

2011 DRAFTING REQUEST

Assembly Amendment (AA-AB450)

Received: **01/19/2012**

Received By: **jkuesel**

Wanted: **Today**

Companion to LRB:

For: **Mark Honadel (608) 266-0610**

By/Representing: **Jason Vick**

May Contact:

Drafter: **jkuesel**

Subject: **Unemployment Insurance
Employ Priv - worker's comp**

Addl. Drafters: **gmalaise**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Honadel@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Various changes to employment training program

Instructions:

Per attached E mails, 1/17/12 and 1/19/12.

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> |
|--------------|---|------------------------|------------------------|----------------|------------------------|-----------------|-----------------|
| /? | jkuesel 01/19/2012 gmalaise 01/19/2012 | csicilia 01/20/2012 | | _____ | | | |
| /P1 | | | rschluet 01/20/2012 | _____ | mbarman 01/20/2012 | | |
| /P2 | gmalaise 01/20/2012 | csicilia 01/23/2012 | jmurphy 01/23/2012 | _____ | sbasford 01/23/2012 | | |

| <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 | gmalaise 01/27/2012 | csicilia 01/27/2012 | jfrantze 01/27/2012 | _____ | lparisi 01/27/2012 | lparisi 01/27/2012 | |

FE Sent For:

<END>

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/ 1 jys 1/27 / 12 Jo 1/27

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

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| /? | jkuesel 01/19/2012 gmalaise 01/19/2012 | csicilia 01/20/2012 | | _____ | | | |
| /P1 | | <i>P2 cjs</i> 1/23 | rschluet 01/20/2012 | | mbarman 01/20/2012 | | |
| FE Sent For: | | <i>12</i> | <i>Jm</i> 1/23/12 | <i>RS+JM</i> 1/23/12 | | | |

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|--------------|----------------|-----------------|-------------------|----------------|------------------|-----------------|-----------------|
| /? | jkuesel | /pl gs | 1/20 12 NOB | _____ | _____ | | |

FE Sent For:

<END>

Kuesel, Jeffery

To: Vick, Jason
Subject: RE: Amendment to AB 450

Jason,

I have spoken with DWD regarding some of their concerns. It is my understanding in talking to people, as of tonight, that the latest thinking is that no changes to worker's comp or risk management laws will be needed. If you have other information, please let me know.

I will get back to you with any other questions.

Jeffery T. Kuesel
Wisconsin Legislative Reference Bureau
P.O. Box 2037
Madison, WI 53701-2037
(608) 266-6778
Jeffery.Kuesel@legis.wisconsin.gov

From: Vick, Jason
Sent: Tuesday, January 17, 2012 4:49 PM
To: Kuesel, Jeffery
Subject: Amendment to AB 450

Jeffery,

Rep. Honadel would like to incorporate the following items into an amendment to AB 450 (LRB 1074/2):

- ✓ 1. Clarify that training must be completed by week 26. The intent is that placements be afforded only to those whose training period will begin and end by the time the claimant exhausts regular UI benefits (26 weeks).
- ✓ 2. Clarify that stipends are not "wages" under s108.02(26) and that the activities of trainees are not "services for pay" under 108.02(12) to assure that employers are not obligated to pay unemployment taxes and that stipends are not wage credits for the trainees.
- ✓ 3. Clarify that "the department may modify the requirements for availability for work for claimants participating in training, provided that the claimant has not withdrawn entirely from the labor market." Add to Section 7, s108.04(16m)(f).
- ✓ 4. Add language stating that a trainee has good cause to turn down a job offer during the training period if there is a reasonable expectation of a full time job at the end of training.
- ✓ 5. Allow an option for a claimant to refuse the \$75 stipend. I am not sure if this is necessary to state in the bill, but we are trying to address an issue where a claimant may not want the stipend if it would result in the loss of more benefits from other public programs. Please advise. *initially*
- ✓ 6. Change page 4, line 7 so that placements can be less than/up to a 6 week period, to allow flexibility for employers to offer shorter training periods and/or to offer a job before the end of the training period. *per week*
- ✓ 7. Add language requiring the department to discontinue relationships with employers that are not hiring a reasonable percentage of qualified trainees. *work by work*
- 7 8. In addition to the above provisions, I am waiting on DWD draft language regarding worker's comp, which we also want to incorporate into the amendment. Rollie Boeding, State Risk Management Director, is working on suggestions to ensure the state's financial risks are reasonably limited.

While I don't have the workers comp language yet, I wanted to give you the other provisions so that the language is ready to go. I will send you the DWD language when I get it.

Please let me know if you have any questions.

Thanks,

Jason Vick

Office of Rep. Mark Honadel

21st Assembly District

608-266-0611

Malaise, Gordon

From: Kuesel, Jeffery
Sent: Thursday, January 19, 2012 10:05 AM
To: Malaise, Gordon
Subject: FW: Workers Comp amendment

Gordon,

Here is the WC language. I'm assuming from this communication that the worker's comp language goes in the same amendment with the UI changes. The LRB number is LRBa2159. I'm working on my parts.

Jeff

From: Vick, Jason
Sent: Thursday, January 19, 2012 9:09 AM
To: Kuesel, Jeffery
Subject: FW: Workers Comp amendment

Here's the language we'd like to include from the WC Advisory Council.

Jason Vick

Office of Rep. Mark Honadel
21st Assembly District
608-266-0611

From: Metcalf, John C - DWD [<mailto:John.Metcalf@dwd.wisconsin.gov>]
Sent: Thursday, January 19, 2012 7:32 AM
To: Vick, Jason; Kelly, Scott
Subject: FW: Workers Comp amendment

Here is the language our legal counsel developed, based on the WC Advisory Council recommendations.

From: O'Malley, Jim T - DWD
Sent: Wednesday, January 18, 2012 4:05 PM
To: Metcalf, John C - DWD
Subject: RE: Workers Comp amendment

The Worker's Compensation Advisory Council (WCAC) agreed to SB-352 & AB-450 relating to special occupational training by unemployment insurance claimants if two (2) additional provisions are included to protect employees who get injured during special occupational training.

The first provision is for calculation of the average weekly wage under s. 102.11 (1) (c), Stats.

The other provision makes the employer providing the special occupational training liable for the payment of 15% increased compensation, if the employee was injured because of a safety violation on the part of the employer as specified in s. 102.57, Stats.

I suggest the following language to include these as amendments to ch. 102, Stats.

Section 102.11 (1) (c) is renumbered to 102.11 (1) (c) 1.

Section 102.11 (1) (c) 2 is created to read:

The average weekly wage for a person injured while participating in special occupational training under s. 108.04 (16m) shall be calculated under subd. 1.

Section 102.57 is renumbered to s. 102.57 (1).

Section 102.57 (2) is created to read:

The employer providing special occupational training under s. 108.04 (16m) shall be liable for payment of

increased compensation under sub. 1.

From: Metcalf, John C - DWD
Sent: Wednesday, January 18, 2012 12:23 PM
To: O'Malley, Jim T - DWD
Subject: FW: Workers Comp amendment

Jim, Jason works for Rep. Honadel. Could you get him some draft language on what the council recommended for amendments to the Wisconsin Wins bill?

From: Vick, Jason [<mailto:Jason.Vick@legis.wisconsin.gov>]
Sent: Wednesday, January 18, 2012 11:55 AM
To: Metcalf, John C - DWD
Subject: Workers Comp amendment

Hi John,

Rebecca Hogan just stopped by to let me know about the WC Council recommendations for AB 450 (Wisconsin Wins bill).

Could you send me the language on the 2 recommendations so we can have them drafted as an amendment?

Thanks,

Jason Vick
Office of Rep. Mark Honadel
21st Assembly District
608-266-0611



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa2159/7
JTK & GMM

PI

IN 1119

Wanted Fri 1120 early AM

g
g's

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

**ASSEMBLY AMENDMENT,
TO 2011 ASSEMBLY BILL 450**

SA ✓

✓

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 3, line 4: after that line insert:
- 3 **"SECTION 4g.** 102.11 (1) (c) of the statutes is amended to read:
- 4 102.11 (1) (c) In the case of ~~persons~~ a person performing service without fixed
- 5 earnings ~~or a person participating in special occupational training under s. 108.04~~
- 6 (16m), or ~~where~~ when normal full-time days or weeks are not maintained by the
- 7 employer in the employment in which the employee worked when injured, or ~~where,~~
- 8 when, for other reason, earnings cannot be determined under the methods
- 9 prescribed by par. (a) or (b), the earnings of the injured person shall, for the purpose
- 10 of calculating compensation payable under this chapter, be taken to be the usual
- 11 going earnings paid for similar services on a normal full-time basis in the same or

1 similar employment in which earnings can be determined under the methods set out
2 in par. (a) or (b).

History: 1971 c. 148; 1973 c. 150; 1975 c. 147; 1977 c. 195; 1979 c. 278; 1981 c. 92; 1983 a. 98; 1985 a. 83; 1987 a. 179; 1989 a. 64; 1991 a. 85; 1993 a. 81, 492; 1995 a. 117; 1997 a. 38, 253; 2001 a. 37, 107; 2005 a. 172; 2007 a. 185; 2009 a. 206.

3 **SECTION 4h.** 102.11 (1) (c) of the statutes, as affected by 2011 Wisconsin Act

4 (this act), is amended to read:

5 102.11 (1) (c) In the case of a person performing service without fixed earnings
6 ~~or a person participating in special occupational training under s. 108.04 (16m), or~~
7 when normal full-time days or weeks are not maintained by the employer in the
8 employment in which the employee worked when injured, or when, for other reason,
9 earnings cannot be determined under the methods prescribed by par. (a) or (b), the
10 earnings of the injured person shall, for the purpose of calculating compensation
11 payable under this chapter, be taken to be the usual going earnings paid for similar
12 services on a normal full-time basis in the same or similar employment in which
13 earnings can be determined under the methods set out in par. (a) or (b)."/> ✓

14 **2.** Page 3, line 12: after that line insert:

15 **SECTION 6g.** 102.57 of the statutes is amended to read:

16 **102.57 Violations of safety provisions, penalty.** If injury is caused by the
17 failure of the employer to comply with any statute, rule, or order of the department,
18 compensation and death benefits provided in this chapter shall be increased 15% but
19 the total increase may not exceed \$15,000. Failure of an employer reasonably to
20 enforce compliance by employees with any statute, rule, or order of the department
21 constitutes failure by the employer to comply with that statute, rule, or order. An
22 employer providing special occupational training under s. 108.04 (16m) is liable for
23 any payments required under this section and may not seek or receive

1 reimbursement from another employer for any payment made as a result of that
2 liability.

History: 1981 c. 92; 1983 a. 98; 2001 a. 37.

3 **SECTION 6h.** 102.57 of the statutes, as affected by 2011 Wisconsin Act (this
4 act), is amended to read:

5 **102.57 Violations of safety provisions, penalty.** If injury is caused by the
6 failure of the employer to comply with any statute, rule, or order of the department,
7 compensation and death benefits provided in this chapter shall be increased 15% but
8 the total increase may not exceed \$15,000. Failure of an employer reasonably to
9 enforce compliance by employees with any statute, rule, or order of the department
10 constitutes failure by the employer to comply with that statute, rule, or order. ~~An~~
11 ~~employer providing special occupational training under s. 108.04 (16m) is liable for~~
12 ~~any payments required under this section and may not seek or receive~~
13 ~~reimbursement from another employer for any payment made as a result of that~~
14 ~~liability.~~

15 **SECTION 6m.** 108.02 (12) (dp) of the statutes is created to read:

16 108.02 (12) (dp) Paragraph (a) does not apply to an individual who receives a
17 stipend for participation in a special occupational training program under s. 108.04
18 (16m).

19 **SECTION 6n.** 108.02 (12) (dp) of the statutes, as created by 2011 Wisconsin Act
20 (this act), is repealed.

21 **SECTION 6p.** 108.02 (26) (c) 17. of the statutes is created to read:

22 108.02 (26) (c) 17. A stipend received by an individual who is participating in
23 a special occupational training program under s. 108.04 (16m).

1 **SECTION 6q.** 108.02 (26) (c) 17. of the statutes, as created by 2011 Wisconsin
2 Act (this act), is repealed.

3 **SECTION 6r.** 108.04 (2) (a) (intro.) of the statutes is amended to read:

4 108.04 (2) (a) (intro.) Except as provided in par. (b) and ~~sub-~~ subs. (16) (am) and
5 (b) and (16m) [✓] (f) and as otherwise expressly provided, a claimant is eligible for
6 benefits as to any given week only if:

History: 1971 c. 40, 42, 53, 211; 1973 c. 247; 1975 c. 24, 343; 1977 c. 127, 133, 286, 418; 1979 c. 52, 176; 1981 c. 28, 36, 315, 391; 1983 a. 8, 27, 99, 168; 1983 a. 189
s. 329 (28); 1983 a. 337, 384, 468, 538; 1985 a. 17, 29, 40; 1987 a. 38 ss. 23 to 59, 107, 136; 1987 a. 255, 287, 403; 1989 a. 77; 1991 a. 89; 1993 a. 112, 122, 373, 492; 1995
a. 118, 417, 448; 1997 a. 35, 39; 1999 a. 9, 15, 83; 2001 a. 35; 2003 a. 197; 2005 a. 86; 2007 a. 59; 2009 a. 11, 287; 2011 a. 32.

7 **SECTION 6s.** 108.04 (2) (a) (intro.) of the statutes, as affected by 2011 Wisconsin
8 Act (this act), is amended to read:

9 108.04 (2) (a) (intro.) Except as provided in par. (b) and ~~sub-~~ sub. (16) (am) and
10 (b) ~~and (16m)~~ [✓] (f) and as otherwise expressly provided, a claimant is eligible for
11 benefits as to any given week only if:

12 **SECTION 6t.** 108.04 (8) (dm) of the statutes is created to read:

13 108.04 (8) (dm) A claimant has good cause under par. (a) if the claimant is
14 participating in special occupational training under sub. (16m) at the time that the
15 claimant receives an offer of suitable work and the department determines that there
16 is a reasonable expectation that the claimant will receive an offer of full-time work
17 at the end of the training period. 

18 **SECTION 6u.** 108.04 (8) (dm) of the statutes, as created by 2011 Wisconsin Act
19 (this act), is repealed.”.

20 **3.** Page 4, line 2: after “fill.” insert “If the department finds that an employer
21 providing placements under this subsection has not hired a reasonable percentage
22 of qualified trainees, the department may decline to accept further applications for
23 placements from that employer.”.

Malaise, Gordon

From: Malaise, Gordon
Sent: Friday, January 20, 2012 3:59 PM
To: Kuesel, Jeffery
Subject: RE: Change to LRB 2159/P1

It reverses worker's compensation coverage under the bill. Under the bill, the state is the employer for purposes of worker's comp. Under these drafting instructions, the employer for whom the trainee is performing services would be the employer.

From: Kuesel, Jeffery
Sent: Friday, January 20, 2012 3:48 PM
To: Malaise, Gordon
Subject: FW: Change to LRB 2159/P1

Gordon,
One more change. Does this make sense?

Jeff

From: Vick, Jason
Sent: Friday, January 20, 2012 2:25 PM
To: Kuesel, Jeffery
Subject: Change to LRB 2159/P1

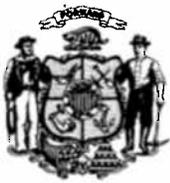
Jeffery,

Please add/change the amendment LRB 2159 to say that the employer is responsible for workers compensation for any trainees under the bill.

Thanks,

Jason Vick

Office of Rep. Mark Honadel
21st Assembly District
608-266-0611



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa2159/PS
JTK&GMM:cjs:rs

92

IN 1126
wanted Mon 1123

Stays

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO 2011 ASSEMBLY BILL 450

9/4 Page 3, line 2: delete ✓ of the state ✓
and substitute ✓ of the employer that is
providing that training ✓ (2)

add with
SP

delete lines 5 to 12 and
substitute

1 At the locations indicated, amend the bill as follows:
2 1. Page 3, line 4: ~~after the line insert:~~
3 "SECTION 4g. 102.11 (1) (c) of the statutes is amended to read:
4 102.11 (1) (c) In the case of persons a person performing service without fixed
5 earnings or a person participating in special occupational training under s. 108.04
6 (16m), or where when normal full-time days or weeks are not maintained by the
7 employer in the employment in which the employee worked when injured, or where,
8 when, for other reason, earnings cannot be determined under the methods
9 prescribed by par. (a) or (b), the earnings of the injured person shall, for the purpose
10 of calculating compensation payable under this chapter, be taken to be the usual
11 going earnings paid for similar services on a normal full-time basis in the same or

fix
component

1 similar employment in which earnings can be determined under the methods set out
2 in par. (a) or (b).

3 **SECTION 4h.** 102.11 (1) (c) of the statutes, as affected by 2011 Wisconsin Act
4 (this act), is amended to read:

5 102.11 (1) (c) In the case of a person performing service without fixed earnings
6 ~~or a person participating in special occupational training under s. 108.04 (16m), or~~
7 when normal full-time days or weeks are not maintained by the employer in the
8 employment in which the employee worked when injured, or when, for other reason,
9 earnings cannot be determined under the methods prescribed by par. (a) or (b), the
10 earnings of the injured person shall, for the purpose of calculating compensation
11 payable under this chapter, be taken to be the usual going earnings paid for similar
12 services on a normal full-time basis in the same or similar employment in which
13 earnings can be determined under the methods set out in par. (a) or (b).”

14 **2.** Page 3, line 12: after that line insert:

15 **SECTION 6g.** 102.57 of the statutes is amended to read:

16 **102.57 Violations of safety provisions, penalty.** If injury is caused by the
17 failure of the employer to comply with any statute, rule, or order of the department,
18 compensation and death benefits provided in this chapter shall be increased 15% but
19 the total increase may not exceed \$15,000. Failure of an employer reasonably to
20 enforce compliance by employees with any statute, rule, or order of the department
21 constitutes failure by the employer to comply with that statute, rule, or order. An
22 employer providing special occupational training under s. 108.04 (16m) is liable for
23 any payments required under this section and may not seek or receive

1 ~~reimbursement from another employer for any payment made as a result of that~~
2 ~~liability.~~

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10 constitutes failure by the employer to comply with that statute, rule, or order. ~~An~~
11 ~~employer providing special occupational training under s. 108.04 (16m) is liable for~~
12 ~~any payments required under this section and may not seek or receive~~
13 ~~reimbursement from another employer for any payment made as a result of that~~
14 ~~liability.~~

15 **SECTION 6m.** 108.02 (12) (dp) of the statutes is created to read:

16 108.02 (12) (dp) Paragraph (a) does not apply to an individual who receives a
17 stipend for participation in a special occupational training program under s. 108.04
18 (16m).

19 **SECTION 6n.** 108.02 (12) (dp) of the statutes, as created by 2011 Wisconsin Act
20 (this act), is repealed.

21 **SECTION 6p.** 108.02 (26) (c) 17. of the statutes is created to read:

22 108.02 (26) (c) 17. A stipend received by an individual who is participating in
23 a special occupational training program under s. 108.04 (16m).

24 **SECTION 6q.** 108.02 (26) (c) 17. of the statutes, as created by 2011 Wisconsin
25 Act (this act), is repealed.

1 **SECTION 6r.** 108.04 (2) (a) (intro.) of the statutes is amended to read:

2 108.04 (2) (a) (intro.) Except as provided in par. (b) and ~~sub.~~ subs. (16) (am) and
3 (b) and (16m) (f) and as otherwise expressly provided, a claimant is eligible for
4 benefits as to any given week only if:

5 **SECTION 6s.** 108.04 (2) (a) (intro.) of the statutes, as affected by 2011 Wisconsin
6 Act (this act), is amended to read:

7 108.04 (2) (a) (intro.) Except as provided in par. (b) and ~~subs.~~ sub. (16) (am) and
8 (b) ~~and (16m) (f)~~ and as otherwise expressly provided, a claimant is eligible for
9 benefits as to any given week only if:

10 **SECTION 6t.** 108.04 (8) (dm) of the statutes is created to read:

11 108.04 (8) (dm) A claimant has good cause under par. (a) if the claimant is
12 participating in special occupational training under sub. (16m) at the time that the
13 claimant receives an offer of suitable work and the department determines that there
14 is a reasonable expectation that the claimant will receive an offer of full-time work
15 at the end of the training period.

16 **SECTION 6u.** 108.04 (8) (dm) of the statutes, as created by 2011 Wisconsin Act
17 (this act), is repealed.”.

18 **3.** Page 4, line 2: after “fill.” insert “If the department finds that an employer
19 providing placements under this subsection has not hired a reasonable percentage
20 of qualified trainees, the department may decline to accept further applications for
21 placements from that employer.”.

22 **4.** Page 4, line 7: delete “6-week period” and substitute “period not exceeding
23 6 weeks”.

24 **5.** Page 4, line 10: after “any” insert “period that includes a”.



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa2159/P3
JTK&GMM:cjs:jm

1

EN 1/27
Today

slays

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO 2011 ASSEMBLY BILL 450

Fuller
SA

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

2 **1.** Page 3, line 2: delete "of the state" and substitute "of the employer that is
3 providing that training".

4 **2.** Page 3, line 4: delete lines 5 to 12 and substitute:

5 "SECTION 4g. 102.11 (1) (c) of the statutes is amended to read:

6 102.11 (1) (c) In the case of ~~persons~~ a person performing service without fixed
7 earnings or a person participating in special occupational training under s. 108.04
8 (16m), or ~~where~~ when normal full-time days or weeks are not maintained by the
9 employer in the employment in which the employee worked when injured, or ~~where,~~
10 when, for other reason, earnings cannot be determined under the methods
11 prescribed by par. (a) or (b), the earnings of the injured person shall, for the purpose
12 of calculating compensation payable under this chapter, be taken to be the usual

1 going earnings paid for similar services on a normal full-time basis in the same or
2 similar employment in which earnings can be determined under the methods set out
3 in par. (a) or (b).

4 **SECTION 4h.** 102.11 (1) (c) of the statutes, as affected by 2011 Wisconsin Act
5 (this act), is amended to read:

6 102.11 (1) (c) In the case of a person performing service without fixed earnings
7 ~~or a person participating in special occupational training under s. 108.04 (16m), or~~
8 when normal full-time days or weeks are not maintained by the employer in the
9 employment in which the employee worked when injured, or when, for other reason,
10 earnings cannot be determined under the methods prescribed by par. (a) or (b), the
11 earnings of the injured person shall, for the purpose of calculating compensation
12 payable under this chapter, be taken to be the usual going earnings paid for similar
13 services on a normal full-time basis in the same or similar employment in which
14 earnings can be determined under the methods set out in par. (a) or (b).”.

15 **3.** Page 3, line 12: after that line insert:

16 “**SECTION 6m.** 108.02 (12) (dp) of the statutes is created to read:

17 108.02 (12) (dp) Paragraph (a) does not apply to an individual who receives a
18 stipend for participation in a special occupational training program under s. 108.04
19 (16m).

20 **SECTION 6n.** 108.02 (12) (dp) of the statutes, as created by 2011 Wisconsin Act
21 (this act), is repealed.

22 **SECTION 6p.** 108.02 (26) (c) 17. of the statutes is created to read:

23 108.02 (26) (c) 17. A stipend received by an individual who is participating in
24 a special occupational training program under s. 108.04 (16m).

1 **SECTION 6q.** 108.02 (26) (c) 17. of the statutes, as created by 2011 Wisconsin
2 Act (this act), is repealed.

3 **SECTION 6r.** 108.04 (2) (a) (intro.) of the statutes is amended to read:

4 108.04 (2) (a) (intro.) Except as provided in par. (b) and ~~sub.~~ subs. (16) (am) and
5 (b) and (16m) (f) and as otherwise expressly provided, a claimant is eligible for
6 benefits as to any given week only if:

7 **SECTION 6s.** 108.04 (2) (a) (intro.) of the statutes, as affected by 2011 Wisconsin
8 Act (this act), is amended to read:

9 108.04 (2) (a) (intro.) Except as provided in par. (b) and ~~subs.~~ sub. (16) (am) and
10 (b) ~~and (16m) (f)~~ and as otherwise expressly provided, a claimant is eligible for
11 benefits as to any given week only if:

12 **SECTION 6t.** 108.04 (8) (dm) of the statutes is created to read:

13 108.04 (8) (dm) A claimant has good cause under par. (a) if the claimant is
14 participating in special occupational training under sub. (16m) at the time that the
15 claimant receives an offer of suitable work and the department determines that there
16 is a reasonable expectation that the claimant will receive an offer of full-time work
17 at the end of the training period.

18 **SECTION 6u.** 108.04 (8) (dm) of the statutes, as created by 2011 Wisconsin Act
19 (this act), is repealed.”.

20 **4.** Page 4, line 2: after “fill.” insert “If the department finds that an employer
21 providing placements under this subsection has not hired a reasonable percentage
22 of qualified trainees, the department may decline to accept further applications for
23 placements from that employer.”.

