

2001 Jr2 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB1)

Received: 03/11/2002

Received By: **champra**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Mason**

This file may be shown to any legislator: **NO**

Drafter: **champra**

May Contact:

Addl. Drafters:

Subject: **Employ Pub - employee benefits**
Employ Pub - miscellaneous

Extra Copies:

Submit via email: **NO**

Pre Topic:

LFB:.....Mason -

Topic:

Employee contributions for health insurance for employees who work less than three-quarters time

Instructions:

See Attached.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	champra 03/11/2002	hhagen 03/12/2002	pgreensl 03/12/2002	_____	lrb_docadmin 03/12/2002		

FE Sent For:

<END>

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/1	champra	1/1 hmh 3/12/02	3/12 pej	3/12 ASAR			

FE Sent For:

<END>

Budget Amendments 2002

[Redacted]

Kaufert

[Redacted]

[Redacted]

Duff

[Redacted]

[Redacted]

[Redacted]

Ed Eberle

[Redacted]

Administration

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

Specify that for permanent or project state employees with appointments between 0.50 FTE and 0.74 FTE, who are participants under the Wisconsin Retirement System, the state would contribute one-half of the nominal state contribution for a full-time employee, commencing January 1, 2003, and the employee would contribute the remainder. Lapse all non-FED fringe benefits savings to the general fund.

[Redacted]

\$7,342,100 GPR-Lapse This provision would apply to nonrepresented and represented employees.

*not apply to
Kaufert Fed*

[Redacted]

[Redacted]

290



D-Note
State of Wisconsin
2001 - 2002 LEGISLATURE
Jrz

LRBb2408/1
RAC:hmk

LFB:.....Mason – Employee contributions for health insurance for employees who work less than three-quarters time

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2001 ASSEMBLY BILL 1

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page ³²~~82~~, line ²³~~24~~: after that line insert:

3 "SECTION 100~~1~~. 40.05 (4) (ag) (intro.) of the statutes is amended to read:

4 40.05 (4) (ag) (intro.) ~~Except Beginning on January 1, 2003, except~~ as otherwise
5 provided in accordance with a collective bargaining agreement under subch. I or V
6 of ch. 111 or s. 230.12 or 233.10 with respect to eligible employees specified in subd.
7 2., the employer shall pay for its currently employed insured employees covered by
8 a collective bargaining agreement under subch. I or V of ch. 111 or whose health
9 insurance premium contribution rates are determined under s. 230.12 or 233.10:

History: 1981 c. 96, 274, 278, 386; 1983 a. 9 s. 6; 1983 a. 27, 30; 1983 a. 46 ss. 2 to 4, 7; 1983 a. 140; 1983 a. 141 ss. 7 to 12, 20; 1983 a. 290, 504, 538; 1985 a. 29, 119, 135, 225; 1987 a. 27, 83, 107, 309, 356, 363; 1987 a. 403 s. 256; 1989 a. 13, 14, 31, 119, 122, 166, 182, 189, 230, 336, 355, 359; 1991 a. 32, 39, 107, 113, 141, 152, 189, 269; 1995 a. 27, 81, 88, 89, 240, 302; 1997 a. 35, 58, 149; 1999 a. 9, 11, 13, 104; 2001 a. 16.

1 **SECTION 100^{ib}**. 40.05 (4) (ag) 1. of the statutes is amended to read:

2 40.05 (4) (ag) 1. For insured part-time employees, including those in project
3 positions as defined in s. 230.27 (1), who are appointed to work less than ~~1,044~~ 1,566
4 hours per year, an amount equal to 50% of the employer contribution under subd. 2.”.

History: 1981 c. 96, 274, 278, 386; 1983 a. 9 s. 6; 1983 a. 27, 30; 1983 a. 46 ss. 2 to 4, 7; 1983 a. 140; 1983 a. 141 ss. 7 to 12, 20; 1983 a. 290, 504, 538; 1985 a. 29, 119, 135, 225; 1987 a. 27, 83, 107, 309, 356, 363; 1987 a. 403 s. 256; 1989 a. 13, 14, 31, 119, 122, 166, 182, 189, 230, 336, 355, 359; 1991 a. 32, 39, 107, 113, 141, 152, 189, 269; 1995 a. 27, 81, 88, 89, 240, 302; 1997 a. 35, 58, 149; 1999 a. 9, 11, 13, 104; 2001 a. 16.

5 **2.** Page 159, line 3: after that line insert:

6 “**SECTION 277^p**. 111.91 (2) (im) of the statutes is created to read:
7 111.91 (2) (im) The employer contribution rate and the number of hours of work
8 per year covered under s. 40.05 (4) (ag) 1.”.

9 **3.** Page 350, line 11: after that line insert:

10 **(10)** ~~(10)~~ ^{8x+} EMPLOYER CONTRIBUTIONS FOR HEALTH INSURANCE PREMIUMS FOR STATE
11 EMPLOYEES.

12 (a) The definitions in section 20.001 of the statutes are applicable in this
13 subsection.

14 (b) The secretary of administration shall determine for each state agency the
15 amount that the agency would have been required to expend under section 40.05 (4)
16 (ag) 1., 1999 ~~Stats.~~ during the period that begins on January 1, 2003, and ends on
17 June 30, 2003, and from each appropriation from which the moneys would have been
18 expended, other than appropriations of federal revenues.

19 (c) From each sum certain appropriation of general purpose revenue identified
20 in paragraph (b), the secretary of administration shall lapse to the general fund the
21 amount specified in paragraph (b) that would otherwise have been expended from
22 each of the appropriations. The secretary shall make the lapse on the day on which
23 the state agency would have been required to make the expenditure. After the

1 secretary makes the lapse, each of the sum certain appropriations is decreased by the
2 amount specified in paragraph (b) for that appropriation.

3 (d) For each sum sufficient appropriation of general purpose revenue identified
4 in paragraph (b) the expenditure estimate for the appropriation during the 2001–03
5 fiscal biennium is reestimated to subtract the amount specified in paragraph (b) for
6 that appropriation.

7 (e) From each appropriation of program revenues or program revenues–service
8 identified in paragraph (b), the secretary of administration shall lapse to the general
9 fund the amount specified in paragraph (b) that would otherwise have been
10 expended from each of the appropriations. The secretary shall make the lapse on the
11 day on which the state agency would have been required to make the expenditure.
12 After the secretary makes the lapse, each of the sum certain program revenues or
13 program revenues–service appropriations is decreased by the amount specified in
14 paragraph (b) for that appropriation.

15 (f) From each appropriation of segregated fund revenues or segregated fund
16 revenues — service identified in paragraph (b), the secretary of administration shall
17 lapse to the underlying fund the amount specified in paragraph (b) that would
18 otherwise have been expended from each of the appropriations. The secretary shall
19 make the lapse on the day on which the state agency would have been required to
20 make the expenditure. After the secretary makes the lapse, each of the sum certain
21 segregated revenues or segregated revenues — service appropriations is decreased
22 by the amount specified in paragraph (b) for that appropriation and the expenditure
23 estimate for each of the appropriations that are not sum certain appropriations is
24 reestimated to subtract the amount specified in paragraph (b) for that appropriation.

1 The secretary shall then transfer the lapsed amounts and an amount equal to the
2 amount subtracted from the estimates to the general fund.”.

3 4. Page 435, line 11: after that line insert:

4 “(1)^f EMPLOYER CONTRIBUTIONS FOR HEALTH INSURANCE PREMIUMS FOR STATE
5 EMPLOYEES. The treatment of sections 40.05 (4) (ag) (intro.) and 1. and 111.91 (2) (im)
6 of the statutes first applies to employees who are affected by a collective bargaining
7 agreement that contains provisions inconsistent with that treatment on the day on
8 which the collective bargaining agreement expires or is extended, modified, or
9 renewed, whichever first occurs.”.

10 (END)

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

~~LRBb2265/1dn~~

~~RAC:kmg:jf~~

March 6, 2002

LRBb 2408/1
RAC: hmh

This amendment requires that moneys from appropriations to all state agencies that fund the employer contributions for the benefits identified in the motion are lapsed or transferred to the general fund. Please note that some state agencies, such as the department of employee trust funds and the investment board, have salary and fringe lines funded with trust moneys and that any lapse or transfer to the general fund of the moneys will result in the moneys being used for a nontrust purpose. Please note that the court has found that use of trust moneys in which individuals have property rights for nontrust purposes may result in an unconstitutional taking of property without just compensation. *Retired Teachers Ass'n v. Employe Trust Funds Bd.*, 207 Wis. 2d 1, 25 (1997).

Rick A. Champagne
Senior Legislative Attorney
Phone: (608) 266-9930
E-mail: rick.champagne@legis.state.wi.us

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb2408/1dn
RAC:hmh:pg

March 12, 2002

This amendment requires that moneys from appropriations to all state agencies that fund the employer contributions for the benefits identified in the motion are lapsed or transferred to the general fund. Please note that some state agencies, such as the department of employee trust funds and the investment board, have salary and fringe lines funded with trust moneys and that any lapse or transfer to the general fund of the moneys will result in the moneys being used for a nontrust purpose. Please note that the court has found that use of trust moneys in which individuals have property rights for nontrust purposes may result in an unconstitutional taking of property without just compensation. *Retired Teachers Ass'n v. Employe Trust Funds Bd.*, 207 Wis. 2d 1, 25 (1997).

Rick A. Champagne
Senior Legislative Attorney
Phone: (608) 266-9930
E-mail: rick.champagne@legis.state.wi.us



State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb2408/1
RAC:hmh:pg

LFB:.....Mason – Employee contributions for health insurance for employees
who work less than three-quarters time

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO ASSEMBLY BILL 1

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 32, line 23: after that line insert:

3 “SECTION 100i. 40.05 (4) (ag) (intro.) of the statutes is amended to read:

4 40.05 (4) (ag) (intro.) ~~Except Beginning on January 1, 2003, except~~ as otherwise
5 provided in accordance with a collective bargaining agreement under subch. I or V
6 of ch. 111 or s. 230.12 or 233.10 with respect to eligible employees specified in subd.
7 2., the employer shall pay for its currently employed insured employees covered by
8 a collective bargaining agreement under subch. I or V of ch. 111 or whose health
9 insurance premium contribution rates are determined under s. 230.12 or 233.10:

10 SECTION 100ib. 40.05 (4) (ag) 1. of the statutes is amended to read:

1 40.05 (4) (ag) 1. For insured part-time employees, including those in project
2 positions as defined in s. 230.27 (1), who are appointed to work less than ~~1,044~~ 1,566
3 hours per year, an amount equal to 50% of the employer contribution under subd. 2.”.

4 **2.** Page 159, line 3: after that line insert:

5 **“SECTION 277p.** 111.91 (2) (im) of the statutes is created to read:

6 111.91 (2) (im) The employer contribution rate and the number of hours of work
7 per year covered under s. 40.05 (4) (ag) 1.”.

8 **3.** Page 350, line 11: after that line insert:

9 “(8xf) EMPLOYER CONTRIBUTIONS FOR HEALTH INSURANCE PREMIUMS FOR STATE
10 EMPLOYEES.

11 (a) The definitions in section 20.001 of the statutes are applicable in this
12 subsection.

13 (b) The secretary of administration shall determine for each state agency the
14 amount that the agency would have been required to expend under section 40.05 (4)
15 (ag) 1., 1999 stats. during the period that begins on January 1, 2003, and ends on
16 June 30, 2003, and from each appropriation from which the moneys would have been
17 expended, other than appropriations of federal revenues.

18 (c) From each sum certain appropriation of general purpose revenue identified
19 in paragraph (b), the secretary of administration shall lapse to the general fund the
20 amount specified in paragraph (b) that would otherwise have been expended from
21 each of the appropriations. The secretary shall make the lapse on the day on which
22 the state agency would have been required to make the expenditure. After the
23 secretary makes the lapse, each of the sum certain appropriations is decreased by the
24 amount specified in paragraph (b) for that appropriation.

1 (d) For each sum sufficient appropriation of general purpose revenue identified
2 in paragraph (b) the expenditure estimate for the appropriation during the 2001–03
3 fiscal biennium is reestimated to subtract the amount specified in paragraph (b) for
4 that appropriation.

5 (e) From each appropriation of program revenues or program revenues–service
6 identified in paragraph (b), the secretary of administration shall lapse to the general
7 fund the amount specified in paragraph (b) that would otherwise have been
8 expended from each of the appropriations. The secretary shall make the lapse on the
9 day on which the state agency would have been required to make the expenditure.
10 After the secretary makes the lapse, each of the sum certain program revenues or
11 program revenues–service appropriations is decreased by the amount specified in
12 paragraph (b) for that appropriation.

13 (f) From each appropriation of segregated fund revenues or segregated fund
14 revenues — service identified in paragraph (b), the secretary of administration shall
15 lapse to the underlying fund the amount specified in paragraph (b) that would
16 otherwise have been expended from each of the appropriations. The secretary shall
17 make the lapse on the day on which the state agency would have been required to
18 make the expenditure. After the secretary makes the lapse, each of the sum certain
19 segregated revenues or segregated revenues — service appropriations is decreased
20 by the amount specified in paragraph (b) for that appropriation and the expenditure
21 estimate for each of the appropriations that are not sum certain appropriations is
22 reestimated to subtract the amount specified in paragraph (b) for that appropriation.
23 The secretary shall then transfer the lapsed amounts and an amount equal to the
24 amount subtracted from the estimates to the general fund.”.

