

CHAPTER 84, Laws of 1977

AN ACT to amend 40.20 (title) and 227.026 (1) (a); and to create 20.515 (1) (g), 40.205 and 227.018 (3) of the statutes, relating to income continuation insurance for local employees, making an appropriation and granting rule-making authority.

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

SECTION 1. 20.515 (1) (g) of the statutes is created to read:

20.515 (1) (g) *Local income continuation insurance.* All moneys received from local government employers on behalf of the group insurance board under s. 40.205 (5) for payment of the cost of the income continuation insurance plan for local government employees.

SECTION 1m. 40.20 (title) of the statutes is amended to read:

40.20 (title) Local employees: group life insurance.

SECTION 2. 40.205 of the statutes is created to read:

40.205 Local employees: income continuation insurance. (1) The board shall develop and make available to any employer as defined in s. 41.02 (4), except the state, which is participating in a retirement plan under ch. 41 or 42, an income continuation insurance plan. The plan shall provide eligible employees with income replacement insurance benefits in amounts based on annual earnings or as determined by the board. The board shall have the option of providing such a plan or plans under separate contract.

(2) The board may by rule establish the terms and conditions of the income continuation insurance plan provided under this section. No such plan may provide for contributions exceeding 50% of the total cost to be made by the employer. Any action by the board to create, amend or repeal a rule under this section after notice, hearing and publication as provided under ss. 227.02 to 227.027, shall be forwarded to the speaker of the assembly and the president of the senate for referral to and review by the appropriate standing committee of each house as determined by the presiding officer of each. For the purpose of reviewing such proposed action on a rule, the standing committee may be convened upon call of its chairperson or of a majority of its members. Each standing committee may, within 40 days from receipt of the proposed action, approve or disapprove the proposed action, but failure of a standing committee to disapprove the proposed action within the review time shall constitute approval thereof. The proposed action shall become effective only upon the approval of both committees. This section does not apply to emergency rules adopted under s. 227.027.

(3) The governing body of any employer, except the state, participating under ch. 41 or 42, may elect to provide the income continuation insurance program for any or all of the employees thereof by the adoption of a resolution in the form prescribed by the board. A certified copy of the resolution shall be filed with the board and if received on or before November 15 in any year shall be effective as of the beginning of the ensuing calendar year.

(4) The board shall determine the premium rates for the insurance.

(5) Each employer shall remit to the board the premiums established under sub. (4) from moneys contributed by the employer or its eligible employees, or both.

(6) The board shall determine the method of administration of the plan, including the procedure for the collection of premiums.

(7) The governing body of any participating employer may repeal any resolution enacted under sub. (3), to be effective at the end of the calendar year if the rescinding resolution is received by the board 90 days prior to the end of the calendar year; otherwise the resolution is effective at the end of the following calendar year.

SECTION 8. 227.018 (3) of the statutes is created to read:

227.018 (3) Subsection (2) does not apply when the prior approval of a rule, or revision or repeal thereof, by any legislative committee is specifically required by law.

SECTION 9. 227.026 (1) (a) of the statutes is amended to read:

227.026 (1) (a) The statute pursuant to which the rule was ~~adopted~~ created, amended or repealed provides for legislative review of the proposed action or otherwise prescribes a different effective date; or
