

CHAPTER 50, Laws of 1979

AN ACT to appropriate \$60,000 from the general fund for payment of a claim made by Sarah Fabio against the state.

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

SECTION 1. Claim against the state. There is appropriated from the general fund \$60,000 to the department of employe trust funds for payment of a claim against the state made by Sarah Fabio, Madison, Wisconsin. The claimant was erroneously told by state employes that she was ineligible for income continuation insurance, and therefore failed to make timely application for the insurance. A serious illness then forced the claimant to leave her employment at the university of Wisconsin-Madison.

SECTION 2. Manner of payment. The department of employe trust funds shall make monthly payments to the claimant from the appropriation made in SECTION 1, subject to the following terms and conditions:

- (1) Payments shall be made of \$1,000 per month, effective on June 27, 1979.
- (2) No payment may be made under this act unless the claimant is living on the effective date of this act.
- (3) No payment may be made under this act at any time after the claimant is deceased.
- (4) If the claimant is able to resume her employment at the university of Wisconsin, no payments may be made under this act which exceed that amount to which the claimant would have been entitled under section 40.146 of the statutes, rules of the board of regents of the university of Wisconsin system and contracts with the insurer had she made timely application for income continuation insurance and paid the required premiums therefor.

SECTION 3. Appropriation transfer. Upon release of each payment to the claimant by the department of employe trust funds under SECTION 2, the department of administration shall transfer an amount equal to the payment from the appropriation made to the university of Wisconsin system under section 20.285 (1) (a) of the statutes to the general fund.

SECTION 4. Appropriation lapse. If the department of employe trust funds terminates payments to the claimant under SECTION 2 before the entire amount appropriated in SECTION 1 is expended, the balance of the appropriation shall lapse to the general fund upon certification of the secretary of employe trust funds to the secretary of administration to this effect.

SECTION 5. Release. Acceptance of the payments authorized by this act, in the manner authorized to be paid by this act, operates as a full and complete release to the state and its officers and employes for any liability arising as a result of misinformation provided to the claimant concerning her eligibility for income continuation insurance.