

UNEMPLOYMENT INSURANCE ADVISORY COUNCIL

Meeting Minutes

Offices of the State of Wisconsin Department of Workforce Development
201 E. Washington Avenue, GEF 1, Room H306

January 19, 2016

The meeting was preceded by public notice as required under Wis. Stat. § 19.84.

Members Present: Janell Knutson (Chair); Earl Gustafson, Michael Gotzler, Ed Lump, John Mielke, Scott Manley, Sally Feistal, Shane Griesbach, Terry Hayden and Mark Reihl all appeared via telephone.

Department Staff Present: Joe Handrick (Administrator), Andy Rubsam, Lili Crane, Tom McHugh, Pam James, Amy Banicki, Emily Savard, Karen Schultz, Robin Gallagher, Tyler Tichenor, and Matthew Aslesen.

1. Call to Order and Introductions

Ms. Knutson called the Unemployment Insurance Advisory Council (Council) to order at 1:30 p.m. in accordance with the Wisconsin's Open Meetings law. Council members introduced themselves. Ms. Knutson recognized department staff Joe Handrick, Andy Rubsam and Karen Schultz as attendees at the meeting.

2. Approval of Minutes of the January 14, 2016 Council Meeting

Motion by Mr. Hayden, second by Mr. Lump to approve the January 14, 2016 meeting minutes. The motion carried unanimously.

3. Review of LRB Draft of Agreed Bill – Labor and Management Proposals

LRB 4456/P3 (Suitable Work and Worker's Compensation Payments)

Ms. Knutson presented Legislative Reference Bureau (LRB) draft LRB 4456/P3 of the agreed bill relating to suitable work and eligibility for unemployment insurance benefits while receiving worker's compensation payments. Mr. Rubsam reported the following two changes from the LRB 4456/P2 draft version:

- Section 108.04 (8) (d) 1., Stats., is amended to read: The work does not involve a lower grade of skill than that which applied to the employee on one or more of his or her most recent jobs.
- Section 108.04 (8) (d) 2., Stats., is created to read: The hourly wage for the work is 75 percent or more of what the employee earned on the highest paying of his or her most recent jobs.

Motion

Moved by Mr. Manley, second by Mr. Hayden to approve LRB draft LRB 4456/P3 of the agreed bill. A roll-call vote was conducted and the motion carried unanimously.

LRB 4479/P2 (Worker Misclassification)

Ms. Knutson presented LRB draft LRB 4479/P2 of the agreed bill relating to worker misclassification, providing both administrative penalties and a criminal fine imposed by the court.

Motion

Moved by Mr. Reihl, second by Mr. Mielke to approve LRB draft LRB 4479/P2 of the agreed bill relating to worker misclassification. A roll call vote was conducted and the motion carried unanimously.

Ms. Knutson stated the agreed bill package, which will include the proposals approved today and the department proposals previously approved by the Council, will be delivered to the legislative leadership of the Senate and Assembly later today. Ms. Knutson will contact Mr. Reihl and Mr. Manley when any public hearing dates have been scheduled. At least one Labor member and one Management member is expected to testify in support of the bill at the public hearings.

4. Future Meetings

Ms. Knutson reported the January 21, 2016 meeting was cancelled and a poll will be conducted for meeting on February 18. The department continues to work on administrative rules relating to pre-employment drug testing and anticipates presenting the rule for Council input at the next meeting.

Ms. Knutson thanked the Council members for their work on the agreed bill.

5. Adjournment

By unanimous consent, the Council adjourned at 1:45 p.m.