

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: 06/18/99

Received By: **champra**

Wanted: **Soon**

Identical to LRB:

For: **Assembly Republican Caucus**

By/Representing: **Dake**

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

Drafter: **champra**

May Contact:

Alt. Drafters:

Subject: **Employ Pub - employe benefits**

Extra Copies:

Pre Topic:

ARC:.....Dake - Amendment #28,

Topic:

Domestic partner insurance coverage under state group insurance plans

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>
/?	champra 06/21/99	chanaman 06/21/99		_____			
/1			jfrantze 06/21/99	_____	lrb_docadmin 06/21/99		

FE Sent For:

<END>

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/?	champra	cmh h	6/21	6/21			
		6/21					

FE Sent For:

<END>

To Be Drafted

Agency	Employee Trust Funds	Amendment#	28
ARC Analyst	Brian Dake	IRR#	
		Tax Cut	<input type="checkbox"/>

Summary

Under current law, the State may provide health and long-term care insurance coverage to an adult who resides with a state employee and who is not related to the state employee or the state employee's spouse by blood, marriage or adoption. This provision only applies to group insurance plans.

The amendment would prohibit the State from providing any health and long-term care insurance to an adult who resides with a state employee and who is not related to the state employee or the state employee's spouse by blood, marriage or adoption. Furthermore, the amendment would make this provision a prohibited subject of collective bargaining under the State Employee Labor Relations Act.

Fiscal Impact

The fiscal effect is indeterminate. For comparison purposes, the Madison Metropolitan School District (MMSD) extends health and long-term coverage to "domestic partners" of their employees. The annual fiscal effect for the MMSD is \$144,000.

Statement of Intent

Employee Trust Funds. Prohibit the State from providing any health and long-term care insurance coverage to "domestic partners".

1999

Date (time) needed soon

LRB b 072511

CAUCUS BUDGET AMENDMENT
[ONLY FOR CAUCUS]

RAC : cm4

See form AMENDMENTS — COMPONENTS & ITEMS.

CAUCUS AMENDMENT
TO ASSEMBLY SUBSTITUTE AMENDMENT 1
TO 1999 ASSEMBLY BILL 133

>>FOR CAUCUS SUPERAMENDMENT — NOT FOR INTRODUCTION<<

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

#. Page [✓]532, line [✓]12: *before that line insert:* A

#. Page [✓]536, line [✓]3: *after that line insert:* B

#. Page [✓]1093, line [✓]2: *after that line insert:* C

#. Page [✓]1589, line [✓]5: *after that line insert:* D

#. Page, line:

#. Page, line:



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-1391A
RAC:jl:lp

1999 BILL

1 AN ACT to amend 40.02 (20); and to create 40.56 and 111.91 (2) (r) of the statutes;
2 relating to: prohibiting the provision of certain insurance benefits to any adult
3 who resides with a state employe and who is not related to the state employe
4 or the state employe's spouse by blood, marriage or adoption.

Analysis by the Legislative Reference Bureau

This bill prohibits the state from providing any health and long-term care insurance coverage to an adult who resides with a state employe and who is not related to the state employe or the state employe's spouse by blood, marriage or adoption. In addition, the bill makes the provision of any health and long-term care insurance coverage to an adult who resides with a state employe and who is not related to the state employe or the state employe's spouse by blood, marriage or adoption a prohibited subject of collective bargaining under the state employe labor relations act.

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:

(5) SECTION 40.02 (20) of the statutes is amended to read:

(A)

9304
(B)



BILL

1 40.02 (20) "Dependent" means the spouse, minor child, including stepchildren
 2 of the current marriage dependent on the employe for support and maintenance, or
 3 child of any age, including stepchildren of the current marriage, if handicapped to
 4 an extent requiring continued dependence. For group insurance purposes only, the
 5 department may promulgate rules with a different definition of "dependent" than the
 6 one otherwise provided in this subsection for each group insurance plan, except that
 7 the department may not promulgate a rule that includes within the definition of
 8 "dependent" any adult who resides with an employe and who is not related to the
 9 employe or the employe's spouse by blood, marriage or adoption."

10 " SECTION 2. 40.56 of the statutes is created to read:

2944j

11 **40.56 Prohibited insurance coverage.** The state may not provide any
 12 insurance coverage under this subchapter to an adult who resides with an employe
 13 and who is not related to the employe or the employe's spouse by blood, marriage or
 14 adoption."

15 " SECTION 3. 111.91 (2) (r) of the statutes is created to read:

2034p

16 111.91 (2) (r) The definition of "dependent" in s. 40.02 (20) and the restrictions
 17 on the scope of insurance coverage specified in s. 40.56."

18 ~~SECTION 4. Initial applicability.~~

~~PROHIBITED INSURANCE COVERAGE.~~ CS

19 "(1) The treatment of section 111.91 (2) (r) of the statutes first applies to
 20 employes who are affected by a collective bargaining agreement that contains
 21 provisions inconsistent with that treatment on the day on which the collective
 22 bargaining agreement expires or is extended, modified or renewed, whichever occurs
 23 first."

24 (END)

(1g)

Initial App

D



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0725/1
RAC:cmh:jf

ARC:.....Dake – Amendment #28, Domestic partner insurance coverage
under state group insurance plans

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

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

2 1. Page 532, line 12: before that line insert:

3 “SECTION 930y. 40.02 (20) of the statutes is amended to read:

4 40.02 (20) “Dependent” means the spouse, minor child, including stepchildren
5 of the current marriage dependent on the employe for support and maintenance, or
6 child of any age, including stepchildren of the current marriage, if handicapped to
7 an extent requiring continued dependence. For group insurance purposes only, the
8 department may promulgate rules with a different definition of “dependent” than the
9 one otherwise provided in this subsection for each group insurance plan, except that
10 the department may not promulgate a rule that includes within the definition of

1 “dependent” any adult who resides with an employe and who is not related to the
2 employe or the employe’s spouse by blood, marriage or adoption.”.

3 **2.** Page 536, line 3: after that line insert:

4 “SECTION 944j. 40.56 of the statutes is created to read:

5 **40.56 Prohibited insurance coverage.** The state may not provide any
6 insurance coverage under this subchapter to an adult who resides with an employe
7 and who is not related to the employe or the employe’s spouse by blood, marriage or
8 adoption.”.

9 **3.** Page 1093, line 2: after that line insert:

10 “SECTION 2034p. 111.91 (2) (r) of the statutes is created to read:

11 111.91 (2) (r) The definition of “dependent” in s. 40.02 (20) and the restrictions
12 on the scope of insurance coverage specified in s. 40.56.”.

13 **4.** Page 1589, line 5: after that line insert:

14 “(1g) PROHIBITED INSURANCE COVERAGE. The treatment of section 111.91 (2) (r)
15 of the statutes first applies to employes who are affected by a collective bargaining
16 agreement that contains provisions inconsistent with that treatment on the day on
17 which the collective bargaining agreement expires or is extended, modified or
18 renewed, whichever occurs first.”.

19 (END)