

**1999 DRAFTING REQUEST**

**Bill**

Received: **02/16/99**

Received By: **malaigm**

Wanted: **As time permits**

Identical to LRB:

For: **Gregg Underheim (608) 266-2254**

By/Representing: **Himself**

This file may be shown to any legislator: **NO**

Drafter: **malaigm**

May Contact:

Alt. Drafters:

Subject: **Employ Priv - child labor**

Extra Copies:

**Pre Topic:**

No specific pre topic given

**Topic:**

Employment of minors

**Instructions:**

See Topic Line

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	malaigm 02/16/99	chanaman 02/16/99		_____			
/1			martykr 02/16/99	_____	lrb_docadmin 02/16/99		
/2	malaigm 04/23/99	chanaman 04/23/99	mclark 04/28/99	_____	lrb_docadmin 04/29/99	lrb_docadmin 05/6/99	

FE Sent For: **N/A**

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FE Sent For:

*Not Needed*

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/1		CMH 7/23 /2	martykr 02/16/99 4/27 mrc	_____	lrb_docadmin 02/16/99		
FE Sent For:				MRC/CTH 4/28			

<END>



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Subject: **Employ Priv - child labor**

Extra Copies:

**Pre Topic:**

No specific pre topic given

**Topic:**

Employment of minors 11 years of age or older as officials for athletic events in which the participants are under 14 years of age

**Instructions:**

See Topic Line

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<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/?	malaigm	cmh 11 2/18	[Signature] 2 2/16	HH 2 [Signature] 16			

FE Sent For:

<END>



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-2230/1

GMM.....

cmj

gen cert.

1 AN ACT ...; relating to: the employment of minors 11 years or older as officials  
2 for athletic events in which the participants are under 14 years of age.

*Analysis by the Legislative Reference Bureau*

Under current law, subject to certain exceptions, minors under 14 years of age may not be employed or permitted to work in any gainful occupation. One of those exceptions permits minors 12 and 13 years of age to be employed as sideline officials for high school football games and another exception permits minors 11 to 13 years of age to be employed as ball monitors at high school football games and practices. This bill permits minors 11 years of age or older to be employed under direct adult supervision as officials for athletic events in which the participants are under 14 years of age.

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

3 SECTION 1. 103.67 (2) (d) of the statutes is amended to read:  
4 103.67 (2) (d) Minors 12 ~~and 13~~ years of age or older may be employed as  
5 caddies on golf courses, if they use caddy carts.

History: 1971 c. 271, 307; 1973 c. 183; 1979 c. 234; 1985 s. 1; 1989 a. 126; 1993 a. 492, 1995 a. 352.

6 SECTION 2. 103.67 (2) (h) of the statutes is amended to read:

1 103.67 (2) (h) Minors 12 and 13 years of age or older may be employed as  
2 sideline officials for high school football games.

3 History: 1971 c. 271, 307; 1973 c. 183; 1979 c. 234; 1985 a. 1; 1989 a. 126; 1993 a. 492; 1995 a. 352

3 SECTION 3. 103.67 (2) (i) of the statutes is amended to read:

4 103.67 (2) (i) Minors 11 ~~to 13~~ years of age or older may be employed as ball  
5 monitors at high school football games and practices.

6 History: 1971 c. 271, 307, 1973 c. 183; 1979 c. 234, 1985 a. 1; 1989 a. 126; 1993 a. 492; 1995 a. 352

6 SECTION 4. 103.67 (2) (im) of the statutes is created to read:

7 103.67 (2) (im) Minors 11 years of age or older may be employed under direct  
8 adult supervision as officials for athletic events in which the participants are under  
9 14 years of age.

10 SECTION 5. 103.71 (2) (a) of the statutes is renumbered 103.71 (2) (a) (intro.)  
11 and amended to read:

12 103.71 (2) (a) (intro.) The employment of minors 11 ~~to 13~~ years of age or older  
13 as follows:

*and practices*

14 1. As ball monitors at high school football games ~~as provided in s. 103.67 (2) (i).~~

15 History: 1971 c. 271; 1973 c. 59, 183, 336; 1975 c. 94; 1979 c. 244, 1987 a. 187; 1989 a. 126; 1993 a. 492.

15 SECTION 6. 103.71 (2) (a) 2. of the statutes is created to read:

16 103.71 (2) (a) 2. As officials for athletic events in which the participants are  
17 under 14 years of age, as provided in s. 103.67 (2) (im).

18 (END)

## Malaise, Gordon

---

**From:** Dies, Laurie  
**Sent:** Tuesday, February 16, 1999 11:18 AM  
**To:** Malaise, Gordon  
**Subject:** LRB 1163/1

Gordon,

Senator Rude is interested in drafting the Senate companion bill to Representative Ainsworth's LRB 1163. I have permission from Rep. Ainsworth to do this, so I am sending a note to you to request a Senate bill jacket for Senator Rude.

Thank you.

Laurie Dies  
Office of Senator Rude  
266-5490





Item one of this budget amendment deletes the schedule entry for the appropriation repealed in item 2.

**ASSEMBLY AMENDMENT ,  
TO 1991 ASSEMBLY BILL 91**

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 172, line 9: delete lines 9 and 10.

3 **2.** Page 288, line 29: after that line insert:

4 "SECTION 305m. 20.255 (2) (fu) of the statutes is repealed."

5 **3.** Page 871, line 25: after that line insert:

6 "SECTION 2427m. 119.23 of the statutes is repealed."

7 (END)

## Malaise, Gordon

---

**From:** Asbjornson, Karen  
**Sent:** Thursday, April 22, 1999 3:27 PM  
**To:** Malaise, Gordon  
**Cc:** Simmons, Kathleen  
**Subject:** RE: Assembly companion bill

Dear Gordon,

Kate Simmons from Rep. Underheim's office will be contacting you to draft an assembly companion to LRB 2241 (kiddie umpire bill). We look forward to working with Rep. Underheim on moving this legislation through legislature.

Karen Asbjornson  
Office of Senator Roessler  
Karen.Asbjornson@legis.state.wi.us

-----Original Message-----

**From:** Malaise, Gordon  
**Sent:** Thursday, April 22, 1999 1:03 PM  
**To:** Asbjornson, Karen  
**Subject:**

<< File: send.doc >> Karen:

Here is the kiddie umpire bill in RTF format.

Gordon M. Malaise  
Senior Legislative Attorney  
Legislative Reference Bureau  
Phone: (608) 266-9738

## Malaise, Gordon

---

**From:** Simmons, Kathleen  
**Sent:** Thursday, April 22, 1999 3:33 PM  
**To:** Malaise, Gordon  
**Subject:** FW: Assembly companion bill

Gordon, Please draft the LRB 4421 as an Assembly companion to Senator Roessler bill. Call if you have questions.  
Thanks!

Kate Simmons  
Legislative Assistant to  
Rep. Gregg Underheim  
266-2254

-----Original Message-----

**From:** Asbjornson, Karen  
**Sent:** Thursday, April 22, 1999 3:27 PM  
**To:** Malaise, Gordon  
**Cc:** Simmons, Kathleen  
**Subject:** RE: Assembly companion bill

Dear Gordon,

Kate Simmons from Rep. Underheim's office will be contacting you to draft an assembly companion to LRB 2241 (kiddie umpire bill). We look forward to working with Rep. Underheim on moving this legislation through legislature.

Karen Asbjornson  
Office of Senator Roessler  
[Karen.Asbjornson@legis.state.wi.us](mailto:Karen.Asbjornson@legis.state.wi.us)

-----Original Message-----

**From:** Malaise, Gordon  
**Sent:** Thursday, April 22, 1999 1:03 PM  
**To:** Asbjornson, Karen  
**Subject:**

<< File: send.doc >> Karen:

Here is the kiddie umpire bill in RTF format.

Gordon M. Malaise  
Senior Legislative Attorney  
Legislative Reference Bureau  
Phone: (608) 266-9738

## Malaise, Gordon

---

**From:** Simmons, Kathleen  
**Sent:** Thursday, April 22, 1999 3:36 PM  
**To:** Malaise, Gordon  
**Subject:** Oops, wrong number

Gordon, I gave you the wrong number. The kiddie umpire bill for which we are requesting the companion is 2241. Sorry for the confusion.

Kate Simmons  
Legislative Assistant to  
Rep. Gregg Underheim  
266-2254



State of Wisconsin  
1999 - 2000 LEGISLATURE

2230/2

LRB-2230/2

GMM:cmh:km

RMR

1999 BILL

*reinsert*

1 AN ACT *to amend* 103.67 (2) (intro.), 103.67 (2) (d), 103.67 (2) (h), 103.67 (2) (i),  
2 103.71 (2) (intro.), 103.71 (2) (a) and 103.71 (2) (b) (intro.); and *to create* 103.67  
3 (2) (hm) and 103.71 (2) (b) 6. of the statutes; **relating to:** the employment of  
4 minors 12 years or older as officials for athletic events in which the participants  
5 are under 14 years of age.

---

***Analysis by the Legislative Reference Bureau***

Under current law, subject to certain exceptions, minors under 14 years of age may not be employed or permitted to work in any gainful occupation. One of those exceptions permits minors 12 and 13 years of age to be employed as sideline officials for high school football games and another exception permits minors 11 to 13 years of age to be employed as ball monitors at high school football games and practices. Under the federal Fair Labor Standards Act (FLSA), subject to certain exceptions, no employer may employ a minor under 14 years of age in interstate commerce, in the production of goods for interstate commerce or in any enterprise engaged in interstate commerce or in the production of goods for interstate commerce. Currently, the FLSA defines "employer" to include a "public agency", such as a state or any political subdivision of a state, and defines an "enterprise engaged in interstate commerce or in the production of goods for interstate commerce" to include a school and any enterprise whose annual gross sales are not less than \$500,000.

This bill permits minors 12 years of age or older to be employed under direct adult supervision as officials for athletic events in which the participants are under

**BILL**

14 years of age to the extent permitted under the FLSA, that is, such a minor may be so employed by an employer that is not engaged in interstate commerce or in producing goods for interstate commerce, that has annual gross sales of less than \$500,000 and that is not a school or a public agency.

---

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

1           **SECTION 1.** 103.67 (2) (intro.) of the statutes is amended to read:

2           103.67 (2) (intro.) A minor under 14 years of age ~~shall~~ may not be employed or  
3 permitted to work in any gainful occupation at any time, except that a minor under  
4 14 years of age may be employed or permitted to work as follows to the extent  
5 permitted under the federal Fair Labor Standards Act, 29 USC 201 to 219:

6           **SECTION 2.** 103.67 (2) (d) of the statutes is amended to read:

7           103.67 (2) (d) Minors 12 ~~and 13~~ years of age or older may be employed as  
8 caddies on golf courses, if they use caddy carts.

9           **SECTION 3.** 103.67 (2) (h) of the statutes is amended to read:

10          103.67 (2) (h) Minors 12 ~~and 13~~ years of age or older may be employed as  
11 sideline officials for high school football games.

12          **SECTION 4.** 103.67 (2) (hm) of the statutes is created to read:

13          103.67 (2) (hm) Minors 12 years of age or older may be employed under direct  
14 adult supervision as officials for athletic events in which the participants are under  
15 14 years of age.

16          **SECTION 5.** 103.67 (2) (i) of the statutes is amended to read:

17          103.67 (2) (i) Minors 11 ~~to 13~~ years of age or older may be employed as ball  
18 monitors at high school football games and practices.

19          **SECTION 6.** 103.71 (2) (intro.) of the statutes is amended to read:



**SUBMITTAL  
FORM**

**LEGISLATIVE REFERENCE BUREAU  
Legal Section Telephone: 266-3561  
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

**Date:** 4/29/99

**To:** Representative Underheim

**Relating to LRB drafting number:** LRB-2230

**Topic**

Employment of minors

**Subject(s)**

Employ Priv - child labor

1. **JACKET** the draft for introduction \_\_\_\_\_

in the **Senate** \_\_\_\_ or the **Assembly** \_\_\_\_ (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached \_\_\_\_\_

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction \_\_\_\_\_

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Gordon M. Malaise, Senior Legislative Attorney  
Telephone: (608) 266-9738