

Assembly

Record of Committee Proceedings

Committee on Labor and Workforce Development

Assembly Bill 286

Relating to: permitting an employer to refuse to employ or to bar or terminate from employment an individual who has been convicted of a felony and who has not been pardoned for that felony and preempting cities, villages, towns, and counties from adopting provisions concerning employment discrimination based on arrest or conviction record that prohibit activity that is allowed under the state fair employment law.

By Representatives Kleefisch, Litjens, LeMahieu, Jacque, Craig, Knodl, Pridemore, Ziegelbauer, Thiesfeldt, Nass, Endsley, Petersen, Kuglitsch, T. Larson and Stroebel; cosponsored by Senators Darling, Lazich, Zipperer, Moulton and Galloway.

September 29, 2011 Referred to Committee on Labor and Workforce Development.

October 12, 2011 **PUBLIC HEARING HELD**

Present: (8) Representatives Ballweg, Kapenga, Nass,
Honadel, Kuglitsch, Sinicki, Toles and C.
Taylor.
Absent: (0) None.
Excused: (1) Representative Litjens.

Appearances For

- Joel Kleefisch, Oconomowoc — Rep, 38th Assembly District
- Andrew Cook, Madison — WI Civil Justice Council
- Thomas Hruz, Milwaukee — WI Civil Justice Council
- Bill Smith, Madison — Nat'l Federation of Independent Business
- Jason Culotta, Madison — WI Manufacturers & Commerce

Appearances Against

- Linda Ketchum, Madison — Madison-Area Urban Ministry
- Marilyn Townsend, Madison
- John Miller, Madison — Phoenix Initiative
- Sheila Sullivan, Milwaukee — Legal Action of WI
- Steven Porter, Madison — State Bar of WI, Civil Rights & Liberties Section
- Colleen Bero-Lehmann, Madison — WI Employment Lawyers Assoc
- Wendel Hruska, Milwaukee — Project Return
- David Fields, Milwaukee — Project Return

- Andre Brown, Milwaukee — Project Return
- Whitney Rise Roberson, Milwaukee — Project Return

Appearances for Information Only

- None.

Registrations For

- Brian Dake, Madison — WI Independent Business
- Brian Mitchell, Oconomowoc — WI Car Rental Alliance
- Tom Howells, Madison — WI Motor Carriers Assoc
- Pete Hanson, Madison — WI Restaurant Assoc
- Greg Hubbard, Madison — Waste Management of WI
- Brad Boycks, Madison — WI Builders Assoc
- Steve Baas, Milwaukee — Milwaukee Metropolitan Assoc of Commerce
- Nickolas George, Madison — Midwest Food Processors Assoc
- Chet Gerlach, Madison — Tool & Die Machinists Assoc of WI
- Paul Merline, Madison — WI Hospital Assoc
- Matt Phillips, Madison — Alliance of WI Retailers

Registrations Against

- Ruth Poochigian, O.P., Madison — Prison Ministry Project
- Kelda Helen Roys, Madison — Rep., 81st Assembly District
- Adam Korbitz, Madison — State Bar of WI, Civil Rights & Liberties Section
- Adam Korbitz, Madison — State Bar of WI, Public Interest Law Section
- Joe Oswald, DeForest — WI Laborers District Council
- Marc Herstand, Madison — Nat'l Assoc of Social Workers, WI Chapter
- Tamara Grigsby, Milwaukee — Rep, 18th Assembly District
- Terry Crawford, Madison — All past/present exconvicts
- Terese Berceau, Madison — Rep, 76th Assembly District
- Lena Taylor, Milwaukee — Sen, 4th Senate District
- Jerome Dillard, Fitchburg — Voices Beyond Bars
- Janet Bewley, Ashland — Rep, 74th Assembly District
- Fred Kessler, Milwaukee — Rep, 12th Assembly District
- Bob Turner, Racine — Rep, 61st Assembly District
- Mark Reihl, Madison — WI State Council of Carpenters
- Joanne Ricca, Milwaukee — WI State AFL-CIO
- Roy DeLaRosa, Milwaukee — Milwaukee County
- Shawna Lutzow, Janesville
- Stacy Harbaugh, Madison — ACLU of WI
- Willie Love, Madison — Voices Beyond Bars
- Patrick Hickey, Madison — The Workers' Right Center

- Diana Shaw, Madison — Rev., Prison Ministry Project
- Joseph Ellwanger, Milwaukee — MICA
- Larry Griffin, Milwaukee — MICA
- James Morgan, Madison — Voices Beyond Bars
- Isadore Knox, Madison — Dane Co. Office of Equal Opportunity
- Barbara Sella, Madison — WI Catholic Conference
- Jimmie Davison, Madison

Registrations for Information Only

- None.

October 20, 2011

EXECUTIVE SESSION HELD

Present: (9) Representatives Ballweg, Kapenga, Nass, Honadel, Kuglitsch, Litjens, Sinicki, Toles and C. Taylor.

Absent: (0) None.

Excused: (0) None.

Moved by Representative Nass, seconded by Representative Honadel that **Assembly Bill 286** be recommended for passage.

Ayes: (6) Representatives Ballweg, Kapenga, Nass, Honadel, Kuglitsch and Litjens.

Noes: (3) Representatives Sinicki, Toles and C. Taylor.

PASSAGE RECOMMENDED, Ayes 6, Noes 3

Vincent Williams
Committee Clerk