200)	-0.64%
AGENCY TOTAL		\$954,701	\$1,029,400	\$1,022,800	\$1,022,80	6.	00 6.	00 \$2,058,800	\$2,045,60	0 (\$13,20	0) -0.64%

# **Agency Total by Decision Item**

### **Employment Relations Commission**

Decision Item	1st Year Total	2nd Year Total	1st Year FTE	2nd Year FTE
2000 Adjusted Base Funding Level	\$1,029,400	\$1,029,400	6.00	6.00
3003 Full Funding of Continuing Position Salaries and Fringe Benefits	(\$6,600)	(\$6,600)	0.00	0.00
3011 Minor Transfers Within the Same Alpha Appropriation	\$0	\$0	0.00	0.00
TOTAL	\$1,022,800	\$1,022,800	6.00	6.00

# **Program Revenue**

	CODES	TITLES
DEPARTMENT	425	Employment Relations Commission
PROGRAM	01	Labor relations
SUBPROGRAM		
NUMERIC APPROPRIATION	34	Fees, collective bargaining training, publications, and appeals

Revenue and Expenditures	Prior Year Actuals	Base Year Estimate	1st Year Estimate	2nd Year Estimate
Opening Balance	\$115,305	\$166,049	\$198,549	\$212,949
Collected Revenue	\$170,750	\$160,000	\$160,000	\$160,000
Total Revenue	\$286,055	\$326,049	\$358,549	\$372,949
Expenditures	\$120,006	\$127,500	\$0	\$0
2000 Adjusted Base Funding Level	\$0	\$0	\$145,600	\$145,600
Total Expenditures	\$120,006	\$127,500	\$145,600	\$145,600
Closing Balance	\$166,049	\$198,549	\$212,949	\$227,349

### **Decision Item by Line**

Decision Item (DIN) - 2000

**Decision Item (DIN) Title - Adjusted Base Funding Level** 

NARRATIVE: Adjusted Base Funding Level

DEPARTMENT

CODES	TITLES
425	Employment Relations Commission
CODES	TITLES
2000	Adjusted Base Funding Level

**DECISION ITEM** 

	Expenditure Items	1st Year Cost	2nd Year Cost
01	Permanent Position Salaries	\$571,200	\$571,200
02	Turnover	\$0	\$0
03	Project Position Salaries	\$0	\$0
04	LTE/Misc. Salaries	\$11,000	\$11,000
05	Fringe Benefits	\$194,300	\$194,300
06	Supplies and Services	\$250,400	\$250,400
07	Permanent Property	\$2,500	\$2,500
08	Unallotted Reserve	\$0	\$0
09	Aids to Individuals & Organizations	\$0	\$0
10	Local Assistance	\$0	\$0
11	One-time Financing	\$0	\$0
12	Debt service	\$0	\$0
13		\$0	\$0
14		\$0	\$0
15		\$0	\$0
16		\$0	\$0
17	TOTAL	\$1,029,400	\$1,029,400
18	Project Positions Authorized	0.00	0.00
19	Classified Positions Authorized	5.00	5.00
20	Unclassified Positions Authorized	1.00	1.00

# **Decision Item by Numeric**

Program	Decision Item/Numeric	1st Year Total	2nd Year Total	1st Year FTE	2nd Year FTE
	2000 Adjusted Base Funding Level				
01	Labor relations				
	01 General program operations	\$883,800	\$883,800	6.00	6.00
	34 Fees, collective bargaining training, publications, and appeals	\$145,600	\$145,600	0.00	0.00
	Labor relations Sub Total	\$1,029,400	\$1,029,400	6.00	6.00
	Adjusted Base Funding Level Sub Total	\$1,029,400	\$1,029,400	6.00	6.00
	Agency Total	\$1,029,400	\$1,029,400	6.00	6.00

# **Decision Item by Fund Source**

Decision Item/Source of Funds		1st Year Total	2nd Year Total	1st Year FTE	2nd Year FTE
2000 Adjusted Base Funding Le	vel				
GPR	S	\$883,800	\$883,800	6.00	6.00
PR	S	\$145,600	\$145,600	0.00	0.00
Adjusted Base Funding Level Total		\$1,029,400	\$1,029,400	6.00	6.00
Agency Total	\$1,029,400	\$1,029,400	6.00	6.00	

### **Decision Item by Line**

Decision Item (DIN) - 3003

Decision Item (DIN) Title - Full Funding of Continuing Position Salaries & Fringe Benefits

NARRATIVE: Standard Budget Adjustment - Full Funding of Continuing Position Salaries & Fringe Benefits

DEPARTMENT

CODES	TITLES
425	Employment Relations Commission
CODES	TITLES

**DECISION ITEM** 

CODES	TITLES								
3003	Full Funding of Continuing Position Salaries and Fringe Benefits								

	Expenditure Items	1st Year Cost	2nd Year Cost
01	Permanent Position Salaries	(\$15,800)	(\$15,800)
02	Turnover	\$0	\$0
03	Project Position Salaries	\$0	\$0
04	LTE/Misc. Salaries	\$0	\$0
05	Fringe Benefits	\$9,200	\$9,200
06	Supplies and Services	\$0	\$0
07	Permanent Property	\$0	\$0
08	Unallotted Reserve	\$0	\$0
09	Aids to Individuals & Organizations	\$0	\$0
10	Local Assistance	\$0	\$0
11	One-time Financing	\$0	\$0
12	Debt service	\$0	\$0
13		\$0	\$0
14		\$0	\$0
15		\$0	\$0
16		\$0	\$0
17	TOTAL	(\$6,600)	(\$6,600)
18	Project Positions Authorized	0.00	0.00
19	Classified Positions Authorized	0.00	0.00
20	Unclassified Positions Authorized	0.00	0.00

# **Decision Item by Numeric**

Program	Decision Item/Numeric	1st Year Total	2nd Year Total	1st Year FTE	2nd Year FTE								
	3003 Full Funding of Continuing Position Salaries and Fringe Benefits												
01	Labor relations												
	01 General program operations	(\$6,600)	(\$6,600)	0.00	0.00								
	Labor relations Sub Total	(\$6,600)	(\$6,600)	0.00	0.00								
	Full Funding of Continuing Position Salaries and Fringe Benefits Sub Total	(\$6,600)	(\$6,600)	0.00	0.00								
	Agency Total	(\$6,600)	(\$6,600)	0.00	0.00								

# **Decision Item by Fund Source**

Decision Item/Source of F	unds	1st Year Total	2nd Year Total	1st Year FTE	2nd Year FTE					
3003 Full Funding of Continuing Position Salaries and Fringe Benefits										
GPR	S	(\$6,600)	(\$6,600)	0.00	0.00					
Full Funding of Continuing Posi Salaries and Fringe Benefits Tot		(\$6,600)	(\$6,600)	0.00	0.00					
Agency Total		(\$6,600)	(\$6,600)	0.00	0.00					

### **Decision Item by Line**

Decision Item (DIN) - 3011

#### Decision Item (DIN) Title - Minor Transfers Within the Same Alpha Appropriation

NARRATIVE: Standard Budget Adjustment - Minor Transfers Within the Same Alpha Appropriation

DEPARTMENT

CODES	TITLES
425	Employment Relations Commission
CODES	TITLES
3011	Minor Transfers Within the Same Alpha Appropriation

**DECISION ITEM** 

	Expenditure Items	1st Year Cost	2nd Year Cost
01	Permanent Position Salaries	\$0	\$0
02	Turnover	\$0	\$0
03	Project Position Salaries	\$0	\$0
04	LTE/Misc. Salaries	\$0	\$0
05	Fringe Benefits	\$0	\$0
06	Supplies and Services	\$2,500	\$2,500
07	Permanent Property	(\$2,500)	(\$2,500)
08	Unallotted Reserve	\$0	\$0
09	Aids to Individuals & Organizations	\$0	\$0
10	Local Assistance	\$0	\$0
11	One-time Financing	\$0	\$0
12	Debt service	\$0	\$0
13		\$0	\$0
14		\$0	\$0
15		\$0	\$0
16		\$0	\$0
17	TOTAL	\$0	\$0
18	Project Positions Authorized	0.00	0.00
19	Classified Positions Authorized	0.00	0.00
20	Unclassified Positions Authorized	0.00	0.00

# **Decision Item by Numeric**

Program	Decision Item/Numeric	1st Year Total	2nd Year Total	1st Year FTE	2nd Year FTE							
	3011 Minor Transfers Within the Same Alpha Appropriation											
01	Labor relations											
	01 General program operations	\$0	\$0	0.00	0.00							
	Labor relations Sub Total	\$0	\$0	0.00	0.00							
	Minor Transfers Within the Same Alpha Appropriation Sub Total	\$0	\$0	0.00	0.00							
	Agency Total	\$0	\$0	0.00	0.00							

# **Decision Item by Fund Source**

Decision Item/Source of F	unds	1st Year Total	2nd Year Total	1st Year FTE	2nd Year FTE
3011 Minor Transfers Within the	Same Alpha	Appropriation			
GPR	S	\$0	\$0	0.00	0.00
Minor Transfers Within the Same Appropriation Total	e Alpha	\$0	\$0	0.00	0.00
Agency Total		\$0	\$0	0.00	0.00

#### **Act 201**

Proposal under s. 16.42(4)(b)2.: 0% change in each fiscal year

FY: FY2024 & FY2025

Agency: WERC - 425

Exclusions: Federal Debt Service

Columns A-G were prepopulated for agencies to reflect state operations adjusted base and reductions agreed to by DOA and LFB. See Appendix H for instructions on how to complete these templates.

Proposed \$ and Proposed FTE columns reflect total agency proposed spending and positions for indicated fiscal year. These amounts should include standard budget adjustments (SBAs), any proposed reallocations or reductions to meet the target, and any other requests that the agency would want considered under this proposal.

Appropriations with zero dollars and zero FTEs are not loaded into the template. If you have any questions, contact your SBO analyst.

IF YOUR AGENCY PLANS TO TAKE THE SAME CUTS OVER BOTH YEARS, YOU SHOULD ONLY FILL OUT ONE GRID FOR 0% GROWTH AND ONE GRID FOR 5% REDUCTION, THEN CHANGE "FY24" TO "FY24 AND 25".

						(See Note 1)				]		(See No	ote 2)	Change from Adjusted Base						
	Approp	oriation	Fund	Adjusted B	ase	0% Change	Proposed Budget 2023-25		Proposed Budget 2023-25		Proposed Budget 2023-25		Item	Change from A	dj Base	Remove	SBAs	after Rem	oval of 9	SBAs
Agency	Alpha	Numeric	Source	\$	FTE	Target	Proposed \$	Proposed FTE	Ref.	\$	FTE	\$	FTE	\$		FTE				
425	1a	101	GPR	\$883,800.00	6.00	0	877,200	6.00		(6,600)	0.00	6,600	0.00		0	0.00				
425	1i	134	PR	\$145,600.00	0.00	0	145,600	0.00		0	0.00	0	0.00		0	0.00				
Totals				1,029,400	6.00	0	1,022,800	6.00		(6,600)	0.00	6,600	0.00		0	0.00				

Note 1: Reduction target must be met within state operations appropriations, but may be allocated across those appropriations and fund sources.

Note 2: Amounts should be SBAs (DINs 3001 - 3011) from agency request multiplied by -1.

Difference = 0
Should equal \$0

Target Reduction =

#### Items - Describe proposed changes (excl. SBAs) to reach target or other priorities of agency

The proposed budget reduces the adjusted base and does not include the standard budget adjustments. This change will impact the Commission negatively by limiting the agency's ability to maintain statutorily required programs.

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#### **Act 201**

Proposal under s. 16.42(4)(b)1.: 5% change in each fiscal year

FY: FY2024 & FY2025

Agency: WERC - 425

Exclusions: Federal

Debt Service

Columns A-G were prepopulated for agencies to reflect state operations adjusted base and reductions agreed to by DOA and LFB. See Appendix H for instructions on how to complete these templates.

Proposed \$ and Proposed FTE columns reflect total agency proposed spending and positions for indicated fiscal year. These amounts should include standard budget adjustments (SBAs), any proposed reallocations or reductions to meet the target, and any other requests that the agency would want considered under this proposal.

Appropriations with zero dollars and zero FTEs are not loaded into the template. If you have any questions, contact your SBO analyst.

IF YOUR AGENCY PLANS TO TAKE THE SAME CUTS OVER BOTH YEARS, YOU SHOULD ONLY FILL OUT ONE GRID FOR 0% GROWTH AND ONE GRID FOR 5% REDUCTION, THEN CHANGE "FY24" TO "FY24 AND 25".

	Appropriation		Fund	Adjusted Base		(See Note 1) 5% Reduction	Proposed Budget 2023-25 Item		Proposed Budget 2023-25		Change from A	dj Base	(See No Remove		Change from Adjuste after Removal of Si	
Agency	Alpha	Numeric	Source	\$	FTE	Target	Proposed \$	Proposed FTE	Ref.	\$	FTE	\$	FTE	\$	FTE	
425	1a	101	GPR	\$883,800.00	6.00	(44,200)	877,200	6.00		(6,600)	0.00	6,600	0.00	(51,500)	0.00	
425	1i	134	PR	\$145,600.00	0.00	(7,300)	145,600	0.00		0	0.00	0	0.00	0	0.00	
Totals				1,029,400	6.00	(51,500)	1,022,800	6.00		(6,600)	0.00	6,600	0.00	(51,500)	0.00	

Note 1: Reduction target must be met within state operations appropriations, but may be allocated across those appropriations and fund sources.

Note 2: Amounts should be SBAs (DINs 3001 - 3011) from agency request multiplied by -1.

Difference = 0
Should equal \$0

(51,500)

Target Reduction =

Items - Describe proposed changes (excl. SBAs) to reach target or other priorities of agency

The proposed budget reduces the adjusted base by 5%, as well as, removes standard budget adjustments. This change will impact the Commission to downsize staff by 1 attorney position and reduce the Commission's ability to provide the current base level of essential services to our regulated communities.

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