

2005 DRAFTING REQUEST

Bill

Received: 03/29/2005

Received By: pdykman

Wanted: As time permits

Identical to LRB:

For: Joseph Parisi (608) 266-5342

By/Representing: him

This file may be shown to any legislator: NO

Drafter: jkuesel

May Contact:

Addl. Drafters: rchampag

Subject: Elections - miscellaneous
Employ Pub - employee benefits

Extra Copies:

Submit via email: YES

Requester's email: Rep.Parisi@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Make general election day a state employee holiday; increase time off for voting

Instructions:

Make November general holiday a state holiday with state and university and tech college employees and students having day off with pay (except elections board employees and anyone else needed to run the election). Up to K-12 school board whether the school district's students and employees have day with pay or day off without pay or neither. Increase election day hours off to vote to 4 hours unpaid leave. Election officials (poll workers) employed by businesses with 5 or more employees get day off without pay if give 30 days notice to employer.

P/C - 5/11/05- Grant state employees a holiday for general election, but if employees are required to work, they should not receive time off later unless their responsibilities relate to election administration. Leave collective bargaining process to work out accommodations for represented employees. Increase time off for voting to 4 hours.

Drafting History:

Table with 8 columns: Vers., Drafted, Reviewed, Typed, Proofed, Submitted, Jacketed, Required. Row 1: /?, jkuesel, wjackson, \_\_\_\_\_

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	05/12/2005	05/13/2005		_____			
			rschluet	_____	mbarman	lemery	
			05/13/2005	_____	05/13/2005	05/19/2005	

FE Sent For:

*None  
Added*

<END>

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/?	jkuesel	wjackson					

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			05/13/2005	_____	05/13/2005		

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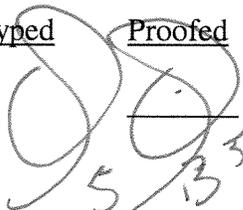
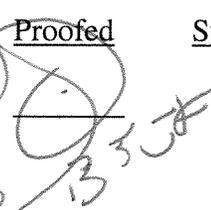
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1/? 1	jkuesel	1 wlj 5/13					

Vers.      Drafted      Reviewed      Typed      Proofed      Submitted      Jacketed      Required

\_\_\_\_\_

FE Sent For:

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Wanted: **As time permits**

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Addl. Drafters:

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Extra Copies:

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Requester's email: **Rep.Parisi@legis.state.wi.us**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Time off for poll workers and election day a holiday

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**Instructions:**

See Attached Make November general holiday a state holiday with state and university and tech college employees and students having day off with pay (except elections board employees and anyone else needed to run the election). Up to K-12 school board whether the school district's students and employees have day with pay or day off without pay or neither. Increase election day hours off to vote to 4 hours unpaid leave. Election officials (poll workers) employed by businesses with 5 or more employees get day off without pay if give 30 days notice to employer.

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/?	jkuesel			_____			
				_____			

FE Sent For:

2005

Date (time) needed

TAC  
MON 5/16

LRB - 2584,1

JTK: WLj:

**BILL**

Use the appropriate components and routines developed for bills.

AN ACT . . . [generate catalog] *to repeal . . . ; to renumber . . . ; to consolidate and renumber . . . ; to renumber and amend . . . ; to consolidate, renumber and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . . of the statutes; relating to:* *leave provided to employees for voting on election day and granting certain state employees a holiday on the day of the general election.*

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

*Analysis by the Legislative Reference Bureau*

If titles are needed in the analysis, in the component bar:

- For the main heading, execute: . . . . . create → anal: → title: → head
- For the subheading, execute: . . . . . create → anal: → title: → sub
- For the sub-subheading, execute: . . . . . create → anal: → title: → sub-sub

For the analysis text, in the component bar:

- For the text paragraph, execute: . . . . . create → anal: → text

( Analysis attached )

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

**SECTION #.**

2005-2006 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-2584/lins2  
JTK.....

Currently, every employer, including the state and local governments, must grant to its employees at least <sup>SP</sup>3 successive hours off work on election day for the purpose of permitting the employees to vote. In order to take advantage of this right, an employee must provide notice to his or her employer no later than the day before election day, and the employer may designate the time at which the employee is permitted to take off work. No penalty may be enforced against an employee for exercising this right, except that an employee is not entitled to be paid for time not worked. This bill increases the minimum time off that employers must grant to employees for voting to <sup>SP</sup>4 successive hours.

→ PWS ANALYSIS ✓

**2005-2006 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-2584/lins  
JTK.....

**SECTION 1.** 6.76 (1) of the statutes is amended to read:

6.76 (1) Any person entitled to vote at an election is entitled to be absent from work while the polls are open for a period not to exceed ~~3~~ 4 successive hours to vote. The elector shall notify the affected employer before election day of the intended absence. The employer may designate the time of day for the absence.

**History:** 1977 c. 394; 1991 a. 316.

(Insert text)

**Insert Analysis:**

Under current law, nonrepresented state employees receive a total of nine paid holidays annually, while represented employees receive the paid holidays provided for in their collective bargaining agreements. This bill provides that the Tuesday that falls after the first Monday in November in each even-numbered year is a day on which the offices of state government are closed. In addition, the bill increases the number of paid holidays for most nonrepresented state employees from nine to ten days, but does not do so for those nonrepresented state employees who are required by their appointing authorities to work on the Tuesday that falls after the first Monday in November in each even-numbered year and whose duties on that day do not involve election administration. Represented state employees continue to have the paid holidays provided for in their collective bargaining agreements.

**Insert Text:**

~~SECTION 230.35~~ 230.35 (4) (a) 5m. of the statutes is created to read:

230.35 (4) (a) 5m. In each even-numbered year, the Tuesday that falls after the first Monday in November.

~~SECTION 230.35~~ 230.35 (4) (b) of the statutes is renumbered 230.35 (4) (b) 1. and amended to read:

230.35 (4) (b) 1. Compensatory Except as provided in subd. 2., compensatory time off or payment, either of which shall be at the rate of time and one-half, shall be granted to state employees for all work performed on the holidays enumerated in par. (a) 1. to 9.

**History:** 1971 c. 91, 125, 183, 211, 226; 1971 c. 270 ss. 70, 71, 83, 104; Stats. 1971 s. 16.30; 1973 c. 51, 243; 1975 c. 28, 39, 41; 1975 c. 147 s. 54; 1975 c. 189, 199, 421, 422; 1977 c. 44; 1977 c. 187 s. 135; 1977 c. 196 ss. 56, 118, 130 (3), (5), (12), 131; 1977 c. 273; 1977 c. 418 ss. 726, 727, 924 (13m); Stats. 1977 s. 230.35; 1979 c. 34, 89; 1979 c. 110 s. 60 (11); 1979 c. 221; 1981 c. 20, 96, 140; 1983 a. 27 s. 2200 (15); 1983 a. 30 ss. 4 to 11, 14; 1983 a. 71, 140; 1983 a. 192 ss. 220, 221, 304; 1985 a. 119; 1987 a. 63, 287, 340, 399, 403; 1989 a. 56 s. 259; 1991 a. 39; 1993 a. 12, 47; 1995 a. 37, 178; 1997 a. 118, 307; 1999 a. 42, 85, 101, 125; 2001 a. 16, 109; 2003 a. 22, 33, 117.

~~SECTION 230.35~~ 230.35 (4) (b) 2. of the statutes is created to read:

230.35 (4) (b) 2. An employee who is required by his or her appointing authority to work on the holiday enumerated in par. (a) 5m. and whose duties on that day do not involve election administration may not receive compensatory time off or payment for work performed on that holiday.

**SECTION ~~4~~** 230.35 (4) (c) of the statutes is renumbered 230.35 (4) (c) 1. and amended to read:

230.35 (4) (c) 1. All employees, except limited term employees and employees specified in subd. 2., shall receive 9 10 paid holidays annually in addition to any other authorized paid leave, the time to be at the discretion of the appointing authorities.

**History:** 1971 c. 91, 125, 183, 211, 226; 1971 c. 270 ss. 70, 71, 83, 104; Stats. 1971 s. 16.30; 1973 c. 51, 243; 1975 c. 28, 39, 41; 1975 c. 147 s. 54; 1975 c. 189, 199, 421, 422; 1977 c. 44; 1977 c. 187 s. 135; 1977 c. 196 ss. 56, 118, 130 (3), (5), (12), 131; 1977 c. 273; 1977 c. 418 ss. 726, 727, 924 (13m); Stats. 1977 s. 230.35; 1979 c. 34, 89; 1979 c. 110 s. 60 (11); 1979 c. 221; 1981 c. 20, 96, 140; 1983 a. 27 s. 2200 (15); 1983 a. 30 ss. 4 to 11, 14; 1983 a. 71, 140; 1983 a. 192 ss. 220, 221, 304; 1985 a. 119; 1987 a. 63, 287, 340, 399, 403; 1989 a. 56 s. 259; 1991 a. 39; 1993 a. 12, 47; 1995 a. 37, 178; 1997 a. 118, 307; 1999 a. 42, 85, 101, 125; 2001 a. 16, 109; 2003 a. 22, 33, 117.

**SECTION ~~5~~** 230.35 (4) (c) 2. of the statutes is created to read:

230.35 (4) (c) 2. An employee who is required by his or her appointing authority to work on the day specified in par. (a) 5m. and whose duties on that day do not involve election administration shall receive 9 paid holidays annually in addition to any other authorized paid leave, the time to be at the discretion of the appointing authorities.

(end)

## Emery, Lynn

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**From:** Emery, Lynn  
**Sent:** Thursday, May 19, 2005 2:11 PM  
**To:** Koloen, Jan  
**Subject:** LRB 05-2584/1 (attached as requested)



05-2584/1

Lynn Emery  
Program Assistant  
Legislative Reference Bureau  
608-266-3561  
lynn.emery@legis.state.wi.us

**Barman, Mike**

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**From:** Koloen, Jan  
**Sent:** Thursday, May 19, 2005 2:17 PM  
**To:** LRB.Legal  
**Subject:** Bill Jackets for 2 bills

Rep. Parisi would like the following two bills jacketed:

LRB 2584/1  
LRB 2575/1

Thanks for your help.

Jan Koloen  
Office of Rep. Joe Parisi