



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2005 Wisconsin Act 12
[2005 Assembly Bill 49]

**Preemption of Local Minimum
Wage Ordinances**

2005 Wisconsin Act 12 provides that the state's minimum wage law is to be construed as an enactment of statewide concern for the purpose of providing a living wage that is uniform throughout the state. Further, the Act prohibits a city, village, town, or county from enacting a living wage ordinance and voids any such living wage ordinance in effect on the effective date of the Act.

The Act, however, does not apply to local ordinances that do any of the following:

1. Require employees employed on a public works project contracted for by a county, city, village, or town to be paid at the prevailing wage rate as required under state law.
2. Require an employee of a county, city, village, or town to be paid at a minimum wage rate.
3. Require an employee who performs work under a contract for the provision of services to a county, city, village, or town to be paid at a minimum wage rate.
4. Require an employee who performs work that is funded by financial assistance from a county, city, village, or town to be paid at a minimum wage rate.

Effective Date: The Act takes effect on June 16, 2005.

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RJC:wu

This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature's Web site at: <http://www.legis.state.wi.us/>.