



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-1306/P2
TJD:jek/amn/jld

DOA:.....LeRoy, BB0196 - Position transfer from OCI to DOA; information technology

FOR 2017-2019 BUDGET -- NOT READY FOR INTRODUCTION

AN ACT ...; **relating to:** the budget.

Analysis by the Legislative Reference Bureau

INSURANCE

This bill transfers some of the information technology employees from OCI to the Division of Enterprise Technology in DOA. The bill also transfers assets and liabilities, personal property, contracts, rules and orders, and pending matters related to information technology from OCI to DOA.

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:

SECTION 9124. Nonstatutory provisions; Insurance.

(1) TRANSFER OF INFORMATION TECHNOLOGY FUNCTIONS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the office of the commissioner of insurance that are primarily related to

information technology functions, as determined by the secretary of administration, become the assets and liabilities of the division of enterprise technology in the department of administration.

(b) *Positions and employees.* On the effective date of this paragraph, 14.5 FTE positions and the incumbent employees holding those positions in the office of the commissioner of insurance who are performing duties that are primarily related to information technology functions, as determined by the secretary of administration, are transferred to the division of enterprise technology in the department of administration.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under chapter 230 of the statutes in the division of enterprise technology in the department of administration that they enjoyed in the office of the commissioner of insurance immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee transferred under paragraph (b) who has attained permanent status in class is required to serve a probationary period.

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the office of the commissioner of insurance that is primarily related to information technology functions, as determined by the secretary of administration, is transferred to the division of enterprise technology in the department of administration.

(e) *Contracts.* All contracts entered into by the office of the commissioner of insurance in effect on the effective date of this paragraph that are primarily related to information technology functions, as determined by the secretary of administration, remain in effect and are transferred to the division of enterprise

technology in the department of administration. The division of enterprise technology in the department of administration shall carry out any obligations under those contracts unless modified or rescinded by the division of enterprise technology in the department of administration to the extent allowed under the contract.

(f) *Rules and orders.* All rules promulgated by the office of the commissioner of insurance in effect on the effective date of this paragraph that are primarily related to information technology functions remain in effect until their specified expiration dates or until amended or repealed by the division of enterprise technology in the department of administration. All orders issued by the office of the commissioner of insurance in effect on the effective date of this paragraph that are primarily related to information technology functions remain in effect until their specified expiration dates or until modified or rescinded by the division of enterprise technology in the department of administration.

(g) *Pending matters.* Any matter pending with the office of the commissioner of insurance on the effective date of this paragraph that is primarily related to information technology functions, as determined by the secretary of administration, is transferred to the division of enterprise technology in the department of administration. All materials submitted to or actions taken by the office of the commissioner of insurance with respect to the pending matter are considered as having been submitted to or taken by the division of enterprise technology in the department of administration.

SECTION 9424. Effective dates; Insurance.

(1) TRANSFER OF INFORMATION TECHNOLOGY FUNCTIONS. SECTION 9124 (1) of this act takes effect on October 1, 2017.

(END)