



September 1995 Special Session

**ASSEMBLY AMENDMENT 2,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO ASSEMBLY BILL 1**

September 27, 1995 – Offered by Representative WILLIAMS.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 3, line 7: after that line insert:

3 **“SECTION 3c.** 16.765 (1) of the statutes, as affected by 1995 Wisconsin Act 27,  
4 is amended to read:

5 16.765 (1) Contracting agencies, the University of Wisconsin Hospitals and  
6 Clinics Authority ~~and~~, the Bradley center sports and entertainment corporation and  
7 any local professional baseball park district created under subch. III of ch. 229 shall  
8 include in all contracts executed by them a provision obligating the contractor not  
9 to discriminate against any employe or applicant for employment because of age,  
10 race, religion, color, handicap, sex, physical condition, developmental disability as  
11 defined in s. 51.01 (5), sexual orientation as defined in s. 111.32 (13m) or national  
12 origin and, except with respect to sexual orientation, obligating the contractor to take  
13 affirmative action to ensure equal employment opportunities.

14 **SECTION 3e.** 16.765 (2) of the statutes, as affected by 1995 Wisconsin Act 27,  
15 is amended to read:

1           16.765 (2) Contracting agencies, the University of Wisconsin Hospitals and  
2 Clinics Authority and, the Bradley center sports and entertainment corporation and  
3 any local professional baseball park district created under subch. III of ch. 229 shall  
4 include the following provision in every contract executed by them: “In connection  
5 with the performance of work under this contract, the contractor agrees not to  
6 discriminate against any employe or applicant for employment because of age, race,  
7 religion, color, handicap, sex, physical condition, developmental disability as defined  
8 in s. 51.01 (5), sexual orientation or national origin. This provision shall include, but  
9 not be limited to, the following: employment, upgrading, demotion or transfer;  
10 recruitment or recruitment advertising; layoff or termination; rates of pay or other  
11 forms of compensation; and selection for training, including apprenticeship. Except  
12 with respect to sexual orientation, the contractor further agrees to take affirmative  
13 action to ensure equal employment opportunities. The contractor agrees to post in  
14 conspicuous places, available for employes and applicants for employment, notices  
15 to be provided by the contracting officer setting forth the provisions of the  
16 nondiscrimination clause.”

17           **SECTION 3h.** 16.765 (4) of the statutes, as affected by 1995 Wisconsin Act 27,  
18 is amended to read:

19           16.765 (4) Contracting agencies, the University of Wisconsin Hospitals and  
20 Clinics Authority and, the Bradley center sports and entertainment corporation and  
21 any local professional baseball park district created under subch. III of ch. 229 shall  
22 take appropriate action to revise the standard government contract forms under this  
23 section.

24           **SECTION 3j.** 16.765 (5) of the statutes, as affected by 1995 Wisconsin Act 27, is  
25 amended to read:

1           16.765 (5) The head of each contracting agency ~~and~~, the boards of directors of  
2 the University of Wisconsin Hospitals and Clinics Authority and the Bradley center  
3 sports and entertainment corporation and the district board of each local  
4 professional baseball park district created under subch. III of ch. 229 shall be  
5 primarily responsible for obtaining compliance by any contractor with the  
6 nondiscrimination and affirmative action provisions prescribed by this section,  
7 according to procedures recommended by the department. The department shall  
8 make recommendations to the contracting agencies ~~and~~, the boards of directors of the  
9 University of Wisconsin Hospitals and Clinics Authority and the Bradley center  
10 sports and entertainment corporation and the district board of each local  
11 professional baseball park district created under subch. III of ch. 229 for improving  
12 and making more effective the nondiscrimination and affirmative action provisions  
13 of contracts. The department shall promulgate such rules as may be necessary for  
14 the performance of its functions under this section.

15           **SECTION 3L.** 16.765 (6) of the statutes, as affected by 1995 Wisconsin Act 27,  
16 is amended to read:

17           16.765 (6) The department may receive complaints of alleged violations of the  
18 nondiscrimination provisions of such contracts. The department shall investigate  
19 and determine whether a violation of this section has occurred. The department may  
20 delegate this authority to the contracting agency, the University of Wisconsin  
21 Hospitals and Clinics Authority ~~or~~, the Bradley center sports and entertainment  
22 corporation or a local professional baseball park district created under subch. III of  
23 ch. 229 for processing in accordance with the department's procedures.

24           **SECTION 3n.** 16.765 (7) (intro.) and (d) of the statutes, as affected by 1995  
25 Wisconsin Act 27, are amended to read:

