




State of Wisconsin


LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX - **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 10/23/2015 (Per: MED)

 **Compile Draft – Appendix C** 

Appendix B  The 2015 drafting file for LRB–2743

Appendix C  The 2015 drafting file for LRB–2921

has been copied/added to the drafting file for

2015 LRB–2020

2015 DRAFTING REQUEST

Bill

Received: 8/13/2015 Received By: amckean
For: Workforce Development 6082661639 Same as LRB:
May Contact: By/Representing: Janell
Subject: Unemployment Insurance Drafter: amckean
Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Janell.Knutson@dwd.wisconsin.gov
Carbon copy (CC) to: michael.duchek@legis.wisconsin.gov
andrew.rubsam@dwd.wi.gov

Pre Topic:

No specific pre topic given

Topic:

Removing the UI benefit rate schedule from the statutes

For inclusion with LRB-2020 - Thank!

Instructions:

See attached

No "Appendix" needed per MED 09-10-2015

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P1	amckean 9/3/2015	kmochal 8/24/2015	_____	sbasford 8/24/2015		
/P2		kmochal 9/10/2015	_____	lparisi 9/10/2015		

FE Sent For:

<END>

Duchek, Michael

From: Rubsam, Andrew J - DWD <Andrew.Rubsam@dwd.wisconsin.gov>
Sent: Monday, August 10, 2015 8:59 AM
To: Duchek, Michael
Subject: RE: Stuff

Yes –

They approved the reimbursable ER ID theft fraud language.

Language on tables attached.



D15-10 Technical Changes statu...



D15-10 Technical Changes to 10...

From: Duchek, Michael [mailto:Michael.Duchek@legis.wisconsin.gov]
Sent: Friday, August 07, 2015 2:19 PM
To: Rubsam, Andrew J - DWD
Subject: Stuff

Any word from the feds on anything lately? Did you figure out final proposed language on the proposal to get the benefit tables out of the statutes?

Mike Duchek
Legislative Attorney
Wisconsin Legislative Reference Bureau
(608) 266-0130

D15-10
Technical Changes to Wis. Stat. § 108.05

Date: August 20, 2015
Proposed by: DWD
Prepared by: Andrew Rubsam

ANALYSIS OF PROPOSED UI LAW CHANGE
Technical Changes to Wis. Stat. § 108.05

1. Description of Proposed Change

Current Wis. Stat. §§ 108.05(1)(q) and 108.05(1)(r) provide a formula for calculating the amount of weekly benefits to which a benefit claimant is entitled. The weekly benefit rate is “4 percent of the employee’s base period wages that were paid during that quarter of the employee’s base period in which the employee was paid the highest total wages, rounded down to the nearest whole dollar.” The charts following paragraphs (q) and (r) provide that a claimant’s minimum weekly benefit rate is \$54 and the maximum weekly benefit rate is \$363 for paragraph (q) and \$370 for paragraph (r), based on the date of the benefit claim. The charts demonstrate claimants’ weekly benefit rates based on the highest quarterly wages paid to the claimant. The charts occupy several pages in the statutes.

The Department publishes the charts on its website (available at <http://dwd.wisconsin.gov/uiben/handbook/pdf/wbrchart.pdf>). And the Department provides a calculator on its website for claimants to estimate their weekly benefit rate based on their wages (http://dwd.wisconsin.gov/uiben/calculator_wbr.htm).

The Department proposes the amendment of Wis. Stat. §§ 108.05(1)(q) and 108.05(1)(r) to delete the charts from the statutes and to provide that the statutory formulas contain the current minimum and maximum amount of benefits. The Department also proposes to require the Department to continue to publish the charts on its website.

The Department proposes the repeal of Wis. Stat. §§ 108.05(2) and 108.05(2m). Section 108.05(2) provides for semiannual adjustments of maximum and minimum benefit rates and

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section 108.05(2m) provides for the suspension of the semiannual adjustments. The Department no longer adjusts the weekly benefit rates on a semiannual basis, which makes these unused sections outdated.

These proposed changes would not reduce or increase benefit payments to claimants but are designed as technical changes to section 108.05 in order to simplify the statute.

2. Proposed Statutory Language

Proposed statutory language is attached.

3. Effects of Proposed Changes

- a. Policy. The technical legislative change will not change the amount of benefits paid to claimants.
- b. Administrative. There will be little, if any, administrative effect of this proposal because the Department already publishes the charts on its website. The Department no longer applies the sections to be repealed, which means there will be no training needed for this change.
- c. Fiscal. An estimate of the fiscal effect of this proposal is not yet available. The fiscal effect is estimated to be negligible.

4. State and Federal Issues

There are no known federal conformity issues with the technical corrections as proposed. The Department recommends that any changes to the unemployment insurance law be sent to the U.S. Department of Labor for conformity review.

5. Proposed Effective/Applicability Date

This proposal would be effective with other changes made as part of the agreed bill cycle.

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108.05 (1) (q) of the statutes is amended to read:

108.05 Amount of benefits. (1) (q) Except as provided in s. 108.062 (6) (a), each eligible employee shall be paid benefits for each week of total unemployment that commences on or after January 4, 2009, and before January 5, 2014, at the weekly benefit rate specified in this paragraph. Unless sub. (1m) applies, the weekly benefit rate shall equal 4 percent of the employee's base period wages that were paid during that quarter of the employee's base period in which the employee was paid the highest total wages, rounded down to the nearest whole dollar, except that, if that amount is less than ~~\$54~~~~the minimum amount shown in the following schedule~~, no benefits are payable to the employee and, if that amount is more than ~~\$363~~~~the maximum amount shown in the following schedule~~, the employee's weekly benefit rate shall be ~~\$363~~~~the maximum amount shown in the following schedule~~ and except that, if the employee's benefits are exhausted during any week under s. 108.06 (1), the employee shall be paid the remaining amount of benefits payable to the employee in lieu of the amount due under this paragraph. ~~shown in the following schedule: [See Figure 108.05 (1) (q) following]~~The department shall publish on its public website a weekly benefit rate chart listing all of the weekly benefit rates and the amount of high quarter wages needed for each rate.

Figure 108.05 (1) (q):

Line	Highest Quarterly Wages Paid	Weekly Benefit Rate
1.	Under \$1,350.00.....	\$ 0
2.	1,350.00 to 1,374.99.....	54
3.	1,375.00 to 1,399.99.....	55
4.	1,400.00 to 1,424.99.....	56
5.	1,425.00 to 1,449.99.....	57
6.	1,450.00 to 1,474.99.....	58
7.	1,475.00 to 1,499.99.....	59
8.	1,500.00 to 1,524.99.....	60
9.	1,525.00 to 1,549.99.....	61

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10.	1,550.00	to	1,574.99.....	62
11.	1,575.00	to	1,599.99.....	63
12.	1,600.00	to	1,624.99.....	64
13.	1,625.00	to	1,649.99.....	65
14.	1,650.00	to	1,674.99.....	66
15.	1,675.00	to	1,699.99.....	67
16.	1,700.00	to	1,724.99.....	68
17.	1,725.00	to	1,749.99.....	69
18.	1,750.00	to	1,774.99.....	70
19.	1,775.00	to	1,799.99.....	71
20.	1,800.00	to	1,824.99.....	72
21.	1,825.00	to	1,849.99.....	73
22.	1,850.00	to	1,874.99.....	74
23.	1,875.00	to	1,899.99.....	75
24.	1,900.00	to	1,924.99.....	76
25.	1,925.00	to	1,949.99.....	77
26.	1,950.00	to	1,974.99.....	78
27.	1,975.00	to	1,999.99.....	79
28.	2,000.00	to	2,024.99.....	80
29.	2,025.00	to	2,049.99.....	81
30.	2,050.00	to	2,074.99.....	82
31.	2,075.00	to	2,099.99.....	83
32.	2,100.00	to	2,124.99.....	84
33.	2,125.00	to	2,149.99.....	85
34.	2,150.00	to	2,174.99.....	86
35.	2,175.00	to	2,199.99.....	87
36.	2,200.00	to	2,224.99.....	88
37.	2,225.00	to	2,249.99.....	89
38.	2,250.00	to	2,274.99.....	90
39.	2,275.00	to	2,299.99.....	91
40.	2,300.00	to	2,324.99.....	92
41.	2,325.00	to	2,349.99.....	93
42.	2,350.00	to	2,374.99.....	94
43.	2,375.00	to	2,399.99.....	95
44.	2,400.00	to	2,424.99.....	96
45.	2,425.00	to	2,449.99.....	97
46.	2,450.00	to	2,474.99.....	98
47.	2,475.00	to	2,499.99.....	99
48.	2,500.00	to	2,524.99.....	100
49.	2,525.00	to	2,549.99.....	101
50.	2,550.00	to	2,574.99.....	102
51.	2,575.00	to	2,599.99.....	103
52.	2,600.00	to	2,624.99.....	104
53.	2,625.00	to	2,649.99.....	105

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54.	2,650.00	to	2,674.99	106
55.	2,675.00	to	2,699.99	107
56.	2,700.00	to	2,724.99	108
57.	2,725.00	to	2,749.99	109
58.	2,750.00	to	2,774.99	.....	110
59.	2,775.00	to	2,799.99	.....	111
60.	2,800.00	to	2,824.99	.....	112
61.	2,825.00	to	2,849.99	.....	113
62.	2,850.00	to	2,874.99	.....	114
63.	2,875.00	to	2,899.99	.....	115
64.	2,900.00	to	2,924.99	.....	116
65.	2,925.00	to	2,949.99	.....	117
66.	2,950.00	to	2,974.99	.....	118
67.	2,975.00	to	2,999.99	.....	119
68.	3,000.00	to	3,024.99	.....	120
69.	3,025.00	to	3,049.99	.....	121
70.	3,050.00	to	3,074.99	.....	122
71.	3,075.00	to	3,099.99	.....	123
72.	3,100.00	to	3,124.99	.....	124
73.	3,125.00	to	3,149.99	.....	125
74.	3,150.00	to	3,174.99	.....	126
75.	3,175.00	to	3,199.99	.....	127
76.	3,200.00	to	3,224.99	.....	128
77.	3,225.00	to	3,249.99	.....	129
78.	3,250.00	to	3,274.99	.....	130
79.	3,275.00	to	3,299.99	.....	131
80.	3,300.00	to	3,324.99	.....	132
81.	3,325.00	to	3,349.99	.....	133
82.	3,350.00	to	3,374.99	.....	134
83.	3,375.00	to	3,399.99	.....	135
84.	3,400.00	to	3,424.99	.....	136
85.	3,425.00	to	3,449.99	.....	137
86.	3,450.00	to	3,474.99	.....	138
87.	3,475.00	to	3,499.99	.....	139
88.	3,500.00	to	3,524.99	.....	140
89.	3,525.00	to	3,549.99	.....	141
90.	3,550.00	to	3,574.99	.....	142
91.	3,575.00	to	3,599.99	.....	143
92.	3,600.00	to	3,624.99	.....	144
93.	3,625.00	to	3,649.99	.....	145
94.	3,650.00	to	3,674.99	146
95.	3,675.00	to	3,699.99	147
96.	3,700.00	to	3,724.99	148
97.	3,725.00	to	3,749.99	149

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98.	3,750.00	to	3,774.99.....	150
99.	3,775.00	to	3,799.99.....	151
100.	3,800.00	to	3,824.99.....	152
101.	3,825.00	to	3,849.99.....	153
102.	3,850.00	to	3,874.99.....	154
103.	3,875.00	to	3,899.99.....	155
104.	3,900.00	to	3,924.99.....	156
105.	3,925.00	to	3,949.99.....	157
106.	3,950.00	to	3,974.99.....	158
107.	3,975.00	to	3,999.99.....	159
108.	4,000.00	to	4,024.99.....	160
109.	4,025.00	to	4,049.99.....	161
110.	4,050.00	to	4,074.99.....	162
111.	4,075.00	to	4,099.99.....	163
112.	4,100.00	to	4,124.99.....	164
113.	4,125.00	to	4,149.99.....	165
114.	4,150.00	to	4,174.99.....	166
115.	4,175.00	to	4,199.99.....	167
116.	4,200.00	to	4,224.99.....	168
117.	4,225.00	to	4,249.99.....	169
118.	4,250.00	to	4,274.99.....	170
119.	4,275.00	to	4,299.99.....	171
120.	4,300.00	to	4,324.99.....	172
121.	4,325.00	to	4,349.99.....	173
122.	4,350.00	to	4,374.99.....	174
123.	4,375.00	to	4,399.99.....	175
124.	4,400.00	to	4,424.99.....	176
125.	4,425.00	to	4,449.99.....	177
126.	4,450.00	to	4,474.99.....	178
127.	4,475.00	to	4,499.99.....	179
128.	4,500.00	to	4,524.99.....	180
129.	4,525.00	to	4,549.99.....	181
130.	4,550.00	to	4,574.99.....	182
131.	4,575.00	to	4,599.99.....	183
132.	4,600.00	to	4,624.99.....	184
133.	4,625.00	to	4,649.99.....	185
134.	4,650.00	to	4,674.99.....	186
135.	4,675.00	to	4,699.99.....	187
136.	4,700.00	to	4,724.99.....	188
137.	4,725.00	to	4,749.99.....	189
138.	4,750.00	to	4,774.99.....	190
139.	4,775.00	to	4,799.99.....	191
140.	4,800.00	to	4,824.99.....	192
141.	4,825.00	to	4,849.99.....	193

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142.	4,850.00	to	4,874.99	194
143.	4,875.00	to	4,899.99	195
144.	4,900.00	to	4,924.99	196
145.	4,925.00	to	4,949.99	197
146.	4,950.00	to	4,974.99	.....	198
147.	4,975.00	to	4,999.99	.....	199
148.	5,000.00	to	5,024.99	.....	200
149.	5,025.00	to	5,049.99	.....	201
150.	5,050.00	to	5,074.99	.....	202
151.	5,075.00	to	5,099.99	.....	203
152.	5,100.00	to	5,124.99	.....	204
153.	5,125.00	to	5,149.99	.....	205
154.	5,150.00	to	5,174.99	.....	206
155.	5,175.00	to	5,199.99	.....	207
156.	5,200.00	to	5,224.99	.....	208
157.	5,225.00	to	5,249.99	.....	209
158.	5,250.00	to	5,274.99	.....	210
159.	5,275.00	to	5,299.99	.....	211
160.	5,300.00	to	5,324.99	.....	212
161.	5,325.00	to	5,349.99	.....	213
162.	5,350.00	to	5,374.99	.....	214
163.	5,375.00	to	5,399.99	.....	215
164.	5,400.00	to	5,424.99	.....	216
165.	5,425.00	to	5,449.99	.....	217
166.	5,450.00	to	5,474.99	.....	218
167.	5,475.00	to	5,499.99	.....	219
168.	5,500.00	to	5,524.99	.....	220
169.	5,525.00	to	5,549.99	.....	221
170.	5,550.00	to	5,574.99	.....	222
171.	5,575.00	to	5,599.99	.....	223
172.	5,600.00	to	5,624.99	.....	224
173.	5,625.00	to	5,649.99	.....	225
174.	5,650.00	to	5,674.99	.....	226
175.	5,675.00	to	5,699.99	.....	227
176.	5,700.00	to	5,724.99	.....	228
177.	5,725.00	to	5,749.99	.....	229
178.	5,750.00	to	5,774.99	.....	230
179.	5,775.00	to	5,799.99	.....	231
180.	5,800.00	to	5,824.99	.....	232
181.	5,825.00	to	5,849.99	.....	233
182.	5,850.00	to	5,874.99	.....	234
183.	5,875.00	to	5,899.99	235
184.	5,900.00	to	5,924.99	236
185.	5,925.00	to	5,949.99	237

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186.	5,950.00	to	5,974.99	238
187.	5,975.00	to	5,999.99	239
188.	6,000.00	to	6,024.99	240
189.	6,025.00	to	6,049.99	241
190.	6,050.00	to	6,074.99	242
191.	6,075.00	to	6,099.99	243
192.	6,100.00	to	6,124.99	244
193.	6,125.00	to	6,149.99	245
194.	6,150.00	to	6,174.99	246
195.	6,175.00	to	6,199.99	247
196.	6,200.00	to	6,224.99	248
197.	6,225.00	to	6,249.99	249
198.	6,250.00	to	6,274.99	250
199.	6,275.00	to	6,299.99	251
200.	6,300.00	to	6,324.99	252
201.	6,325.00	to	6,349.99	253
202.	6,350.00	to	6,374.99	254
203.	6,375.00	to	6,399.99	255
204.	6,400.00	to	6,424.99	256
205.	6,425.00	to	6,449.99	257
206.	6,450.00	to	6,474.99	258
207.	6,475.00	to	6,499.99	259
208.	6,500.00	to	6,524.99	260
209.	6,525.00	to	6,549.99	261
210.	6,550.00	to	6,574.99	262
211.	6,575.00	to	6,599.99	263
212.	6,600.00	to	6,624.99	264
213.	6,625.00	to	6,649.99	265
214.	6,650.00	to	6,674.99	266
215.	6,675.00	to	6,699.99	267
216.	6,700.00	to	6,724.99	268
217.	6,725.00	to	6,749.99	269
218.	6,750.00	to	6,774.99	270
219.	6,775.00	to	6,799.99	271
220.	6,800.00	to	6,824.99	272
221.	6,825.00	to	6,849.99	273
222.	6,850.00	to	6,874.99	274
223.	6,875.00	to	6,899.99	275
224.	6,900.00	to	6,924.99	276
225.	6,925.00	to	6,949.99	277
226.	6,950.00	to	6,974.99	278
227.	6,975.00	to	6,999.99	279
228.	7,000.00	to	7,024.99	280
229.	7,025.00	to	7,049.99	281

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230.	7,050.00	to	7,074.99.....	282
231.	7,075.00	to	7,099.99.....	283
232.	7,100.00	to	7,124.99.....	284
233.	7,125.00	to	7,149.99.....	285
234.	7,150.00	to	7,174.99.....	286
235.	7,175.00	to	7,199.99.....	287
236.	7,200.00	to	7,224.99.....	288
237.	7,225.00	to	7,249.99.....	289
238.	7,250.00	to	7,274.99.....	290
239.	7,275.00	to	7,299.99.....	291
240.	7,300.00	to	7,324.99.....	292
241.	7,325.00	to	7,349.99.....	293
242.	7,350.00	to	7,374.99.....	294
243.	7,375.00	to	7,399.99.....	295
244.	7,400.00	to	7,424.99.....	296
245.	7,425.00	to	7,449.99.....	297
246.	7,450.00	to	7,474.99.....	298
247.	7,475.00	to	7,499.99.....	299
248.	7,500.00	to	7,524.99.....	300
249.	7,525.00	to	7,549.99.....	301
250.	7,550.00	to	7,574.99.....	302
251.	7,575.00	to	7,599.99.....	303
252.	7,600.00	to	7,624.99.....	304
253.	7,625.00	to	7,649.99.....	305
254.	7,650.00	to	7,674.99.....	306
255.	7,675.00	to	7,699.99.....	307
256.	7,700.00	to	7,724.99.....	308
257.	7,725.00	to	7,749.99.....	309
258.	7,750.00	to	7,774.99.....	310
259.	7,775.00	to	7,799.99.....	311
260.	7,800.00	to	7,824.99.....	312
261.	7,825.00	to	7,849.99.....	313
262.	7,850.00	to	7,874.99.....	314
263.	7,875.00	to	7,899.99.....	315
264.	7,900.00	to	7,924.99.....	316
265.	7,925.00	to	7,949.99.....	317
266.	7,950.00	to	7,974.99.....	318
267.	7,975.00	to	7,999.99.....	319
268.	8,000.00	to	8,024.99.....	320
269.	8,025.00	to	8,049.99.....	321
270.	8,050.00	to	8,074.99.....	322
271.	8,075.00	to	8,099.99.....	323
272.	8,100.00	to	8,124.99.....	324
273.	8,125.00	to	8,149.99.....	325

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274.	8,150.00	to	8,174.99.....	326
275.	8,175.00	to	8,199.99.....	327
276.	8,200.00	to	8,224.99.....	328
277.	8,225.00	to	8,249.99.....	329
278.	8,250.00	to	8,274.99.....	330
279.	8,275.00	to	8,299.99.....	331
280.	8,300.00	to	8,324.99.....	332
281.	8,325.00	to	8,349.99.....	333
282.	8,350.00	to	8,374.99.....	334
283.	8,375.00	to	8,399.99.....	335
284.	8,400.00	to	8,424.99.....	336
285.	8,425.00	to	8,449.99.....	337
286.	8,450.00	to	8,474.99.....	338
287.	8,475.00	to	8,499.99.....	339
288.	8,500.00	to	8,524.99.....	340
289.	8,525.00	to	8,549.99.....	341
290.	8,550.00	to	8,574.99.....	342
291.	8,575.00	to	8,599.99.....	343
292.	8,600.00	to	8,624.99.....	344
293.	8,625.00	to	8,649.99.....	345
294.	8,650.00	to	8,674.99.....	346
295.	8,675.00	to	8,699.99.....	347
296.	8,700.00	to	8,724.99.....	348
297.	8,725.00	to	8,749.99.....	349
298.	8,750.00	to	8,774.99.....	350
299.	8,775.00	to	8,799.99.....	351
300.	8,800.00	to	8,824.99.....	352
301.	8,825.00	to	8,849.99.....	353
302.	8,850.00	to	8,874.99.....	354
303.	8,875.00	to	8,899.99.....	355
304.	8,900.00	to	8,924.99.....	356
305.	8,925.00	to	8,949.99.....	357
306.	8,950.00	to	8,974.99.....	358
307.	8,975.00	to	8,999.99.....	359
308.	9,000.00	to	9,024.99.....	360
309.	9,025.00	to	9,049.99.....	361
310.	9,050.00	to	9,074.99.....	362
311.	9,075.00		and over.....	363

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108.05 (1) (r) of the statutes is amended to read:

(r) Except as provided in s. 108.062 (6) (a), each eligible employee shall be paid benefits for each week of total unemployment that commences on or after January 5, 2014, at the weekly benefit rate specified in this paragraph. Unless sub. (1m) applies, the weekly benefit rate shall equal 4 percent of the employee's base period wages that were paid during that quarter of the employee's base period in which the employee was paid the highest total wages, rounded down to the nearest whole dollar, except that, if that amount is less than ~~\$54~~~~the minimum amount shown in the following schedule~~, no benefits are payable to the employee and, if that amount is more than ~~\$370~~~~the maximum amount shown in the following schedule~~, the employee's weekly benefit rate shall be ~~\$370~~~~the maximum amount shown in the following schedule~~ and except that, if the employee's benefits are exhausted during any week under s. 108.06 (1), the employee shall be paid the remaining amount of benefits payable to the employee in lieu of the amount ~~due under this paragraph, shown in the following schedule:~~ [See Figure 108.05 (1) (r) following] The department shall publish on its public website a weekly benefit rate chart listing all of the weekly benefit rates and the amount of high quarter wages needed for each rate.

Figure 108.05 (1) (r):

Line	Highest -Quarterly- Wages Paid	Weekly Benefit Rate
1.	Under \$1,350.00	\$ 0
2.	1,350.00 to 1,374.99	54
3.	1,375.00 to 1,399.99	55
4.	1,400.00 to 1,424.99	56
5.	1,425.00 to 1,449.99	57
6.	1,450.00 to 1,474.99	58
7.	1,475.00 to 1,499.99	59
8.	1,500.00 to 1,524.99	60
9.	1,525.00 to 1,549.99	61
10.	1,550.00 to 1,574.99	62

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11.	1,575.00	to	1,599.99	63
12.	1,600.00	to	1,624.99	64
13.	1,625.00	to	1,649.99	65
14.	1,650.00	to	1,674.99	66
15.	1,675.00	to	1,699.99	.....	67
16.	1,700.00	to	1,724.99	.....	68
17.	1,725.00	to	1,749.99	.....	69
18.	1,750.00	to	1,774.99	.....	70
19.	1,775.00	to	1,799.99	.....	71
20.	1,800.00	to	1,824.99	.....	72
21.	1,825.00	to	1,849.99	.....	73
22.	1,850.00	to	1,874.99	.....	74
23.	1,875.00	to	1,899.99	.....	75
24.	1,900.00	to	1,924.99	.....	76
25.	1,925.00	to	1,949.99	.....	77
26.	1,950.00	to	1,974.99	.....	78
27.	1,975.00	to	1,999.99	.....	79
28.	2,000.00	to	2,024.99	.....	80
29.	2,025.00	to	2,049.99	.....	81
30.	2,050.00	to	2,074.99	.....	82
31.	2,075.00	to	2,099.99	.....	83
32.	2,100.00	to	2,124.99	.....	84
33.	2,125.00	to	2,149.99	.....	85
34.	2,150.00	to	2,174.99	.....	86
35.	2,175.00	to	2,199.99	.....	87
36.	2,200.00	to	2,224.99	.....	88
37.	2,225.00	to	2,249.99	.....	89
38.	2,250.00	to	2,274.99	.....	90
39.	2,275.00	to	2,299.99	.....	91
40.	2,300.00	to	2,324.99	.....	92
41.	2,325.00	to	2,349.99	.....	93
42.	2,350.00	to	2,374.99	.....	94
43.	2,375.00	to	2,399.99	.....	95
44.	2,400.00	to	2,424.99	.....	96
45.	2,425.00	to	2,449.99	.....	97
46.	2,450.00	to	2,474.99	.....	98
47.	2,475.00	to	2,499.99	.....	99
48.	2,500.00	to	2,524.99	.....	100
49.	2,525.00	to	2,549.99	.....	101
50.	2,550.00	to	2,574.99	.....	102
51.	2,575.00	to	2,599.99	103
52.	2,600.00	to	2,624.99	104
53.	2,625.00	to	2,649.99	105
54.	2,650.00	to	2,674.99	106

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55.	2,675.00	to	2,699.99	107
56.	2,700.00	to	2,724.99	108
57.	2,725.00	to	2,749.99	109
58.	2,750.00	to	2,774.99	110
59.	2,775.00	to	2,799.99	.....	111
60.	2,800.00	to	2,824.99	.....	112
61.	2,825.00	to	2,849.99	.....	113
62.	2,850.00	to	2,874.99	.....	114
63.	2,875.00	to	2,899.99	.....	115
64.	2,900.00	to	2,924.99	.....	116
65.	2,925.00	to	2,949.99	.....	117
66.	2,950.00	to	2,974.99	.....	118
67.	2,975.00	to	2,999.99	.....	119
68.	3,000.00	to	3,024.99	.....	120
69.	3,025.00	to	3,049.99	.....	121
70.	3,050.00	to	3,074.99	.....	122
71.	3,075.00	to	3,099.99	.....	123
72.	3,100.00	to	3,124.99	.....	124
73.	3,125.00	to	3,149.99	.....	125
74.	3,150.00	to	3,174.99	.....	126
75.	3,175.00	to	3,199.99	.....	127
76.	3,200.00	to	3,224.99	.....	128
77.	3,225.00	to	3,249.99	.....	129
78.	3,250.00	to	3,274.99	.....	130
79.	3,275.00	to	3,299.99	.....	131
80.	3,300.00	to	3,324.99	.....	132
81.	3,325.00	to	3,349.99	.....	133
82.	3,350.00	to	3,374.99	.....	134
83.	3,375.00	to	3,399.99	.....	135
84.	3,400.00	to	3,424.99	.....	136
85.	3,425.00	to	3,449.99	.....	137
86.	3,450.00	to	3,474.99	.....	138
87.	3,475.00	to	3,499.99	.....	139
88.	3,500.00	to	3,524.99	.....	140
89.	3,525.00	to	3,549.99	.....	141
90.	3,550.00	to	3,574.99	.....	142
91.	3,575.00	to	3,599.99	.....	143
92.	3,600.00	to	3,624.99	.....	144
93.	3,625.00	to	3,649.99	.....	145
94.	3,650.00	to	3,674.99	.....	146
95.	3,675.00	to	3,699.99	147
96.	3,700.00	to	3,724.99	148
97.	3,725.00	to	3,749.99	149
98.	3,750.00	to	3,774.99	150

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99.	3,775.00	to	3,799.99	151
100.	3,800.00	to	3,824.99	152
101.	3,825.00	to	3,849.99	153
102.	3,850.00	to	3,874.99	154
103.	3,875.00	to	3,899.99	.....	155
104.	3,900.00	to	3,924.99	.....	156
105.	3,925.00	to	3,949.99	.....	157
106.	3,950.00	to	3,974.99	.....	158
107.	3,975.00	to	3,999.99	.....	159
108.	4,000.00	to	4,024.99	.....	160
109.	4,025.00	to	4,049.99	.....	161
110.	4,050.00	to	4,074.99	.....	162
111.	4,075.00	to	4,099.99	.....	163
112.	4,100.00	to	4,124.99	.....	164
113.	4,125.00	to	4,149.99	.....	165
114.	4,150.00	to	4,174.99	.....	166
115.	4,175.00	to	4,199.99	.....	167
116.	4,200.00	to	4,224.99	.....	168
117.	4,225.00	to	4,249.99	.....	169
118.	4,250.00	to	4,274.99	.....	170
119.	4,275.00	to	4,299.99	.....	171
120.	4,300.00	to	4,324.99	.....	172
121.	4,325.00	to	4,349.99	.....	173
122.	4,350.00	to	4,374.99	.....	174
123.	4,375.00	to	4,399.99	.....	175
124.	4,400.00	to	4,424.99	.....	176
125.	4,425.00	to	4,449.99	.....	177
126.	4,450.00	to	4,474.99	.....	178
127.	4,475.00	to	4,499.99	.....	179
128.	4,500.00	to	4,524.99	.....	180
129.	4,525.00	to	4,549.99	.....	181
130.	4,550.00	to	4,574.99	.....	182
131.	4,575.00	to	4,599.99	.....	183
132.	4,600.00	to	4,624.99	.....	184
133.	4,625.00	to	4,649.99	.....	185
134.	4,650.00	to	4,674.99	.....	186
135.	4,675.00	to	4,699.99	.....	187
136.	4,700.00	to	4,724.99	.....	188
137.	4,725.00	to	4,749.99	.....	189
138.	4,750.00	to	4,774.99	.....	190
139.	4,775.00	to	4,799.99	.....	191
140.	4,800.00	to	4,824.99	192
141.	4,825.00	to	4,849.99	193
142.	4,850.00	to	4,874.99	194

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143.	4,875.00	to	4,899.99	195
144.	4,900.00	to	4,924.99	196
145.	4,925.00	to	4,949.99	197
146.	4,950.00	to	4,974.99	198
147.	4,975.00	to	4,999.99	.....	199
148.	5,000.00	to	5,024.99	.....	200
149.	5,025.00	to	5,049.99	.....	201
150.	5,050.00	to	5,074.99	.....	202
151.	5,075.00	to	5,099.99	.....	203
152.	5,100.00	to	5,124.99	.....	204
153.	5,125.00	to	5,149.99	.....	205
154.	5,150.00	to	5,174.99	.....	206
155.	5,175.00	to	5,199.99	.....	207
156.	5,200.00	to	5,224.99	.....	208
157.	5,225.00	to	5,249.99	.....	209
158.	5,250.00	to	5,274.99	.....	210
159.	5,275.00	to	5,299.99	.....	211
160.	5,300.00	to	5,324.99	.....	212
161.	5,325.00	to	5,349.99	.....	213
162.	5,350.00	to	5,374.99	.....	214
163.	5,375.00	to	5,399.99	.....	215
164.	5,400.00	to	5,424.99	.....	216
165.	5,425.00	to	5,449.99	.....	217
166.	5,450.00	to	5,474.99	.....	218
167.	5,475.00	to	5,499.99	.....	219
168.	5,500.00	to	5,524.99	.....	220
169.	5,525.00	to	5,549.99	.....	221
170.	5,550.00	to	5,574.99	.....	222
171.	5,575.00	to	5,599.99	.....	223
172.	5,600.00	to	5,624.99	.....	224
173.	5,625.00	to	5,649.99	.....	225
174.	5,650.00	to	5,674.99	.....	226
175.	5,675.00	to	5,699.99	.....	227
176.	5,700.00	to	5,724.99	.....	228
177.	5,725.00	to	5,749.99	.....	229
178.	5,750.00	to	5,774.99	.....	230
179.	5,775.00	to	5,799.99	.....	231
180.	5,800.00	to	5,824.99	.....	232
181.	5,825.00	to	5,849.99	.....	233
182.	5,850.00	to	5,874.99	.....	234
183.	5,875.00	to	5,899.99	.....	235
184.	5,900.00	to	5,924.99	236
185.	5,925.00	to	5,949.99	237
186.	5,950.00	to	5,974.99	238

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187.	5,975.00	to	5,999.99	239
188.	6,000.00	to	6,024.99	240
189.	6,025.00	to	6,049.99	241
190.	6,050.00	to	6,074.99	242
191.	6,075.00	to	6,099.99	243
192.	6,100.00	to	6,124.99	244
193.	6,125.00	to	6,149.99	245
194.	6,150.00	to	6,174.99	246
195.	6,175.00	to	6,199.99	247
196.	6,200.00	to	6,224.99	248
197.	6,225.00	to	6,249.99	249
198.	6,250.00	to	6,274.99	250
199.	6,275.00	to	6,299.99	251
200.	6,300.00	to	6,324.99	252
201.	6,325.00	to	6,349.99	253
202.	6,350.00	to	6,374.99	254
203.	6,375.00	to	6,399.99	255
204.	6,400.00	to	6,424.99	256
205.	6,425.00	to	6,449.99	257
206.	6,450.00	to	6,474.99	258
207.	6,475.00	to	6,499.99	259
208.	6,500.00	to	6,524.99	260
209.	6,525.00	to	6,549.99	261
210.	6,550.00	to	6,574.99	262
211.	6,575.00	to	6,599.99	263
212.	6,600.00	to	6,624.99	264
213.	6,625.00	to	6,649.99	265
214.	6,650.00	to	6,674.99	266
215.	6,675.00	to	6,699.99	267
216.	6,700.00	to	6,724.99	268
217.	6,725.00	to	6,749.99	269
218.	6,750.00	to	6,774.99	270
219.	6,775.00	to	6,799.99	271
220.	6,800.00	to	6,824.99	272
221.	6,825.00	to	6,849.99	273
222.	6,850.00	to	6,874.99	274
223.	6,875.00	to	6,899.99	275
224.	6,900.00	to	6,924.99	276
225.	6,925.00	to	6,949.99	277
226.	6,950.00	to	6,974.99	278
227.	6,975.00	to	6,999.99	279
228.	7,000.00	to	7,024.99	280
229.	7,025.00	to	7,049.99	281
230.	7,050.00	to	7,074.99	282

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231. 7,075.00	to	7,099.99	283
232. 7,100.00	to	7,124.99	284
233. 7,125.00	to	7,149.99	285
234. 7,150.00	to	7,174.99	286
235. 7,175.00	to	7,199.99	287
236. 7,200.00	to	7,224.99	288
237. 7,225.00	to	7,249.99	289
238. 7,250.00	to	7,274.99	290
239. 7,275.00	to	7,299.99	291
240. 7,300.00	to	7,324.99	292
241. 7,325.00	to	7,349.99	293
242. 7,350.00	to	7,374.99	294
243. 7,375.00	to	7,399.99	295
244. 7,400.00	to	7,424.99	296
245. 7,425.00	to	7,449.99	297
246. 7,450.00	to	7,474.99	298
247. 7,475.00	to	7,499.99	299
248. 7,500.00	to	7,524.99	300
249. 7,525.00	to	7,549.99	301
250. 7,550.00	to	7,574.99	302
251. 7,575.00	to	7,599.99	303
252. 7,600.00	to	7,624.99	304
253. 7,625.00	to	7,649.99	305
254. 7,650.00	to	7,674.99	306
255. 7,675.00	to	7,699.99	307
256. 7,700.00	to	7,724.99	308
257. 7,725.00	to	7,749.99	309
258. 7,750.00	to	7,774.99	310
259. 7,775.00	to	7,799.99	311
260. 7,800.00	to	7,824.99	312
261. 7,825.00	to	7,849.99	313
262. 7,850.00	to	7,874.99	314
263. 7,875.00	to	7,899.99	315
264. 7,900.00	to	7,924.99	316
265. 7,925.00	to	7,949.99	317
266. 7,950.00	to	7,974.99	318
267. 7,975.00	to	7,999.99	319
268. 8,000.00	to	8,024.99	320
269. 8,025.00	to	8,049.99	321
270. 8,050.00	to	8,074.99	322
271. 8,075.00	to	8,099.99	323
272. 8,100.00	to	8,124.99	324
273. 8,125.00	to	8,149.99	325
274. 8,150.00	to	8,174.99	326

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275.	8,175.00	to	8,199.99	327
276.	8,200.00	to	8,224.99	328
277.	8,225.00	to	8,249.99	329
278.	8,250.00	to	8,274.99	330
279.	8,275.00	to	8,299.99	331
280.	8,300.00	to	8,324.99	332
281.	8,325.00	to	8,349.99	333
282.	8,350.00	to	8,374.99	334
283.	8,375.00	to	8,399.99	335
284.	8,400.00	to	8,424.99	336
285.	8,425.00	to	8,449.99	337
286.	8,450.00	to	8,474.99	338
287.	8,475.00	to	8,499.99	339
288.	8,500.00	to	8,524.99	340
289.	8,525.00	to	8,549.99	341
290.	8,550.00	to	8,574.99	342
291.	8,575.00	to	8,599.99	343
292.	8,600.00	to	8,624.99	344
293.	8,625.00	to	8,649.99	345
294.	8,650.00	to	8,674.99	346
295.	8,675.00	to	8,699.99	347
296.	8,700.00	to	8,724.99	348
297.	8,725.00	to	8,749.99	349
298.	8,750.00	to	8,774.99	350
299.	8,775.00	to	8,799.99	351
300.	8,800.00	to	8,824.99	352
301.	8,825.00	to	8,849.99	353
302.	8,850.00	to	8,874.99	354
303.	8,875.00	to	8,899.99	355
304.	8,900.00	to	8,924.99	356
305.	8,925.00	to	8,949.99	357
306.	8,950.00	to	8,974.99	358
307.	8,975.00	to	8,999.99	359
308.	9,000.00	to	9,024.99	360
309.	9,025.00	to	9,049.99	361
310.	9,050.00	to	9,074.99	362
311.	9,075.00	to	9,099.99	363
312.	9,100.00	to	9,124.99	364
313.	9,125.00	to	9,149.99	365
314.	9,150.00	to	9,174.99	366
315.	9,175.00	to	9,199.99	367
316.	9,200.00	to	9,224.99	368
317.	9,225.00	to	9,249.99	369
318.	9,250.00		and over	370

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108.05 (2) of the statutes is repealed.

~~(2) SEMIANNUAL ADJUSTMENT OF MAXIMUM AND MINIMUM BENEFIT RATES. (a) This chapter's maximum weekly benefit rate, as to weeks of unemployment in a given half year starting January 1 or July 1 shall be based on the "average wages per average week" of the preceding "base year", ended 6 months before the starting date of the given half year, pursuant to this subsection.~~

~~(b) The department shall determine by each December 1 and June 1 for the last completed base year, ended June 30 or December 31 respectively, from reports to the department submitted by employers other than government units financing benefits under s. 108.15 covering their employees in employment and any corrections thereof filed by September 30 or March 31 for that base year:~~

- ~~1. The gross wages thus reported by all such employers as paid in that year for such employment; and~~
- ~~2. The average of the 12 mid month totals of all such employees in employment thus reported for that year; and~~
- ~~3. The quotient obtained by dividing said gross wages by said average; and~~
- ~~4. The amount, called "average wages per average week" in this section, obtained by dividing such quotient by 52.~~

~~(c) This chapter's maximum weekly benefit rate, as to weeks of unemployment in the ensuing half year, shall equal the result obtained by rounding 66 2/3% of the "average wages per average week" to the nearest multiple of one dollar, and the minimum weekly benefit rate shall be an amount which is 14.6 percent of the maximum rate and adjusted, if not a multiple of one dollar, to the next lower multiple of one dollar.~~

~~(d) Whenever, for any half year ending on June 30 or December 31, the new maximum and minimum weekly benefit rates are higher or lower than the rate for the previous half year in the current benefit rate schedule, the department shall amend the starting lines and wage classes so that the first line shows the quarterly wages below the least amount necessary to qualify for the minimum weekly benefit rate and the 2nd line shows the new minimum weekly benefit rate and the highest quarterly wage class to which it applies. The department shall amend the closing lines so that the next to last line shows a weekly benefit rate which is \$1 less than the new~~

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~~maximum weekly benefit rate and the quarterly wage class to which it applies and the last line shows the new maximum weekly benefit rate and a quarterly wage class which starts one cent above the higher wage figure of the next to last line and ranges upward without limit. The department shall consecutively number the intervening lines of the schedule with a separate line for each \$1 change in weekly benefit rate and the applicable quarterly wage class for each weekly benefit rate.~~

~~(e) The department shall publish as a class 1 notice under ch. 985 the “average wages per average week”, the corresponding maximum and minimum weekly benefit rates, and the resulting schedule of quarterly wage classes and weekly benefit rates within 10 days after each determination. The schedule shall then apply to all weeks of unemployment in the ensuing half year.~~

~~(f) The department shall certify such schedule to the legislative reference bureau, which shall when publishing the statutes include the latest such schedule then available.~~

~~(g) Any change in the minimum benefit rate does not affect benefits payable to a claimant for a benefit year that begins prior to the effective date of a new rate schedule.~~

~~(h) Whenever January 1 or July 1 does not fall on Saturday, Sunday or Monday, any change in weekly benefit rates under this subsection shall apply after the first ensuing Sunday.~~

108.05 (2m) of the statutes is repealed.

~~(2m) SUSPENSION OF ADJUSTMENTS. Notwithstanding sub. (2), no adjustment may be made by the department in any benefit rate under that subsection. This subsection applies only for purposes of benefit payments.~~

108.141 (4) of the statutes is amended to read:

~~(4) Weekly extended benefit rate. The weekly extended benefit rate payable to an individual for a week of total unemployment is the same as the rate payable to the individual for regular benefits during his or her most recent benefit year as determined under s. 108.05 (1). No adjustment of rates under s. 108.05 (2) applies to benefits payable under this section.~~

(The amendment to section 108.141(4) is due to a cross-reference of section 108.05(2).)

Duchek, Michael

From: Rubsam, Andrew J - DWD <Andrew.Rubsam@dwd.wisconsin.gov>
Sent: Monday, August 10, 2015 11:41 AM
To: Duchek, Michael
Subject: RE: Stuff

Probably could repeal (q) but for now I think leave it. If they ever increase the benefit amounts and create (s), we can repeal (q).

Maybe that phrase in (2m) clarifies that it's not for tax rate adjustments? It's going to get repealed, so you'll no longer have to wonder about it.

From: Duchek, Michael [mailto:Michael.Duchek@legis.wisconsin.gov]
Sent: Monday, August 10, 2015 9:10 AM
To: Rubsam, Andrew J - DWD
Subject: RE: Stuff

Good. Regarding the benefit tables - can't 108.05 (1) (q) just be repealed outright?

And regarding benefit adjustments not happening (108.05(2m)), it says "This subsection applies only for purposes of benefit payments." I always wondered what that means...

From: Rubsam, Andrew J - DWD [mailto:Andrew.Rubsam@dwd.wisconsin.gov]
Sent: Monday, August 10, 2015 8:59 AM
To: Duchek, Michael <Michael.Duchek@legis.wisconsin.gov>
Subject: RE: Stuff

Yes -

They approved the reimbursable ER ID theft fraud language.

Language on tables attached.

<< File: D15-10 Technical Changes statutory changes.rtf >> << File: D15-10 Technical Changes to 108.05.doc >>

From: Duchek, Michael [mailto:Michael.Duchek@legis.wisconsin.gov]
Sent: Friday, August 07, 2015 2:19 PM
To: Rubsam, Andrew J - DWD
Subject: Stuff

Any word from the feds on anything lately? Did you figure out final proposed language on the proposal to get the benefit tables out of the statutes?

Mike Duchek
Legislative Attorney
Wisconsin Legislative Reference Bureau
(608) 266-0130



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-2921/P1
AJM...:klm

In: 8/14
Out: 8/24

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

D - NOTE

- 1 AN ACT ^{Generate catalog} (...; relating to: the unemployment insurance weekly benefits rate
- 2 schedule and rate adjustments.

the Department of
Workforce Development
(DWD)

Analysis by the Legislative Reference Bureau

UI weekly benefits rate schedule, adjustments

Under current law, UI weekly benefit rate schedules are published in the statutes. The schedules illustrate the results of the formula for calculating weekly benefit amounts and establish minimum and maximum weekly benefit rates. Current law requires DWD to adjust the minimum and maximum weekly benefit rates, but a separate provision indefinitely suspends this adjustment requirement.

This bill repeals the UI benefit rate schedules contained in the statutes showing the results of the formula for calculating weekly benefit amounts and instead requires DWD to publish and maintain such schedules on its Internet site. The bill maintains the minimum and maximum weekly benefit rate amounts as currently established in the schedules. The bill repeals the provisions requiring adjustment of benefit amounts and the provision suspending those provisions.

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

- 3 SECTION 1. 108.05 (1) (a) of the statutes is created to read:

1 108.05 (1) (a) In this subsection, "high quarter wages" means an employee's
2 wages that were paid during that quarter of the employee's base period in which the
3 employee was paid the highest total wages.

4 **SECTION 2.** 108.05 (1) (q) of the statutes is amended to read:

5 108.05 (1) (q) Except as provided in s. 108.062 (6) (a), each eligible employee
6 shall be paid benefits for each week of total unemployment that commences on or
7 after January 4, 2009, and before January 5, 2014, at the weekly benefit rate
8 specified in this paragraph. Unless sub. (1m) applies, the weekly benefit rate shall
9 equal 4 percent of the employee's ~~base period wages that were paid during that~~
10 ~~quarter of the employee's base period in which the employee was paid the highest~~
11 ~~total~~ high quarter wages, rounded down to the nearest whole dollar, except that, if
12 that amount is less than ~~the minimum amount shown in the following schedule~~ \$54,
13 no benefits are payable to the employee and, if that amount is more than ~~the~~
14 ~~maximum amount shown in the following schedule~~ \$363, the employee's weekly
15 benefit rate shall be ~~the maximum amount shown in the following schedule~~ \$363 and
16 except that, if the employee's benefits are exhausted during any week under s. 108.06
17 (1), the employee shall be paid the remaining amount of benefits payable to the
18 employee ~~in lieu of the amount shown in the following schedule:~~ [See Figure 108.05
19 (1) (q) following] under s. 108.06 (1). The department shall publish on its Internet site
20 a weekly benefit rate schedule of high quarter wages and the corresponding weekly
21 benefit rates.

~~NOTE: NOTE: As the result of an error in the transcription of 1991 Wis. Act 89, sub. (1) (title) was omitted from the publication of sub. (1) in the 1991 to 2013 statute volumes and through the July 7, 2015 publication of the statutes. It is reinserted under s. 35.17. NOTE:~~

~~History: 1971 c. 53; 1973 c. 247; 1975 c. 343; 1977 c. 29; 1979 c. 52; 1981 c. 28, 36; 1983 a. 8, 168, 384; 1985 a. 17, 40; 1987 a. 38 ss. 60 to 66, 136; 1987 a. 255; 1989 a. 77; 1991 a. 89; 1993 a. 373; 1995 a. 118; 1997 a. 39; 1999 a. 15, 56, 185, 186; 2001 a. 35, 43, 105; 2003 a. 197; 2005 a. 86, 142; 2007 a. 20, 59, 97; 2009 a. 287; 2011 a. 198; 2013 a. 11, 36; 2013 a. 165 s. 115; 2013 a. 173 s. 33; s. 35.17 correction in sub. (1) (title).~~

22 **SECTION 3.** 108.05 (1) (q) (figure) of the statutes is repealed.

23 **SECTION 4.** 108.05 (1) (r) of the statutes is amended to read:

1 108.05 (1) (r) Except as provided in s. 108.062 (6) (a), each eligible employee
2 shall be paid benefits for each week of total unemployment that commences on or
3 after January 5, 2014, at the weekly benefit rate specified in this paragraph. Unless
4 sub. (1m) applies, the weekly benefit rate shall equal 4 percent of the employee's base
5 period wages that were paid during that quarter of the employee's base period in
6 which the employee was paid the highest total high quarter wages, rounded down
7 to the nearest whole dollar, except that, if that amount is less than ~~the minimum~~
8 ~~amount shown in the following schedule \$54~~, no benefits are payable to the employee
9 and, if that amount is more than ~~the maximum amount shown in the following~~
10 ~~schedule \$370~~, the employee's weekly benefit rate shall be ~~the maximum amount~~
11 ~~shown in the following schedule \$370~~ and except that, if the employee's benefits are
12 exhausted during any week under s. 108.06 (1), the employee shall be paid the
13 remaining amount of benefits payable to the employee ~~in lieu of the amount shown~~
14 ~~in the following schedule: [See Figure 108.05 (1) (r) following]~~ under s. 108.06 (1).
15 The department shall publish on its Internet site a weekly benefit rate schedule of
16 high quarter wages and the corresponding weekly benefit rates.

History: 1971 c. 53; 1973 c. 247; 1975 c. 343; 1977 c. 29; 1979 c. 52; 1981 c. 28, 36; 1983 a. 8, 168, 384; 1985 a. 17, 40; 1987 a. 38 ss. 60 to 66, 136; 1987 a. 255; 1989
a. 77; 1991 a. 89; 1993 a. 373; 1995 a. 118; 1997 a. 39; 1999 a. 15, 56, 185, 186; 2001 a. 35, 43, 105; 2003 a. 197; 2005 a. 86, 142; 2007 a. 20, 59, 97; 2009 a. 287; 2011 a. 198;
2013 a. 11, 36; 2013 a. 165 s. 115; 2013 a. 173 s. 33; s. 35.17 correction in sub. (1) (title)

17 **SECTION 5.** 108.05 (1) (r) (figure) of the statutes is repealed.

18 **SECTION 6.** 108.05 (2) of the statutes is repealed.

19 **SECTION 7.** 108.05 (2m) of the statutes is repealed.

20 **SECTION 8.** 108.141 (4) of the statutes is amended to read:

21 108.141 (4) WEEKLY EXTENDED BENEFIT RATE. The weekly extended benefit rate
22 payable to an individual for a week of total unemployment is the same as the rate
23 payable to the individual for regular benefits during his or her most recent benefit

SECTION 8

1 year as determined under s. 108.05 (1). ~~No adjustment of rates under s. 108.05 (2)~~
2 ~~applies to benefits payable under this section.~~

el
3 History: 1971 c. 53; 1973 c. 247; 1975 c. 1, 343; 1977 c. 29, 133, 418; 1979 c. 52; 1981 c. 36 ss. 19 to 32, 45; 1981 c. 315, 390; 1983 a. 8 ss. 28 to 33, 53, 55 (3), (14) and (15) and 56; 1983 a. 27 ss. 1400g and 1807m; 1983 a. 189 ss. 162, 329 (28); 1985 a. 17; 1987 a. 38; 1991 a. 39, 89, 189, 269; 1993 a. 184, 373, 492; 1995 a. 27 ss. 3780, 9130 (4); 1995 a. 118, 225; 1997 a. 3, 35, 39; 2001 a. 35; 2009 a. 1, 11; 2011 a. 42; 2013 a. 20, 36, 173; 2015 a. 55.
(END)

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-2921/P1dn
AJM.....*alm*

— DATE —

Janell and Andy,

I am working with Mike Duchek to complete your drafting requests for unemployment insurance changes. This draft solely addresses your request ^{to} from D15-108 to remove the weekly benefits rate schedule from the statutes and remove the rate adjustments requirements. Please review the draft to ensure that it reflects your intent. If you could let me know of any changes you would like to see or any questions you have, that would be great.

Aaron McKean
Legislative Attorney
(608) 266-0132
aaron.mckean@legis.wisconsin.gov

Duchek, Michael

From: Rubsam, Andrew J - DWD <Andrew.Rubsam@dwd.wisconsin.gov>
Sent: Friday, August 28, 2015 12:03 PM
To: Duchek, Michael; McKean, Aaron
Subject: RE: Draft review: LRB -2921/P1 Topic: Removing the UI benefit rate schedule from the statutes

Mike/Aaron:

Thanks for drafting this.

Janell and I would like to have a brief phone conference with you next week on this matter. Does Tuesday or Thursday at 1pm work for you both?

Thanks,

→ Repeal (a)

Andy Rubsam, Esq.
Bureau of Legal Affairs
Unemployment Insurance Division
Wisconsin Department of Workforce Development
PO Box 8942
Madison, WI 53708
Tel: 608-261-9440
Fax: 608-266-8221
E-mail: andrew.rubsam@dwd.wi.gov

From: LRB.Legal [mailto:lrblegal@legis.wisconsin.gov]
Sent: Monday, August 24, 2015 2:48 PM
To: Rubsam, Andrew J - DWD
Subject: Draft review: LRB -2921/P1 Topic: Removing the UI benefit rate schedule from the statutes

Draft Requester: Workforce Development

Following is the PDF version of draft LRB -2921/P1 and drafter's note.

Duchek, Michael

From: Rubsam, Andrew J - DWD <Andrew.Rubsam@dwd.wisconsin.gov>
Sent: Thursday, September 03, 2015 10:29 AM
To: Duchek, Michael
Cc: McKean, Aaron
Subject: RE: Benefit schedules

Ok.

From: Duchek, Michael [mailto:Michael.Duchek@legis.wisconsin.gov]
Sent: Thursday, September 03, 2015 10:24 AM
To: Rubsam, Andrew J - DWD
Cc: McKean, Aaron - LEGIS
Subject: Benefit schedules

Andy,

I don't like saying "high quarter wages" without specifically defining it, and I asked another senior drafter and he agreed that it's a tad jargony, but I don't think writing it all out again is necessary and it would be clunky. So what if we just said "The department shall publish... a weekly benefit rate schedule [of/listing] *quarterly* wages and the corresponding weekly benefit rates [as calculated in accordance with this paragraph]." (i.e., use "quarterly wages" instead of "high quarter") Optional language in brackets.

What do you think?

Mike Duchek
Legislative Attorney
Wisconsin Legislative Reference Bureau
(608) 266-0130

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-2921/P1dn
AJM:klm

August 24, 2015

Janell and Andy,

I am working with Mike Duchek to complete your drafting requests for unemployment insurance changes. This draft solely addresses your request from D15-10 to remove the weekly benefits rate schedule from the statutes and to remove the rate adjustments requirements. Please review the draft to ensure that it reflects your intent. If you could let me know of any changes you would like to see or any questions you have, that would be great.

Aaron McKean
Legislative Attorney
(608) 266-0132
aaron.mckean@legis.wisconsin.gov



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-2921/P1
AJM:klm

P2
RMR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

IV: 9/3
DUE: 9/10
Thanku!

Regenerate
catalog

1 AN ACT *to repeal* 108.05 (1) (q) (figure), 108.05 (1) (r) (figure), 108.05 (2) and
2 108.05 (2m); *to amend* 108.05 (1) (q), 108.05 (1) (r) and 108.141 (4); and *to*
3 *create* 108.05 (1) (a) of the statutes; **relating to:** the unemployment insurance
4 weekly benefits rate schedule and rate adjustments.

Analysis by the Legislative Reference Bureau

Under current law, UI weekly benefit rate schedules are published in the statutes. The schedules illustrate the results of the formula for calculating weekly benefit amounts and establish minimum and maximum weekly benefit rates. Current law requires the Department of Workforce Development (DWD) to adjust the minimum and maximum weekly benefit rates, but a separate provision indefinitely suspends this adjustment requirement.

This bill repeals the UI benefit rate schedules contained in the statutes showing the results of the formula for calculating weekly benefit amounts and instead requires DWD to publish and maintain such schedules on its Internet site. The bill maintains the minimum and maximum weekly benefit rate amounts as currently established in the schedules. The bill repeals the provisions requiring adjustment of benefit amounts and the provision suspending those provisions.

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

1 **SECTION 1.** 108.05 (1) (a) of the statutes is created to read:

2 108.05 (1) (a) In this subsection, "high quarter wages" means an employee's
3 wages that were paid during that quarter of the employee's base period in which the
4 employee was paid the highest total wages.

5 **SECTION 2.** 108.05 (1) (q) of the statutes is amended to read:

6 108.05 (1) (q) Except as provided in s. 108.062 (6) (a), each eligible employee
7 shall be paid benefits for each week of total unemployment that commences on or
8 after January 4, 2009, and before January 5, 2014, at the weekly benefit rate
9 specified in this paragraph. Unless sub. (1m) applies, the weekly benefit rate shall
10 equal 4 percent of the employee's ~~base period wages that were paid during that~~
11 ~~quarter of the employee's base period in which the employee was paid the highest~~
12 ~~total~~ high quarter wages, rounded down to the nearest whole dollar, except that, if
13 that amount is less than ~~the minimum amount shown in the following schedule~~ \$54,
14 no benefits are payable to the employee and, if that amount is more than ~~the~~
15 ~~maximum amount shown in the following schedule~~ \$363, the employee's weekly
16 benefit rate shall be ~~the maximum amount shown in the following schedule~~ \$363 and
17 except that, if the employee's benefits are exhausted during any week under s. 108.06
18 (1), the employee shall be paid the remaining amount of benefits payable to the
19 employee ~~in lieu of the amount shown in the following schedule:~~ [See Figure 108.05
20 (1) (q) following] under s. 108.06 (1). The department shall publish on its Internet site
21 a weekly benefit rate schedule of high quarter wages and the corresponding weekly
22 benefit rates.

23 **SECTION 3.** 108.05 (1) (q) (figure) of the statutes is repealed.

24 **SECTION 4.** 108.05 (1) (r) of the statutes is amended to read:

1 108.05 (1) (r) Except as provided in s. 108.062 (6) (a), each eligible employee
2 shall be paid benefits for each week of total unemployment that commences on or
3 after January 5, 2014, at the weekly benefit rate specified in this paragraph. Unless
4 sub. (1m) applies, the weekly benefit rate shall equal 4 percent of the employee's base
5 period wages that were paid during that quarter of the employee's base period in
6 which the employee was paid the highest total high quarter wages, rounded down
7 to the nearest whole dollar, except that, if that amount is less than the minimum
8 amount shown in the following schedule \$54, no benefits are payable to the employee
9 and, if that amount is more than the maximum amount shown in the following
10 schedule \$370, the employee's weekly benefit rate shall be the maximum amount
11 shown in the following schedule \$370 and except that, if the employee's benefits are
12 exhausted during any week under s. 108.06 (1), the employee shall be paid the
13 remaining amount of benefits payable to the employee in lieu of the amount shown
14 in the following schedule: [See Figure 108.05 (1) (r) following] under s. 108.06 (1).

15 The department shall publish on its Internet site a weekly benefit rate schedule of
16 quarterly high quarter wages and the corresponding weekly benefit rates.

17 SECTION 5. 108.05 (1) (r) (figure) of the statutes is repealed.

18 SECTION 6. 108.05 (2) of the statutes is repealed.

19 SECTION 7. 108.05 (2m) of the statutes is repealed.

20 SECTION 8. 108.141 (4) of the statutes is amended to read:

21 108.141 (4) WEEKLY EXTENDED BENEFIT RATE. The weekly extended benefit rate
22 payable to an individual for a week of total unemployment is the same as the rate
23 payable to the individual for regular benefits during his or her most recent benefit

NO
STR.

as calculated
in accordance
with this paragraph.

1 year as determined under s. 108.05 (1). ~~No adjustment of rates under s. 108.05 (2)~~
2 ~~applies to benefits payable under this section.~~

3 (END)



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-2921/P2
AJM:klm

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT** *to repeal* 108.05 (1) (q), 108.05 (1) (r) (figure), 108.05 (2) and 108.05 (2m);
2 and *to amend* 108.05 (1) (r) and 108.141 (4) of the statutes; **relating to:** the
3 unemployment insurance weekly benefits rate schedule and rate adjustments.

Analysis by the Legislative Reference Bureau

Under current law, UI weekly benefit rate schedules are published in the statutes. The schedules illustrate the results of the formula for calculating weekly benefit amounts and establish minimum and maximum weekly benefit rates. Current law requires the Department of Workforce Development (DWD) to adjust the minimum and maximum weekly benefit rates, but a separate provision indefinitely suspends this adjustment requirement.

This bill repeals the UI benefit rate schedules contained in the statutes showing the results of the formula for calculating weekly benefit amounts and instead requires DWD to publish and maintain such schedules on its Internet site. The bill maintains the minimum and maximum weekly benefit rate amounts as currently established in the schedules. The bill repeals the provisions requiring adjustment of benefit amounts and the provision suspending those provisions.

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

4 **SECTION 1.** 108.05 (1) (q) of the statutes is repealed.

1 **SECTION 2.** 108.05 (1) (r) of the statutes is amended to read:

2 108.05 (1) (r) Except as provided in s. 108.062 (6) (a), each eligible employee
3 shall be paid benefits for each week of total unemployment that commences on or
4 after January 5, 2014, at the weekly benefit rate specified in this paragraph. Unless
5 sub. (1m) applies, the weekly benefit rate shall equal 4 percent of the employee's base
6 period wages that were paid during that quarter of the employee's base period in
7 which the employee was paid the highest total wages, rounded down to the nearest
8 whole dollar, except that, if that amount is less than ~~the minimum amount shown~~
9 ~~in the following schedule \$54~~, no benefits are payable to the employee and, if that
10 amount is more than ~~the maximum amount shown in the following schedule \$370~~,
11 the employee's weekly benefit rate shall be ~~the maximum amount shown in the~~
12 ~~following schedule \$370~~ and except that, if the employee's benefits are exhausted
13 during any week under s. 108.06 (1), the employee shall be paid the remaining
14 amount of benefits payable to the employee ~~in lieu of the amount shown in the~~
15 ~~following schedule: [See Figure 108.05 (1) (r) following]~~ under s. 108.06 (1). The
16 department shall publish on its Internet site a weekly benefit rate schedule of
17 quarterly wages and the corresponding weekly benefit rates as calculated in
18 accordance with this paragraph.

19 **SECTION 3.** 108.05 (1) (r) (figure) of the statutes is repealed.

20 **SECTION 4.** 108.05 (2) of the statutes is repealed.

21 **SECTION 5.** 108.05 (2m) of the statutes is repealed.

22 **SECTION 6.** 108.141 (4) of the statutes is amended to read:

23 108.141 (4) **WEEKLY EXTENDED BENEFIT RATE.** The weekly extended benefit rate
24 payable to an individual for a week of total unemployment is the same as the rate
25 payable to the individual for regular benefits during his or her most recent benefit

1 year as determined under s. 108.05 (1). ~~No adjustment of rates under s. 108.05 (2)~~
2 ~~applies to benefits payable under this section.~~

3

(END)