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(FORM UPDATED: 08/11/2010)

WISCONSIN STATE LEGISLATURE ...
PUBLIC HEARING - COMMITTEE RECORDS

2011-12

(session year)

Senate

(Assembly, Senate or Joint)

Committee on ... Labor, Public Safety, and Urban
Affairs (SC-LPSUA)

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
 - (**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
 - (**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

Present: (5) Senators Wanggaard, Grothman, Lazich, Wirch
and King.

Absent: (0) None.

Excused: (0) None.

Moved by Senator Lazich, seconded by Senator King that **Senate
Amendment 1** be recommended for introduction and adoption.

Ayes: (5) Senators Wanggaard, Grothman, Lazich,
Wirch and King.

Noes: (0) None.

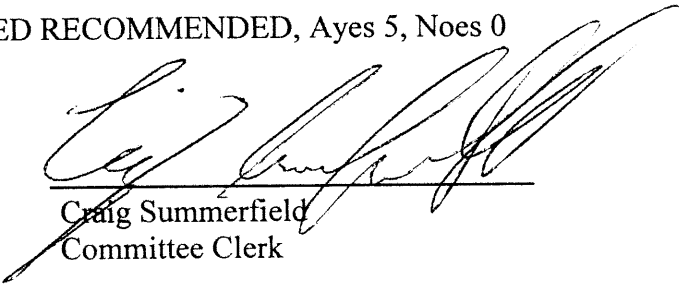
INTRODUCTION AND ADOPTION OF SENATE
AMENDMENT 1 RECOMMENDED, Ayes 5, Noes 0

Moved by Senator Wirch, seconded by Senator Lazich that **Senate
Bill 417** be recommended for passage as amended.

Ayes: (5) Senators Wanggaard, Grothman, Lazich,
Wirch and King.

Noes: (0) None.

PASSAGE AS AMENDED RECOMMENDED, Ayes 5, Noes 0



Craig Summerfield
Committee Clerk

Vote Record
Committee on Labor, Public Safety, and Urban Affairs

Date: 2/15/12

Moved by: WIRCH Seconded by: LAZICH

AB _____ SB 417 Clearinghouse Rule _____
 AJR _____ SJR _____ Appointment _____
 AR _____ SR _____ Other _____

A/S Amdt _____
 A/S Amdt _____ to A/S Amdt _____
 A/S Sub Amdt _____
 A/S Amdt _____ to A/S Sub Amdt _____
 A/S Amdt _____ to A/S Amdt _____ to A/S Sub Amdt _____

Be recommended for:
 Passage Adoption Confirmation Concurrence Indefinite Postponement
 Introduction Rejection Tabling Nonconcurrence

<u>Committee Member</u>	<u>Aye</u>	<u>No</u>	<u>Absent</u>	<u>Not Voting</u>
Senator Van Wanggaard, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Glenn Grothman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Mary Lazich	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Robert Wirch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Jessica King	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Totals:	<u>5</u>	<u>0</u>	_____	_____

Vote Record
Committee on Labor, Public Safety, and Urban Affairs

Date: 2/15/12

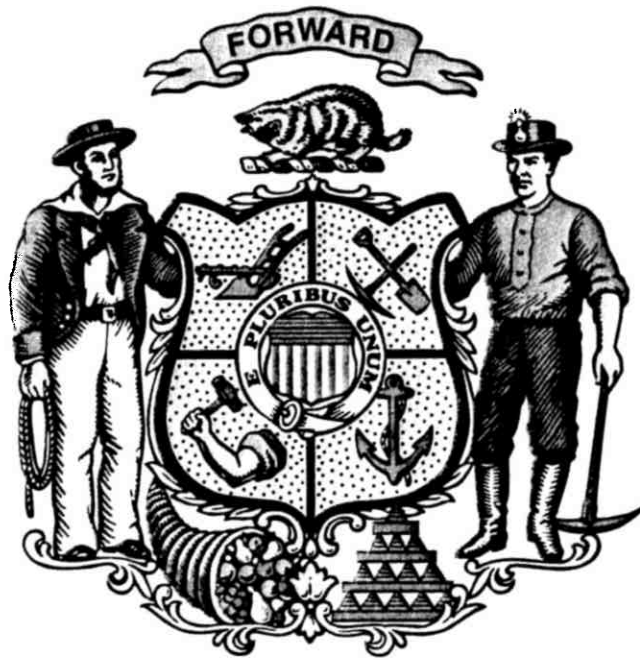
Moved by: LAZICH Seconded by: KWG

AB _____ SB 417 Clearinghouse Rule _____
 AJR _____ SJR _____ Appointment _____
 AR _____ SR _____ Other _____

A/S Amdt 1
 A/S Amdt _____ to A/S Amdt _____
 A/S Sub Amdt _____
 A/S Amdt _____ to A/S Sub Amdt _____
 A/S Amdt _____ to A/S Amdt _____ to A/S Sub Amdt _____

- Be recommended for:
- | | | | | |
|--|--|---------------------------------------|---|--|
| <input type="checkbox"/> Passage | <input checked="" type="checkbox"/> Adoption | <input type="checkbox"/> Confirmation | <input type="checkbox"/> Concurrence | <input type="checkbox"/> Indefinite Postponement |
| <input checked="" type="checkbox"/> Introduction | <input type="checkbox"/> Rejection | <input type="checkbox"/> Tabling | <input type="checkbox"/> Nonconcurrence | |

<u>Committee Member</u>	<u>Aye</u>	<u>No</u>	<u>Absent</u>	<u>Not Voting</u>
Senator Van Wanggaard, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Glenn Grothman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Mary Lazich	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Robert Wirch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Jessica King	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Totals:	<u>5</u>	<u>0</u>	_____	_____





WMC

WISCONSIN'S BUSINESS VOICE SINCE 1911

SB 417
file

WMC Board of Directors Resolution on Unemployment Insurance And Worker's Compensation Advisory Councils

Whereas: The Unemployment Insurance and the Worker's Compensation Advisory Councils have served as the primary policy making vehicles for their respective programs since the programs were established; and,

Whereas: The labor/management consensus that is the hallmark of the council process leads to beneficial stability and predictability in both the unemployment insurance and worker's compensation programs; and,

Whereas: The Wisconsin Manufacturers and Commerce has been a key participant in the policy making process of the councils since 1911.

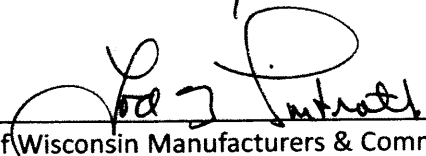
Now therefore be it resolved: That the Board of Directors of the Wisconsin Manufacturers and Commerce hereby urges the Wisconsin Legislature to maintain the tradition of policy making for unemployment insurance and worker's compensation through the advisory council process; and

Be it further resolved: That the WMC Board of Directors urges the Wisconsin Legislature to pass the consensus bills recommended by the councils and reject any other legislation relating to unemployment insurance or worker's compensation that has not been vetted and approved through the council process.

Be it further resolved: That the WMC Board of Directors send this resolution to: the members of the Wisconsin Legislature, Governor Scott Walker and Secretary of the Department of Workforce Development, Reggie Newson.

Certification of Secretary

I, TOD B LINSTRATH, Secretary of Wisconsin Manufacturers & Commerce, Inc., do hereby certify that the foregoing is a true and correct copy of an original resolution unanimously adopted by the Board of Directors of Wisconsin Manufacturers & Commerce, Inc. at their meeting on January 20, 2012.

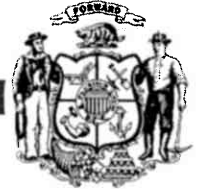

Secretary of Wisconsin Manufacturers & Commerce, Inc.

January 25, 2012
Date





Frank Lasee
WISCONSIN STATE SENATOR
FIRST SENATE DISTRICT



Assembly Committee on Labor and Workforce Development
and
Senate Committee on Labor, Public Safety and Urban Affairs

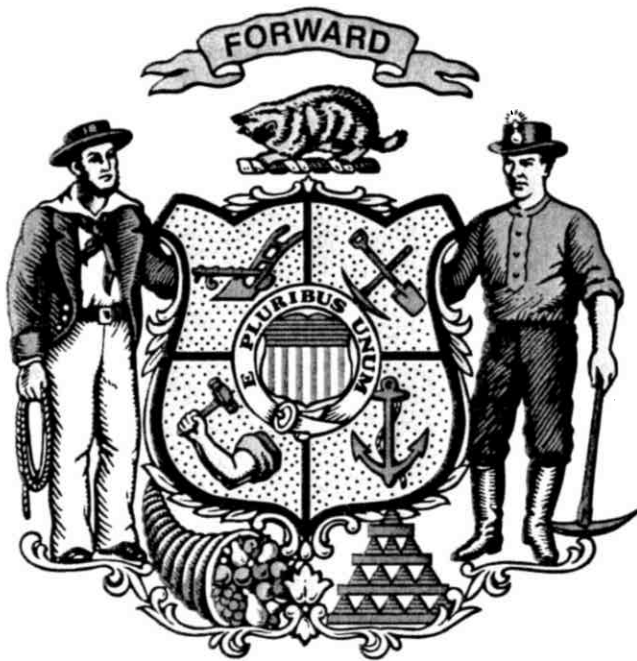
February 1, 2012

Dear Committee Members:

Senator Lasee supports AB 504 and SB 417 as a continued effort to reform unemployment insurance in Wisconsin. Special thanks to Rep Ballweg, Senator Wanggaard and the other legislators who spent time working on reforming unemployment insurance.

We would like the Committee to take up a work rule requirement for unemployment insurance so employees who steal, commit fraud, sleep on the job instead of working, are drinking, drunk or doing drugs on the job are not eligible for unemployment benefits. The work rule requirement could be offered as an amendment if the Committee would support that measure. A work rule requirement is the most important provision that protects employers from paying UI claims to employees who commit misconduct on the job.

Tony Urso
Executive Assistant
Office of Senator Frank Lasee



Hearing on AB 504 / SB 417 relating to changes in the unemployment insurance law.

Tuesday, February 1, 2012, 10:00AM
State Capitol – Room 412 East

Testimony provided by Georgia Maxwell, Executive Assistant

I come before you today to endorse the legislation before you on behalf of the Department of Workforce Development and the Unemployment Insurance Advisory Council. This is the second bill agreed upon by the council to come out of this legislative session and like the first, we believe it makes important changes to the state's unemployment law.

Those changes include:

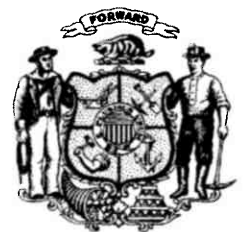
- Preventing an unemployment insurance claimant from receiving benefits if he/she is outside of the country for more than 48 hours.
- Allowing any currently licensed attorney in Wisconsin to be considered as a temporary reserve judge for the purposes of UI hearings.
- Conforming to federal law in requiring the 15% penalty assessed on fraudulent overpayments be paid into the Unemployment Insurance Reserve Fund beginning October 21st, 2013. This is the result of a law change in Congress passed last November.
- Reducing the interest rate for delinquent payments of unemployment insurance taxes from 12.0 percent per year to either prime rate plus two percentage points or 9.0 percent, whichever is greater. My colleague, Craig Barkelar will speak to this suggestion in further detail.
- Including language in the statutes that the decisions of Unemployment Insurance Appeal Tribunals must conform to applicable state and federal law.

The UI Advisory Council has given these provisions its stamp of approval. I hope you see fit to do the same.

I would like to introduce Mr. Craig Barkelar, Administrator of the UI Division, at this time. The two of us would be happy to answer any questions.



WISCONSIN STATE LEGISLATURE





IDENTICAL to SAI to SB 417

WISCONSIN LEGISLATIVE COUNCIL
AMENDMENT MEMO

2011 Assembly Bill 504	Assembly Amendment 1
<i>Memo published:</i> February 13, 2012 <i>Contact:</i> Jessica Karls-Ruplinger, Senior Staff Attorney (266-2230)	

2011 Assembly Bill 504 makes various changes to the unemployment insurance (UI) law, relating to concealment of benefit claim information, availability for work, interest on delinquent payments, and the composition and authority of appeal tribunals under the UI law.

For the change relating to interest on delinquent payments, the bill provides that if an employer is delinquent in making by the assigned due date any payment to the Department of Workforce Development required under UI law, the employer must pay interest on the delinquent payment at *that monthly rate that annualized is equal to 9% or to 2% more than the prime rate as published in the Wall Street Journal as of September 30 of the preceding year, whichever is greater*, for each month or fraction thereof that the employer is delinquent from the date such payment became due. Under current law, the interest rate on delinquent payments is *one percent per month*.

Further, the bill provides that the change relating to interest on delinquent payments first applies with respect to accrual of interest for the *first quarter* beginning after the bill's effective date.

Assembly Amendment 1 provides that the change relating to interest on delinquent payments first applies with respect to accrual of interest for the *fourth month* beginning after the bill's effective date.

Legislative History

Assembly Amendment 1 was offered by Representative Ballweg. On February 9, 2012, the Assembly Committee on Labor and Workforce Development recommended adoption of the amendment and recommended passage of Assembly Bill 504, as amended, on votes of Ayes, 8; Noes, 0.

JKR:ksm