

OFFICE OF THE GOVERNOR

EXECUTIVE ORDER # 273

**Relating to the Allowance of Federally Funded Emergency
Unemployment Benefits in Lieu of Wisconsin Supplemental Benefits**

WHEREAS, in 2008 federal programs for emergency unemployment benefits were enacted to provide benefits beyond those afforded to unemployed persons under state unemployment insurance programs, namely the Supplemental Appropriations Act, 2008, Title IV -- Emergency Unemployment Compensation Act, Public Law 110-252, enacted June 30, 2008 ("EUC08"); and the Unemployment Compensation Extension Act, Public Law 110-449, enacted November 21, 2008 ("EUC08 Extension"); and

WHEREAS, EUC08 has afforded and will afford emergency unemployment benefits to qualified unemployed persons in Wisconsin and in other states who have exhausted or will exhaust their claims for regular state unemployment benefits; and

WHEREAS, the most recent federal legislation on emergency unemployment benefits, EUC08 Extension, will, if triggered "on" by certain statutory conditions, afford additional benefits to qualified unemployed persons in Wisconsin and other states who have exhausted or will exhaust their claim for benefits under EUC08; and

WHEREAS, available data indicate that the economic conditions for triggering "on" EUC08 Extension benefits, including among other triggering conditions, the rate of insured unemployment, probably exist now in Wisconsin; and

WHEREAS, if such triggering conditions are shown to exist in the week ending January 10, 2009, certain additional benefits under the EUC08 Extension will begin to be payable to qualified individuals in Wisconsin for a period of time that will begin with the week ending January 31, 2009; and

WHEREAS, the qualifying conditions for triggering "on" payment of EUC08 Extension benefits are very similar to the qualifying economic conditions for triggering "on" the payment of Wisconsin supplemental unemployment benefits (Wisconsin supplemental benefits) under Wis. Stat. § 108.142; and

WHEREAS, if qualifying economic conditions for triggering "on" the payment of Wisconsin supplemental benefits are shown to exist in the week ending January 10, 2009, Wisconsin supplemental benefits will become payable to qualified individuals in Wisconsin in the week ending January 31, 2009; and

WHEREAS, Wis. Stat. § 108.141 further provides Wisconsin extended unemployment benefits (Wisconsin extended benefits) may be triggered "on" when the qualifying economic conditions under Wis. Stat. § 108.141(1)(f) are met; and

WHEREAS, if qualifying economic conditions for triggering "on" the payment of Wisconsin extended benefits are shown to exist in some future week, Wisconsin extended benefits will become payable to qualified individuals in Wisconsin in the week that follows thereafter, as more particularly provided in Wis. Stat. § 108.141; and

WHEREAS, the Wisconsin supplemental and extended benefits programs were designed and intended to benefit unemployed persons in Wisconsin and have served their purposes; and

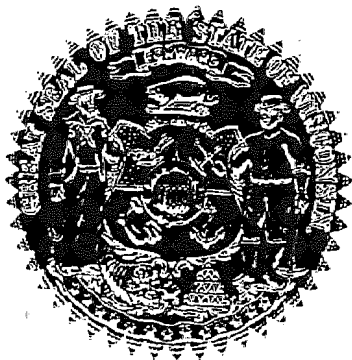
WHEREAS, the Legislature foresaw that the programs might be unnecessary or even interfere with the opportunity to obtain benefits under other programs afforded by the federal government, including programs of the type created by Congress in 2008, EUC08 and EUC Extension, and for that reason the legislation afforded the governor the power and authority to temporarily suspend the state programs to allow for the payment of additional federally funded benefits under Wis. Stat. §§ 108.142(1m) and 108.141(1m); and

WHEREAS, it is clear that the EUC08 and EUC Extension will provide substantially greater benefits to Wisconsin's unemployed population than the Wisconsin supplemental and extended benefits programs and that if the state programs are triggered they will diminish the overall benefits available to Wisconsin's unemployed; and

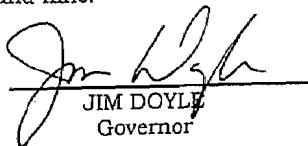
WHEREAS, it is in the interests of the residents of the state of Wisconsin, and unemployed persons and employers in Wisconsin in particular, that unemployed persons be legally permitted to fully participate in the existing and future federal unemployment programs (including, but not limited, to EUC08 and EUC Extension) without the interference of state statutes that are inconsistent with such federal programs;

NOW, THEREFORE, I, JIM DOYLE, Governor of the State of Wisconsin, by the authority vested in me by the Constitution and laws of this State, and specifically by Sections 108.142(1m) and 108.141(1m) of the Wisconsin Statutes, do hereby order that:

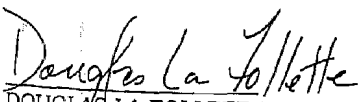
1. Wisconsin elects to establish a Wisconsin "off" indicator within the meaning of Wis. Stat. § 108.142(1m) in order to allow for the payment of additional federally funded benefits in lieu of Wisconsin supplemental benefits, including, but not limited, to benefits under the EUC08 and EUC08 Extension programs. The "off" indicator shall be effective as of the week beginning Sunday, February 8, 2009, and until removed by Executive Order or legislation.
2. Wisconsin elects to establish a Wisconsin "off" indicator within the meaning of Wis. Stat. § 108.141(1m) in order to allow for the payment of additional federally funded benefits in lieu of extended benefits, including, but not limited, to benefits under the EUC08 and EUC08 Extension programs. The "off" indicator shall be effective as of the week beginning Sunday, February 8, 2009, and until removed by Executive Order or legislation.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the City of Madison this sixteenth day of January, in the year two thousand and nine.


JIM DOYLE
Governor

By the Governor:


DOUGLAS LA FOLLETTE
Secretary of State