



State of Wisconsin
1997 - 1998 LEGISLATURE

LRBa1872/1
TAY:jlg:jf

**SENATE AMENDMENT 1,
TO 1997 SENATE BILL 432**

March 10, 1998 – Offered by COMMITTEE ON LABOR, TRANSPORTATION AND FINANCIAL INSTITUTIONS.

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

2 **1.** Page 2, line 2: delete lines 2 to 11 and substitute:

3 “**SECTION 2b.** 49.152 (1) of the statutes, as affected by 1997 Wisconsin Act 27,
4 is renumbered 49.16 (1) and amended to read:

5 49.16 (1) PETITION FOR REVIEW. Any individual whose application for any
6 component of Wisconsin works is not acted upon by the Wisconsin works agency with
7 reasonable promptness after the filing of the application, as defined by the
8 department by rule, or is denied in whole or in part, whose benefit is modified or
9 canceled, or who believes that the benefit was calculated incorrectly or that the
10 employment position in which the individual was placed is inappropriate, may
11 petition the ~~Wisconsin works agency~~ department for a review of such action. Review
12 is unavailable if the action by the Wisconsin works agency occurred more than 45
13 days prior to submission of the petition for review.”.

1 **2.** Page 2, line 12: after that line insert:

2 “**SECTION 3b.** 49.152 (3) (title) of the statutes, as created by 1997 Wisconsin Act
3 27, is renumbered 49.16 (5) (title).
4

5 **SECTION 3c.** 49.152 (3) (a) of the statutes, as created by 1997 Wisconsin Act 27,
6 is repealed.
7

8 **SECTION 3d.** 49.152 (3) (b) of the statutes, as created by 1997 Wisconsin Act 27,
9 is renumbered 49.16 (5) and amended to read:
10

11 49.16 **(5)** If, following review under sub. (2), the ~~Wisconsin works agency or the~~
12 department determines that an individual's application was improperly delayed or
13 denied in whole or in part, that a participant was placed in an inappropriate
14 Wisconsin works employment position or that a participant's benefit was improperly
15 modified or canceled, or was calculated incorrectly, the Wisconsin works agency shall
16 grant the appropriate benefit, or restore the benefit to the level determined to be
17 appropriate by the ~~Wisconsin works agency or by the department,~~ retroactive to the
18 date on which the individual's application was first improperly delayed or denied in
19 whole or in part, the individual was first placed in an inappropriate Wisconsin works
position or the individual's benefit was first improperly modified or canceled or
incorrectly calculated.”.

(END)