



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-0391/P1
MED:emw

DOA:.....Kirschbaum, BB0061 - UI maximum weekly earning threshold

FOR 2021-2023 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

EMPLOYMENT

Unemployment insurance; wage threshold for receipt of benefits

Under current law, a claimant for unemployment insurance (UI) benefits is generally ineligible to receive any benefits for a week if the claimant receives or is considered to have received wages or other amounts from employment totaling more than \$500. This bill repeals this ineligibility provision. However, the bill does not affect the partial benefits formula, which reduces a claimant's weekly UI benefit payment by a certain percentage of wages earned in a week by the claimant.

For further information see the state 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:

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

108.05 (3) (a) Except as provided in pars. (c), and (d) ~~and (dm)~~ and s. 108.062, if an eligible employee earns wages in a given week, the first \$30 of the wages shall

be disregarded and the employee's applicable weekly benefit payment shall be reduced by 67 percent of the remaining amount, except that no such employee is eligible for benefits if the employee's benefit payment would be less than \$5 for any week. For purposes of this paragraph, "wages" includes any salary reduction amounts earned that are not wages and that are deducted from the salary of a claimant by an employer pursuant to a salary reduction agreement under a cafeteria plan, within the meaning of [26 USC 125](#), and any amount that a claimant would have earned in available work under s. 108.04 (1) (a) which is treated as wages under s. 108.04 (1) (bm), but excludes any amount that a claimant earns for services performed as a volunteer fire fighter, volunteer emergency medical services practitioner, or volunteer emergency medical responder. In applying this paragraph, the department shall disregard discrepancies of less than \$2 between wages reported by employees and employers.

SECTION 2. 108.05 (3) (dm) of the statutes is repealed.

SECTION 9350. Initial applicability; Workforce Development.

(1) UNEMPLOYMENT INSURANCE; WAGE DISQUALIFICATION THRESHOLD. The treatment of s. 108.05 (3) (a) and (dm) first applies to weeks of unemployment beginning on the effective date of this subsection.

SECTION 9450. Effective dates; Workforce Development.

(1) UNEMPLOYMENT INSURANCE; WAGE DISQUALIFICATION THRESHOLD. The treatment of s. 108.05 (3) (a) and (dm) and SECTION 9350 (1) of this act take effect on the first Sunday that follows the 180th day after publication.

(END)