



## Legislation Text

---

File #: 190858, Version: 1

---

190858  
SUBSTITUTE 1

### THE CHAIR

A substitute ordinance relating to employee wages, benefits and regulations.

350-37-7 rc

350-40-7 rc

This ordinance authorizes the restoration of unused accumulated sick and disability leave and credit for prior service for vacation purposes when a former city employee is reinstated to a city position subject to s. 63.27, Wis. Stats.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 350-37-7 of the code is repealed and recreated to read:

### **350-37. Sick and Disability Leave.**

**7. TRANSFER, REINSTATEMENT.** a. Whenever an employee eligible for a sick and disability leave allowance leaves the service of one department of city government and accepts employment in another department of city government, the obligation for any accumulated sick and disability leave allowance shall be assumed by the new department. This provision shall also apply to an employee of the redevelopment authority of the city of Milwaukee who becomes an employee of the city.

b. Sick and disability leave shall automatically terminate on the date of retirement of the employee or on the date an ordinary disability allowance under the retirement system becomes effective.

c. Separation from the service by resignation or for cause shall cancel all unused accumulated sick and disability leave allowances. When an employee is reinstated to city employment, any unused accumulated sick and disability leave may be restored in accordance with the policy of the city's civil service commission. When a former city employee is reinstated to city employment in a position subject to s. 63.27, Wis. Stats., any unused accumulated sick and disability leave may be restored in accordance with the policy of the city's civil service commission as if the position was subject to the civil service commission.

Part 2. Section 350-40-7 of the code is repealed and recreated to read:

### **350-40. Vacations.**

**7. REINSTATEMENT AFTER RESIGNATION.** a. When an employee who has resigned from the city service applies for reinstatement, the city service commission may grant that employee credit for prior service with the city for vacation purposes if the situation should warrant that action.

b. When a former city employee who has resigned from the city service is reinstated to city employment in a position subject to s. 63.27, Wis. Stats., the former employee may be granted credit

for prior service with the city for vacation purposes if the situation should warrant that action in accordance with the policy of the city's civil service commission as if the position was subject to the civil service commission.

APPROVED AS TO FORM

---

Legislative Reference Bureau

Date: \_\_\_\_\_

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

---

Office of the City Attorney

Date: \_\_\_\_\_

Department of Employee Relations

Dana J. Zelazny

LRB175191-2

October 4, 2019