

**ASSEMBLY AMENDMENT 2,
TO 1999 ASSEMBLY BILL 446**

September 15, 1999 – Offered by COMMITTEE ON EDUCATION.

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

2 **1.** Page 1, line 2: delete “an” and substitute “certain”.

3 **2.** Page 1, line 3: delete “felon” and substitute “, violent felons”.

4 **3.** Page 2, line 2: delete that line and substitute:

5 “111.335 (1) (d) 1. In this paragraph:

6 a. “Educational agency” means a school district, a cooperative educational
7 service agency, a county children with disabilities board, the Wisconsin school for the
8 visually handicapped, the Wisconsin school for the deaf, a private school, a charter
9 school, a private, nonprofit, nonsectarian agency under contract with a school board
10 under s. 118.153 (3) (c) or a nonsectarian private school or agency under contract with
11 the board of school directors in a 1st class city under s. 119.235 (1).

12 b. “Violent felony” means a violation of ch. 940 or 948 that is a Class A, B, BC,
13 C or D felony; a violation of s. 941.11, 941.20 (3) (a), 941.30 (1), 941.32, 941.327 (2)

1 (b) 2., 3. or 4., 943.02 (1), 943.10 (2), 943.23 (1g), (1m) or (1r), 943.32 (2) or 946.43;
2 the solicitation, conspiracy or attempt under s. 939.30, 939.31 or 939.32 to commit
3 a violation specified in this subd. 1. b.; or a violation of federal law or the law of any
4 other state or country that would be a violation specified in this subd. 1. b. if
5 committed in this state.

6 2. Notwithstanding s. 111.322, it is not employment discrimination”.

7 **4.** Page 2, line 3: delete “, as defined in s. 115.31 (1) (b),”.

8 **5.** Page 2, line 5: delete that line and substitute “convicted, within 5 years prior
9 to the refusal to employ or to the termination from employment, of a violent felony,
10 who has not been pardoned for that violent felony and whose conviction has not been
11 reversed, set aside or vacated, except that it is employment discrimination because
12 of conviction record for an educational agency to terminate from employment an
13 individual who is employed by the educational agency on the effective date of this
14 subdivision [revisor inserts date], based on a conviction for a violent felony
15 obtained before the effective date of this subdivision [revisor inserts date], unless
16 the circumstances of that violent felony substantially relate to the circumstances of
17 the individual’s particular job.”.

18 (END)