

BILL HISTORY FOR ASSEMBLY BILL 329 (LRB -1109)

An Act to create 40.05 (4g) of the statutes; relating to: payment of health insurance premiums for state employes activated for military duty in the U.S. armed forces. (FE)

1999

| | | | |
|--------|----|---|-----|
| 05-06. | A. | Introduced by Representatives Kreibich, Nass, Schneider, Musser, Kelso, Ladwig, Owens, Hahn, Sykora, Miller, Brandemuehl, Powers, Montgomery, Gunderson, Albers, Gronemus, Rhoades, Cogs, Goetsch, Plouff, Freese, Spillner, Turner, Ryba, Hundertmark, Klusman, Boyle, Lassa, Waukau, Bock, Kreuser, Huber, Young, Olsen, Pettis, Plale, F. Lasee, Reynolds and Grothman; cosponsored by Senators Moen, Fitzgerald, Schultz, Darling, Roessler, Grobschmidt, Welch, Wirch, Zien, Rosenzweig, Panzer, Clausing, Breske, Drzewiecki, Baumgart and Erpenbach, by request of Wisconsin Department of Veterans Affairs. | |
| 05-06. | A. | Read first time and referred to committee on Veterans and Military Affairs | 164 |
| 05-11. | A. | Emergency statement attached by Governor pursuant to s. 16.47 (2) Wisconsin Statutes | 176 |
| 05-18. | A. | Public hearing held. | |
| 05-18. | A. | Executive action taken. | |
| 05 18. | A. | Report passage recommended by committee on Veterans and Military Affairs, Ayes 9, Noes 0 | 194 |
| 05-18. | A. | Referred to calendar | 194 |
| 05-19. | A. | Rules suspended to withdraw from calendar of 5-20-1999 and take up | 197 |
| 05-19. | A. | Read a second time | 197 |
| 05-19. | A. | Assembly amendment 1 offered by Representative Musser (LRB fl2) | 197 |
| 05-19. | A. | Assembly amendment 1 adopted | 202 |
| 05-19. | A. | Ordered to a third reading | 202 |
| 05-19. | A. | Rules suspended | 202 |
| 05-19. | A. | Read a third time and passed , Ayes 99, Noes 0 | 202 |
| 05-19. | A. | Ordered immediately messaged | 202 |
| 05-20. | S. | Received from Assembly | 156 |
| 05-20. | S. | Read first time and referred to committee on Health, Utilities, Veterans and Military Affairs | 157 |
| 05-20. | S. | Fiscal estimate received. | |
| 06-28. | S. | Fiscal estimate received. | |
| 11-09. | S. | Rules suspended to withdraw from committee on Health, Utilities, Veterans and Military Affairs and take up | 332 |
| 11-09. | S. | Placed on the calendar of 11-9-1999 following Senate Bill 149 | 332 |
| 11-09. | S. | Read a second time | 333 |
| 11-09. | S. | Referred to joint committee on Finance | 333 |
| 11-09. | S. | Withdrawn from joint committee on Finance and taken up | 333 |
| 11-09. | S. | Ordered to a third reading | 333 |
| 11-09. | S. | Rules suspended | 333 |
| 11-09. | S. | Read a third time and concurred in , Ayes 33, Noes 0 | 333 |
| 11-09. | S. | Ordered immediately messaged | 335 |
| 11-10. | A. | Received from Senate concurred in. | |

**1999
ENROLLED BILL**

99en AB-329

ADOPTED DOCUMENTS:

Orig Engr SubAmdt

99 - 110912

Amendments to above (if none, write "NONE"): AA1

Corrections - show date (if none, write "NONE"): none

Topic

Health insurance premiums for
state employees activated for military
duty in the U.S. armed forces

11/10/99

Date

Patricia Lyman

Enrolling Drafter

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State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-1109/2

RAC;jlg:km

1999 ASSEMBLY BILL 329

May 6, 1999 – Introduced by Representatives KREIBICH, NASS, SCHNEIDER, MUSSER, KELSO, LADWIG, OWENS, HAHN, SYKORA, MILLER, BRANDEMUEHL, POWERS, MONTGOMERY, GUNDERSON, ALBERS, GRONEMUS, RHOADES, COGGS, GOETSCH, PLOUFF, FREESE, SPILLNER, TURNER, RYBA, HUNDERTMARK, KLUSMAN, BOYLE, LASSA, WAUKAU, BOCK, KREUSER, HUBER, YOUNG, OLSEN, PETTIS, PLALE, F. LASEE, REYNOLDS and GROTHMAN, cosponsored by Senators MOEN, FITZGERALD, SCHULTZ, DARLING, ROESSLER, GROBSCHMIDT, WELCH, WIRCH, ZIEN, ROSENZWEIG, PANZER, CLAUSING, BRESKE, DRZEWIECKI, BAUMGART and ERPENBACH, by request of Wisconsin Department of Veterans Affairs. Referred to Committee on Veterans and Military Affairs.

AN ACT to create 40.05 (4g) of the statutes; **relating to:** payment of health insurance premiums for state employes activated for military duty in the U.S. armed forces.

Analysis by the Legislative Reference Bureau

This bill requires the state to pay the employer contributions for any state employe who is activated to serve on military duty in the U.S. armed forces, other than for training purposes. To qualify for the payment of employer contributions for health insurance under the bill, the employe must be insured under the state health insurance program on the day on which he or she is activated to serve on active duty in the U.S. armed forces and he or she must have been granted a military leave of absence by the state. Under the bill, the state is required to pay such employer contributions and is also required to reimburse any state employe who has paid the employer contributions for health insurance. Finally, the bill provides that the state may not pay more than 12 months of employer contributions for health insurance for the state employes who are activated to serve in the U.S. armed forces.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

ASSEMBLY BILL 329**SECTION 1**

SECTION 1. 40.05 (4g) of the statutes is created to read:

40.05 (4g) PAYMENT OF HEALTH INSURANCE PREMIUMS FOR STATE EMPLOYEES ACTIVATED FOR MILITARY DUTY IN THE U.S. ARMED FORCES. (a) In this subsection, “eligible employe” means a state employe to whom all of the following apply:

1. On or after April 15, 1999, is activated to serve on military duty in the U.S. armed forces, other than for training purposes.

2. On the date on which he or she is activated to serve on active duty in the U.S. armed forces, is insured and is receiving employer contributions for health insurance premiums under sub. (4).

3. On the date on which he or she is activated, is either a member of the Wisconsin national guard or a member of a reserve component of the U.S. armed forces or is recalled to active military duty from inactive reserve status.

4. Has received a military leave of absence under s. 230.32 (3) (a) or 230.35 (3), under a collective bargaining agreement under subch. V of ch. 111 or under rules promulgated by the secretary of employment relations or is eligible for reemployment with the state under s. 45.50 after completion of his or her service in the U.S. armed forces.

(b) 1. Notwithstanding sub. (4) and s. 40.51 (2), an eligible employe who is not insured after the date on which he or she is activated to serve on active duty in the U.S. armed forces may have his or her health insurance reinstated during the period in which he or she is serving on active duty in the U.S. armed forces without furnishing evidence of insurability satisfactory to the insurer and may receive employer contributions under par. (c) if the eligible employe or the eligible employe’s designated representative makes a written election to have his or her health insurance reinstated and to receive employer contributions under par. (c) and pays

ASSEMBLY BILL 329

any employe contributions that are required to be paid under sub. (4) toward the premium payments.

2. Notwithstanding sub. (4), an eligible employe who is insured after the date on which he or she is activated to serve on active duty in the U.S. armed forces may receive employer contributions under par. (c) during the period in which he or she is serving on active duty in the U.S. armed forces if the eligible employe or the eligible employe's designated representative makes a written election to receive employer contributions under par. (c) and pays any employe contributions that are required to be paid under sub. (4) toward the premium payments.

3. An eligible employe or his or her designated representative shall make an election under subd. 1. or 2. on a form provided by his or her employer not later than 60 days after the date on which the eligible employe begins to serve on active duty for the U.S. armed forces.

4. The group insurance board shall include the period under subd. 3. in any applicable enrollment period under the state health insurance plan for eligible employes who are not insured.

(c) Notwithstanding sub. (4) and s. 40.51 (2), the employer of an eligible employe who makes or whose designated representative makes an election under par. (b) shall pay employer contributions toward the premium payments of the eligible employe during the period in which the eligible employe is serving on active duty for the U.S. armed forces as follows:

1. The amount of the employer contributions paid toward each premium payment shall be equal to the amount of the employer contributions under sub. (4) that would have been paid toward the premium payment if the eligible employe had

ASSEMBLY BILL 329**SECTION 1**

continued employment with the employer instead of serving on active duty for the U.S. armed forces.

2. If the eligible employee has been insured during the period beginning on the date on which the eligible employee left employment with the employer to serve on active duty for the U.S. armed forces and ending on the date on which the eligible employee or the eligible employee's designated representative makes the election under par. (b) but the eligible employee did not receive employer contributions under sub. (4) toward any of the premium payments during that period, the employer shall pay to the eligible employee in a lump sum an amount equal to the employer contributions that would have been paid toward those premium payments under sub. (4) if the eligible employee had continued employment with the employer during that period instead of serving on active duty for the U.S. armed forces.

AA (d) ~~The number of months for which the eligible employee may receive employer contributions under par. (c), when added to the number of months for which the eligible employee received employer contributions under sub. (4) during the period beginning on the date on which the eligible employee left employment with the employer to serve on active duty for the U.S. armed forces and ending on the date on which the eligible employee ceases to serve on active duty for the U.S. armed forces, may not exceed a total of 12 months.~~

(END)

**ASSEMBLY AMENDMENT 1,
TO 1999 ASSEMBLY BILL 329**

May 19, 1999 - Offered by Representative MUSSER.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 4, line 13: delete lines 13 to 19.

3 (END)