

State of Wisconsin



2015 Assembly Bill 685

Date of enactment: February 29, 2016

Date of publication*: March 1, 2016

2015 WISCONSIN ACT 194

AN ACT *to renumber and amend* 20.427 (1) (n); *to amend* 20.427 (1) (m), 20.445 (1) (n) and 20.445 (1) (o); and *to create* 20.427 (1) (km) of the statutes; **relating to:** transferring federal moneys received by the Department of Workforce Development to the Labor and Industry Review Commission and making an appropriation (suggested as remedial legislation by the Legislative Fiscal Bureau).

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Legislative Fiscal Bureau and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

SECTION 1. 20.427 (1) (km) of the statutes is created to read:

20.427 (1) (km) *Equal rights; other moneys.* All moneys transferred from the appropriation account under s. 20.445 (1) (o) for the performance of the functions of the labor and industry review commission related to the review of decisions by the division of equal rights in the department of workforce development and all other moneys transferred from state agencies to the appropriation account under this paragraph for the purposes for which the transfer is made.

NOTE: Creates an appropriation account for the Labor and Industry Review Commission (LIRC) that provides for transfer of federal moneys for the performance of the functions of LIRC related to the review of decisions by the Division of Equal Rights (ERD) in the Department of Workforce Development (DWD) from the DWD appropriation account for federal moneys related to the activities of the ERD. The

created appropriation account also provides for transfer of all other moneys transferred from state agencies to the account.

SECTION 2. 20.427 (1) (m) of the statutes, as affected by 2015 Wisconsin Act 55, is amended to read:

20.427 (1) (m) *Federal moneys.* All federal moneys not appropriated under par. (n) that are received from the federal government as authorized by the governor under s. 16.54 for the functions of the labor and industry review commission.

NOTE: Modifies the LIRC appropriation account for federal moneys to provide for the appropriation for its functions of all federal moneys directly received by LIRC.

SECTION 3. 20.427 (1) (n) of the statutes, as affected by 2015 Wisconsin Act 55, is renumbered 20.427 (1) (k) and amended to read:

20.427 (1) (k) *Unemployment administration; federal moneys.* All federal moneys received as authorized by the governor under s. 16.54 transferred from the appropriation account under s. 20.445 (1) (n) for the performance of the functions of the labor and industry review commission under ch. 108.

NOTE: Modifies the LIRC appropriation account for unemployment administration to provide for the transfer of moneys from the DWD appropriation account for federal moneys received for employment assistance and unemployment insurance administration to the LIRC appropriation account for unemployment administration.

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

SECTION 4. 20.445 (1) (n) of the statutes is amended to read:

20.445 (1) (n) *Employment assistance and unemployment insurance administration; federal moneys.* All federal moneys received, as authorized by the governor under s. 16.54, for the administration of employment assistance and unemployment insurance programs of the department, for the performance of the department's other functions under subch. I of ch. 106 and ch. 108, and to pay the compensation and expenses of appeal tribunals and of employment councils appointed under s. 108.14, to be used for such purposes, except as provided in s. 108.161 (3e), and, from the moneys received by this state under section 903 (d) of the federal Social Security Act, as amended, to transfer to the appropriation account under par. (nb) an amount determined by the treasurer of the unemployment reserve fund not exceeding the lesser of the amount specified in s. 108.161 (4) (d) or the amounts in the schedule under par. (nb), to transfer to the appropriation account under par. (nd) an amount determined by the treasurer of the unemployment reserve fund not exceeding the lesser of the amount specified in s. 108.161 (4) (d) or the amounts in the schedule under par. (nd), ~~and~~ to transfer to the appropriation account under

par. (ne) an amount not exceeding the lesser of the amount specified in s. 108.161 (4) (d) or the sum of the amounts in the schedule under par. (ne) and the amount determined by the treasurer of the unemployment reserve fund that is required to pay for the cost of banking services incurred by the unemployment reserve fund, and to transfer to the appropriation account under s. 20.427 (1) (k) an amount determined by the treasurer of the unemployment reserve fund.

NOTE: Modifies the DWD appropriation account for federal moneys received for employment assistance and unemployment insurance administration to transfer from that appropriation account an amount determined by the treasurer of the unemployment reserve fund to the LIRC appropriation account for unemployment administration.

SECTION 5. 20.445 (1) (o) of the statutes is amended to read:

20.445 (1) (o) *Equal rights; federal moneys.* All federal moneys received for the activities of the division of equal rights in the department, to be used for those purposes, and to transfer to the appropriation account under s. 20.427 (1) (km).

NOTE: Modifies the DWD appropriation account for federal moneys received for the activities of the ERD to transfer moneys from that appropriation account to the LIRC appropriation account for equal rights created under SECTION 1 of the bill.