

History of Assembly Bill 400

ASSEMBLY BILL 400

An Act to amend 103.73 (1) (intro.), 103.73 (1) (a), 103.75 (1) and 103.76 of the statutes; relating to: proof of age of a minor for purposes of the child labor laws and granting rule-making authority.
(FE)

1999

- 07-08. A. Introduced by Representative Schneider.
- 07-08. A. Read first time and referred to committee on Labor and Employment 279
- 07-28. A. Fiscal estimate received.

2000

- 02-16. A. Public hearing held.
- 03-01. A. Executive action taken.
- 03-08. A. Report passage recommended by committee on Labor and Employment, Ayes 10, Noes 0 717
- 03-08. A. Referred to committee on Rules 717
- 03-15. A. Placed on calendar 3-21-2000 by committee on Rules.
- 03-21. A. Read a second time 791
- 03-21. A. Ordered to a third reading 791
- 03-21. A. Rules suspended 791
- 03-21. A. Read a third time and passed, Ayes 97, Noes 0 791
- 03-21. A. Ordered immediately messaged 791
- 03-23. S. Received from Assembly 519
- 03-23. S. Read first time and referred to committee on Labor 520

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March 23, 2000

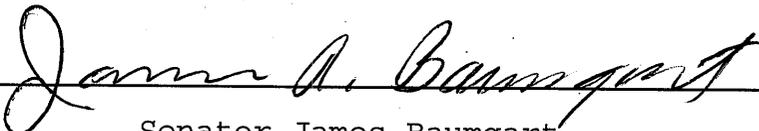
SENATE LABOR COMMITTEE
Senator Jim Baumgart, Chair

PAPER BALLOT

ASSEMBLY BILL 400, relating to: proof of age of a minor for purposes of the child labor laws and granting rule-making authority. (Representative Schneider)

Motion by Chair that Assembly Bill 400 be recommended for Concurrence:

AYE: X NO:



Senator James Baumgart

*Note: Attached is the History of Assembly Bill 400 and a memo on the bill prepared by Dan Fernbach, Leg. Council Attorney.

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3235

March 23, 2000

SENATE LABOR COMMITTEE
Senator Jim Baumgart, Chair

PAPER BALLOT

ASSEMBLY BILL 400, relating to: proof of age of a minor for purposes of the child labor laws and granting rule-making authority. (Representative Schneider)

Motion by Chair that Assembly Bill 400 be recommended for Concurrence:

AYE: ✓ NO:

 Russ Decker

Senator Russell Decker

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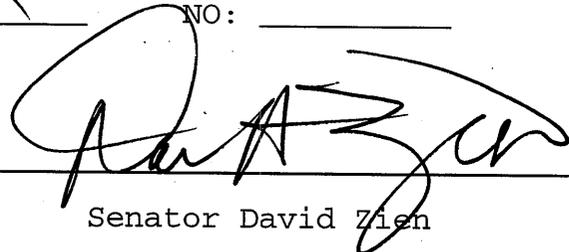
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PAPER BALLOT

ASSEMBLY BILL 400, relating to: proof of age of a minor for purposes of the child labor laws and granting rule-making authority. (Representative Schneider)

Motion by Chair that Assembly Bill 400 be recommended for Concurrence:

AYE: X NO:



Senator David Zien

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WISCONSIN LEGISLATIVE COUNCIL STAFF MEMORANDUM

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DATE: March 23, 2000

TO: SENATOR JAMES BAUMGART, CHAIRPERSON, SENATE COMMITTEE
ON LABOR

FROM: Dan Fernbach, Senior Staff Attorney

SUBJECT: 1999 Assembly Bill 400, Relating to Proof of Age of a Minor for Purposes of
the Child Labor Laws

1999 Assembly Bill 400 was introduced by Representative Schneider on July 8, 1999. The bill was recommended for passage by the Assembly Committee on Labor and Employment by a vote of Ayes, 10; Noes, 0; and on March 21, 2000, was passed by the Assembly by a vote of Ayes 97; Noes, 0. There were *no amendments* adopted by the Assembly.

A. PRESENT LAW

Under present law, before the Department of Workforce Development (DWD) or a permit officer may issue a *work permit to a minor*, the issuing officer must examine and approve such evidence as required by DWD by rule showing the age of the minor.

Under current DWD rules, the department and permit officers around the state must accept as proof of age for issuing a child labor work permit: (1) a birth certificate; (2) a baptismal certificate; or (3) if a birth or baptismal certificate is not obtainable, other proofs of age such as a passport, a life insurance policy on the minor or his or her first school enrollment records.

B. PROVISIONS OF ASSEMBLY BILL 400

1999 Assembly Bill 400 requires DWD, by rule, to have the department and all permit officers *accept as evidence of a minor's age a valid operator's license* issued by the Department of Transportation (DOT) that contains a photograph of the minor *or a photo ID card issued by DOT*, without requiring proof that the minor's birth or baptismal certificate cannot be obtained.

(OVER)

Also, when issuing a *certificate of age* to a minor in conjunction with a work permit, which is conclusive evidence of the minor's age under Wisconsin's labor laws and worker's compensation law, the bill requires DWD and permit officers to accept as proof of age the minor's driver's license or photo ID card issued by DOT.

The *fiscal estimate* prepared by DWD indicates that the proposal's cost to the state would be negligible and there would be no cost to local units of government.

DF:tlujal