
Modifications From Agency

February 28, 2019

The Honorable Warren Petryk
Room 103 West
State Capitol
Madison, WI 53708

The Honorable Stephen Nass
Room 10 South
State Capitol
Madison, WI 53707

Dear Representative Petryk and Senator Nass:

The Department of Workforce Development is submitting the attached revised rule (Clearinghouse No. 18-033) containing germane modifications as allowed under Wis. Stat. § 227.19 (4) (b) 3. The modifications represent changes to address content no longer necessary and provide clarity for readers.

The department made the following changes:

- Deleted Section 83 because modifications to section s. DWD 127.02 are no longer necessary due to statutory changes to Wis. Stats. Ch. 108 contained in 2017 Wisconsin Act 370, passed during the Extraordinary Session.
- Amended Section 84 because originally the language provided a cross-reference to s. DWD 127.02 (11) to identify circumstances of good cause. However, with the deletion of Section 83, the cross-reference is no longer correct drafting; therefore, the list of circumstances for good cause is now included in s. DWD 127.06 (2) for clarity and reader ease.

Amended Section 84 now reads:

Section 84. DWD 127.06 (2) is renumbered DWD 127.06 (2) (intro.) and as renumbered, is amended to read:

DWD 127.06 (2) (intro.) A claimant shall be ineligible for benefits in any given week in which the department determines that the claimant failed, without justifiable good cause, to comply with the requirements under sub. (1). Good cause under this section shall include any of the following:

- (a) The claimant is summoned to serve as a prospective or impaneled juror.
- (b) The claimant is enrolled in and satisfactorily participating in a course of training approved by the department, in a work share program under s. 108.062 (10m), Stats., in a self-employment assistance program, or in another program established under state or federal law and the program provides that claimants who participate in the program shall be waived by the department from work search requirements.
- (c) The claimant is employed.
- (d) The claimant is attending a job interview.
- (e) Circumstances that the department determines are beyond the claimant's control.

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Please contact Janell Knutson, Bureau of Legal Affairs Director, Division of Unemployment Insurance at (608) 266-1639 with any questions.

Sincerely,

Danielle Williams
Assistant Deputy Secretary

cc: Assembly Chief Clerk
Senate Chief Clerk