

2019 DRAFTING REQUEST

Bill

For: **Administration-Budget** Drafter: **mduchek**
 By: **Hynek** Secondary Drafters:
 Date: **2/4/2019** May Contact:

Same as LRB:

Submit via email: **YES**
 Requester's email:
 Carbon copy (CC) to: **DOASBOSatLanguage@wisconsin.gov**
MaryAlice.McGreevy@legis.wisconsin.gov

Pre Topic:

DOA:.....Hynek, BB0283 -

Topic:

UI Voluntary Termination

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mmcgreev 2/11/2019	anienaja 2/12/2019			
/P1			mbarman 2/12/2019		State S&L

FE Sent For: 

<END>

McGreevy, Mary Alice

From: Hynek, Sara - DOA
Sent: Monday, February 11, 2019 1:00 PM
To: McGreevy, Mary Alice
Subject: RE: Statutory Language Drafting Request - 2019-21

Sorry about that one! The intent is to expand the current law language by removing references to the armed forces – so if your spouse is relocated by his or her employer, you are still eligible for UI if you voluntarily quit because commuting is impractical.

From: McGreevy, Mary Alice I -LEGIS <maryalice.mcgreevy@legis.wisconsin.gov>
Sent: Wednesday, February 06, 2019 5:05 PM
To: Hynek, Sara - DOA <Sara.Hynek@wisconsin.gov>
Subject: FW: Statutory Language Drafting Request - 2019-21

Hi Sara,

So, this is what the statute currently says:

- (t) Paragraph (a) does not apply if the department determines that all of the following apply to an employee:
1. The employee's spouse is a member of the U.S. armed forces on active duty.
 2. The employee's spouse was required by the U.S. armed forces to relocate to a place to which it is impractical for the employee to commute.
 3. The employee terminated his or her work to accompany the spouse to that place.

This looks just like the request, below. Was there something else that needs to change?

Thank you,

M.A.

From: Hanaman, Cathlene <Cathlene.Hanaman@legis.wisconsin.gov>
Sent: Monday, February 4, 2019 4:02 PM
To: McGreevy, Mary Alice <MaryAlice.McGreevy@legis.wisconsin.gov>; Duchek, Michael <Michael.Duchek@legis.wisconsin.gov>
Subject: FW: Statutory Language Drafting Request - 2019-21

From: Hynek, Sara - DOA <Sara.Hynek@wisconsin.gov>
Sent: Monday, February 04, 2019 3:55 PM
To: Hanaman, Cathlene <Cathlene.Hanaman@legis.wisconsin.gov>
Cc: Hynek, Sara - DOA <Sara.Hynek@wisconsin.gov>; Hynek, Sara - DOA <Sara.Hynek@wisconsin.gov>
Subject: Statutory Language Drafting Request - 2019-21

Biennial Budget: 2019-21

Topic: UI Voluntary Termination

Tracking Code: BB0283

SBO Team: EWD

SBO Analyst: Hynek, Sara - DOA

Phone: (608) 266-1037

E-mail: Sara.Hynek@Wisconsin.gov

Agency Acronym: 445

Agency Number: 445

Priority: Medium

Intent:

Amend 108.04 (7)(t) as follows: (t) Paragraph (a) does not apply if the department determines that all of the following apply to an employee: 1. The employee's spouse is a member of the U.S. armed forces on active duty. 2. The employee's spouse was required by the U.S. armed forces his or her employer to relocate to a place to which it is impractical for the employee to commute. 3. The employee terminated his or her work to accompany the spouse to that place.

Attachments: False

Please send completed drafts to SBOSatlanguage@spsmail.enterprise.wistate.us



DOA:.....Hynek, BB0283 - UI Voluntary Termination

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

SA
Xref
Pwf

IN 2/11
DUS 2/12

No Gen.

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

This bill expands the conditions under which an individual is entitled to Unemployment Insurance (UI) benefits when that individual voluntarily terminates (quits) employment. Under current law, unless an exemption applies, if an individual quits his or her job, the individual is generally ineligible to receive UI benefits until the individual earns wages or certain other amounts after the week in which the individual quits equal to at least 6 times the individual's weekly UI benefit rate.

One of the exemptions under current law is for an employee whose spouse is a member of the U.S. armed forces on active duty, if the employee's spouse is required to relocate to a location from which it is impractical for the employee to commute, and the employee relocates with his or her spouse.

This bill repeals the requirement that, in order for the exemption to apply, the employee's spouse be a member of the U.S. armed forces. Instead, the bill extends the exemption to cover employees whose spouses are required by any employer to relocate.

B&L
F.E.

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

1 SECTION 1. 108.04 (7) (t) 1. of the statutes is repealed.

2 SECTION 2. 108.04 (7) (t) 2. of the statutes is amended to read:

3 ~~108.04 (7) (t) 2.~~ The employee's spouse was required by the U.S. armed forces
4 his or her employing unit to relocate to a place to which it is impractical for the
5 employee to commute.

History: 1971 c. 40, 42, 53, 211; 1973 c. 247; 1975 c. 24, 343; 1977 c. 127, 133, 286, 418; 1979 c. 52, 176; 1981 c. 28, 36, 315, 391; 1983 a. 8, 27, 99, 168; 1983 a. 189 s. 329 (28); 1983 a. 337, 384, 468, 538; 1985 a. 17, 29, 40; 1987 a. 38 ss. 23 to 59, 107, 136; 1987 a. 255, 287, 403; 1989 a. 77; 1991 a. 89; 1993 a. 112, 122, 373, 492; 1995 a. 118, 417, 448; 1997 a. 35, 39; 1999 a. 9, 15, 83; 2001 a. 35; 2003 a. 197; 2005 a. 86; 2007 a. 59; 2009 a. 11, 287; 2011 a. 32, 123, 198, 236; 2013 a. 11, 20, 36; 2013 a. 173 ss. 13, 33; 2013 a. 276; 2015 a. 55, 86, 195; 2015 a. 197 s. 51; 2015 a. 334; 2017 a. 157; 2017 a. 364 s. 49; 2017 a. 366, 370; s. 13.92 (2) (i).

Cross-reference: See also chs. DWD 132 and 133, Wis. adm. code.

6 SECTION 9350. Initial applicability; Workforce Development.

7 (1) UNEMPLOYMENT INSURANCE; QUIT EXCEPTION. The treatment of ss. 108.04 (7)
8 (t) 1. and 2. first applies to determinations issued under s. 108.09 on the effective date
9 of this subsection.

10 SECTION 9450. Effective dates; Workforce Development.

11 (1) UNEMPLOYMENT INSURANCE; QUIT EXCEPTION. The treatment of ss. 108.04 (7)
12 (t) 1. and 2. and s. 9350 (1) of this act take effect on the first Sunday after publication.

13 SECTION - cs (END)



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-1779/P1
MIM:amn

DOA:.....Hynek, BB0283 - UI Voluntary Termination

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EMPLOYMENT

This bill expands the conditions under which an individual is entitled to Unemployment Insurance (UI) benefits when that individual voluntarily terminates (quits) employment. Under current law, unless an exemption applies, if an individual quits his or her job, the individual is generally ineligible to receive UI benefits until the individual earns wages or certain other amounts after the week in which the individual quits equal to at least six times the individual's weekly UI benefit rate.

One of the exemptions under current law is for an employee whose spouse is a member of the U.S. armed forces on active duty, if the employee's spouse is required to relocate to a location from which it is impractical for the employee to commute, and the employee relocates with his or her spouse. This bill repeals the requirement that, in order for the exemption to apply, the employee's spouse be a member of the U.S. armed forces. Instead, the bill extends the exemption to cover any employee whose spouse is required by an employer to relocate.

For further information see the *state and local* 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:

