



**ASSEMBLY AMENDMENT 1,  
TO ASSEMBLY BILL 219**

June 6, 2013 – Offered by COMMITTEE ON LABOR.

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

2 **1.** Page 3, line 14: delete “an appropriation” and substitute “appropriations”.

3 **2.** Page 15, line 24: after that line insert:

4 “**SECTION 6m.** 20.005 (3) (schedule) of the statutes: at the appropriate place,  
5 insert the following amounts for the purposes indicated:

6		<b>2013-14</b>	<b>2014-15</b>
7	<b>20.445 Workforce development, department of</b>		

8 (1) WORKFORCE DEVELOPMENT

9 (am) Unemployment insurance

10 administration; general purpose

11	revenue	GPR	B	362,100	-0-
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12 **SECTION 6p.** 20.445 (1) (am) of the statutes is created to read:

1           20.445 (1) (am) *Unemployment insurance administration; general purpose*  
2 *revenue*. Biennially, the amounts in the schedule for the administration of the  
3 unemployment insurance program of the department and for the performance of the  
4 department's other functions under ch. 108.

5           **SECTION 6q.** 20.445 (1) (am) of the statutes, as created by 2013 Wisconsin Act  
6 .... (this act), is repealed.”.

7           **3.** Page 37, line 20: after “request” insert “within the period specified in s.  
8 108.09 (2) (c)”.

9           **4.** Page 40, line 20: after that line insert:

10           “**SECTION 65m.** 108.04 (11) (b) of the statutes is amended to read:

11           108.04 (11) (b) If a claimant, in filing a claim for any week, conceals any of his  
12 or her wages earned in or paid or payable for or hours worked in that week, the  
13 claimant is ineligible for benefits as provided in par. (be).

14           **SECTION 65p.** 108.04 (11) (bh) of the statutes is amended to read:

15           108.04 (11) (bh) In addition to ~~the penalty~~ ineligibility for benefits resulting  
16 from concealment as provided in par. (be), the department shall assess a penalty  
17 against the claimant in an amount equal to 15 percent of the benefit payments  
18 erroneously paid to the claimant as a result of one or more acts of concealment  
19 described in pars. (a) and (b).”.

20           **5.** Page 41, line 22: after “statutes” insert “, as affected by 2013 Wisconsin Act  
21 11,”.

22           **6.** Page 41, line 23: delete “Each eligible” and substitute “Except as provided  
23 in s. 108.062 (6) (a), each eligible”.

1           **7.** Page 42, line 12: delete the material beginning with that line and ending  
2 with page 43, line 18.

3           **8.** Page 43, line 20: delete “Each eligible” and substitute “Except as provided  
4 in s. 108.062 (6) (a), each eligible”.

5           **9.** Page 57, line 8: delete the material beginning with that line and ending with  
6 page 59, line 2.

7           **10.** Page 59, line 2: after that line insert:

8           “**SECTION 75L.** 108.05 (3) (d) of the statutes is amended to read:

9           108.05 (3) (d) A claimant is ineligible to receive benefits for any week in which  
10 the claimant conceals wages or hours worked as provided in s. 108.04 (11) (b).

11           **SECTION 75m.** 108.05 (3) (dm) of the statutes, as affected by 2013 Wisconsin  
12 Act 11, is repealed and recreated to read:

13           108.05 (3) (dm) Except when otherwise authorized in an approved work-share  
14 program under s. 108.062, a claimant is ineligible to receive any benefits for a week  
15 if the claimant receives or will receive from one or more employers wages earned for  
16 work performed in that week, amounts treated as wages under s. 108.04 (1) (bm) for  
17 that week, sick pay, holiday pay, vacation pay, termination pay, bonus pay, back pay,  
18 or payments treated as wages under s. 108.04 (12) (e), or any combination thereof,  
19 totalling more than \$500.”.

20           **11.** Page 62, line 1: delete “The department” and substitute “(a) Subject to par.  
21 (b), the department”.

22           **12.** Page 62, line 3: after that line insert:

1           “(b) The department is not required to maintain the portal under par. (a) if the  
2 department does not receive funding from the U.S. department of labor for that  
3 purpose.”.

4           **13.** Page 62, line 5: delete “department” and substitute “commission”.

5           **14.** Page 62, line 7: after “department” insert “and the commission”.

6           **15.** Page 62, line 8: after “department” insert “and the commission”.

7           **16.** Page 62, line 10: delete “keep up-to-date” and substitute “periodically  
8 update”.

9           **17.** Page 62, line 11: after “are” insert “or may be”.

10          **18.** Page 66, line 25: delete the material beginning with that line and ending  
11 with page 67, line 23.

12          **19.** Page 68, line 21: after “(a)” insert “or s. 108.17 (2c) (c)”.

13          **20.** Page 69, line 2: after “payee” insert “or payee’s authorized agent”.

14          **21.** Page 70, line 1: delete “may” and substitute “shall”.

15          **22.** Page 118, line 2: after that line insert:

16          “**SECTION 236m.** 2011 Wisconsin Act 198, section 47m (1) is amended to read:  
17 [2011 Wisconsin Act 198] Section 47m (1) The repeal of sections 20.445 (1) (v),  
18 25.17 (1) (xf), and 108.19 (1s) of the statutes takes effect on January 1, ~~2014~~ 2034.”.

19          **23.** Page 118, line 4: delete “department of workforce development” and  
20 substitute “labor and industry review commission”.

21          **24.** Page 118, line 24: after that line insert:

22          “(6m) The department of workforce development shall request funding from  
23 the U.S. department of labor to develop and maintain the portal under section 108.14

1 (21) of the statutes, as created by this act, so as to have the portal operational on or  
2 after January 5, 2014.”.

3 **25.** Page 120, line 14: delete the material beginning with “, 108.205 (1)” and  
4 ending with “(a)” on line 15 and substitute “and 108.205 (1)”.

5 **26.** Page 120, line 16: delete “October 1,” and substitute “September 29,”.

6 **27.** Page 120, line 19: delete “January 1,” and substitute “January 5,”.

7 **28.** Page 120, line 21: delete “January 1,” and substitute “January 5,”.

8 **29.** Page 121, line 3: delete “on January 5, 2014.” and substitute “for the week  
9 beginning on December 22, 2013.”.

10 **30.** Page 121, line 24: before that line insert:

11 “(10m) The treatment of sections 108.04 (11) (b) and 108.05 (3) (d) of the  
12 statutes first applies with respect to weeks of unemployment beginning on the  
13 effective date of this subsection.”.

14 **31.** Page 121, line 25: after that line insert:

15 “(11m) The treatment of section 108.05 (3) (dm) of the statutes first applies with  
16 respect to weeks of unemployment beginning on January 5, 2014.”.

17 **32.** Page 122, line 16: delete that line and substitute “the general effective  
18 date of the 2013-15 biennial budget act or the first Sunday after publication of this  
19 act, whichever is later, except as follows:”.

20 **33.** Page 122, line 16: after that line insert:

21 “(1m) The repeal of section 20.445 (1) (am) of the statutes takes effect July 1,  
22 2015.”.

23 **34.** Page 122, line 17: delete lines 17 to 19.

