

2013 DRAFTING REQUEST

Senate Amendment (SA-SB26)

Received: 2/20/2013 Received By: jkuesel
Wanted: Soon Same as LRB:
For: John Lehman (608) 266-1832 By/Representing: Beau Stafford
May Contact: Drafter: jkuesel
Subject: Unemployment Insurance Addl. Drafters:
Extra Copies: MED - 1

Submit via email: YES
Requester's email: Sen.Lehman@legis.wisconsin.gov
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Approval by employee representative

Instructions:

Per attached E mail, 2/20/13.

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 2/20/2013	csicilia 2/21/2013	jfrantze 2/21/2013	_____			
/1				_____	sbasford 2/21/2013	sbasford 2/21/2013	

FE Sent For:

<END>

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12/1	jkuesel 2/20/13	1gs	2/21 12	2/21			

FE Sent For:

<END>

Kuesel, Jeffery

From: Kuesel, Jeffery
Sent: Wednesday, February 20, 2013 4:01 PM
To: Stafford, Beau
Cc: Duchek, Michael
Subject: RE: Language for amendment to SB-26

Beau,

We will take care of your request. You should have your amendment tomorrow morning.

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

From: Stafford, Beau
Sent: Wednesday, February 20, 2013 1:11 PM
To: Kuesel, Jeffery; Duchek, Michael
Subject: FW: Language for amendment

Jeff and Michael –

We are anticipated to be in an executive session in the Senate Workforce Development, Forestry, Mining and Revenue Committee for voting on SB 26 sometime next week. We were assured that we will not be voting on SB 26 tomorrow, but it will be soon. We have one amendment that should be a simple change – we want to make Senator Farrow’s bill (SB 26) the same as Senator Lassa’s bill (SB 28) for getting approval by unions. The references from Danielle’s email should point you in the right direction.

Thanks!

Beau Stafford

Chief of Staff
Office of Senator John Lehman
21st Senate District
319 South
608-266-1832
Beau.stafford@legis.wisconsin.gov

From: Williams, Danielle
Sent: Wednesday, February 20, 2013 12:27 PM
To: Stafford, Beau
Subject: Language for amendment

Include language provided in LRB-0939/2 under 108.062 (2) (L), which requires a plan to “Include a statement signed by the authorized agent of any representative of the employees included in the work–share program to the effect that the representative has approved the plan whenever approval is required under sub. (13).”

Also include language listed under 108.062 (13), which states, “APPROVAL BY EMPLOYEE REPRESENTATIVE. If there is a single representative representing some or all of the employees who are included in a work–share plan, the plan is subject to approval of that representative.”

Danielle Williams

Office of State Senator Julie Lassa

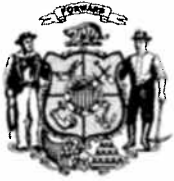
State Capitol

P.O. Box 7882

Madison, WI 53707-7882

(608) 266-3123

danielle.williams@legis.wi.gov



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBa0115/7

JTK:.....

THU 2/21 - Am

1
JTK
gs

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~
SENATE AMENDMENT,
TO SENATE BILL 26

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

2 **1.** Page 8, line 8: after that line insert:

7151-2 →

3 **2.** Page 10, line 16: after that line insert:

7151-3 →

4 (END)


SENATE BILL 28

SECTION 11

INS-2

1 (j) Provide an estimate of the number of layoffs that would occur without
2 implementation of the plan.

3 (k) Specify the effect on any fringe benefits provided by the employer to the
4 employees who are included in the work-share program other than fringe benefits
5 required by law.

6 (A) (k)(m) Include a statement signed by the authorized agent of any representative
7 of the employees included in the work-share program to the effect that the
8 representative has approved the plan whenever approval is required under sub. (13). 

9 (m) Include a statement affirming that the plan is in compliance with all
10 employer obligations under applicable federal and state laws.

11 (3) APPROVAL OF PLANS. The department shall approve a plan if the plan
12 includes all of the elements specified in sub. (2). The approval is effective for the
13 effective period of the plan.

14 (4) EFFECTIVE PERIOD. A work-share program becomes effective on the later of
15 the Sunday of the 2nd week beginning after approval of a work-share plan under
16 sub. (3) or any Sunday after that day specified in the plan. A work-share program
17 ends on the earlier of the last Sunday that precedes the end of the 6-month period
18 beginning on the effective date of the program or any Sunday before that day
19 specified in the plan unless the program terminates on an earlier date under sub. (5),
20 (14), or (15).

21 (5) REVOCATION OF APPROVAL. The department may revoke its approval of a
22 work-share plan for good cause, including conduct that tends to defeat the purpose
23 and effective operation of the plan, failure to comply with the requirements of this
24 section or the work-share plan, or an unreasonable change to the productivity
25 standards of the employees included under the work-share program. Any revocation

LPS: 
the paragraph alpha is: km

ANS 1-3

1 work-share program immediately before the week in which the work-share program
2 began.

3 (10m) REGISTRATION FOR WORK AND WORK SEARCH. The department shall waive
4 the requirements to register for work under s. 108.04 (2) (a) 2. and to conduct a search
5 for work under s. 108.04 (2) (a) 3. for an employee during each week that the
6 employee is receiving benefits under a work-share agreement under sub. (6).

7 (11) OTHER EMPLOYMENT. An employee who is included in a work-share
8 program during a benefit year may be paid wages during the same benefit year by
9 an employer other than the employer who creates the work-share program.

10 (12) RETIREMENT PLAN AND HEALTH INSURANCE COVERAGE. An employer that
11 creates a work-share program shall maintain coverage under any defined benefit or
12 defined contribution retirement plan and any health insurance coverage that the
13 employer provides to the employees who are included in a work-share program,
14 including any particulars of coverage and percentages contributed by the employer
15 for the costs of that coverage, during the effective period of the program under the
16 same terms and conditions as if the employees were not included in the program.

9

17 *✓* (13) APPROVAL BY EMPLOYEE REPRESENTATIVE. If there is a single representative
18 representing some or all of the employees who are included in a work-share plan, the
19 plan is subject to approval of that representative. *✓*

20 (14) TERMINATION BY EMPLOYER. An employer that creates a work-share
21 program may terminate the program before the end of the effective period as
22 provided in the work-share plan by filing notice of termination with the department.
23 The program is then terminated on the 2nd Sunday following the date that the notice
24 of termination is filed unless the notice specifies that the program is terminated at