

1999 DRAFTING REQUEST

**Bill**

Received: **07/15/1999**

Received By: **malaigm**

Wanted: **As time permits**

Identical to LRB:

For: **Robert Turner (608) 266-0731**

By/Representing: **Paulette Quick**

This file may be shown to any legislator: NO

Drafter: **malaigm**

May Contact:

Ah. Drafters:

Subject: **Employ Priv - family leave**

Extra Copies:

**Pre Topic:**

No specific pre topic given

**Topic:**

Family and medical leave; employers subject to

**Instructions:**

See Attached--lower from 50 to 40 the number of employes an employer must have to be covered by the family and medical leave law (LRBb1361/1)

**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 07/15/1999	wjackson 07/16/1999		_____			S&L
/1			jfrantze 07/16/1999	_____	lrb-docadmin 07/16/1999	lrb-docadmin 09/15/1999	

FE Sent For:

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Page 1

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**LEGISLATIVE REFERENCE BUREAU**

**BILL REQUEST FORM**

Legal Section, 5<sup>th</sup> Floor, 700 N. Hamilton St.  
(608) 266-3561

Use of this form is optional. It is often helpful to talk directly with the LRB attorney who will draft the bill. Use this form only for **BILL** drafts. Attach more pages if necessary.

Date of request: <b>7-15-99</b>	Legislator or agency requesting this draft: <b>REP. ROBERT L. TURNER</b>
Name/phone number of person submitting request: <b>PAULETTE QUICK 266-0732</b>	
Persons to contact for questions about this draft (names and phone numbers please):	<b>PAULETTE QUICK 266-0732</b>
Describe the problem, including any helpful examples. How do you want to solve the problem? <b>EXPAND THE BENEFITS OF WISCONSIN'S FAMILY AND MEDICAL LEAVE LAW BY LOWERING THE THRESHOLD FOR ELIGIBLE BUSINESSES FROM THE CURRENT 50 EMPLOYEES TO 40 EMPLOYEES,</b>	
If you know of any statute sections that might be affected, please list them or provide a marked (not re-typed) copy.	

Please attach a copy of any correspondence or material that may help us. You may also attach a marked (not re-typed) copy of any LRB draft, or provide its number (e.g., 1997 LRB-234511 or 1995 AB-67):

LRB 1361 is attached

Requests are confidential unless stated otherwise.

May we tell others that we are working on this for you?  YES  NO

If yes, anyone who asks?  YES  NO

Any legislator?  YES  NO  ONLY the following persons:

Do you consider this urgent?  YES  NO If yes, please indicate why:

THIS IS ON THE REPRESENTATIVE'S LIST OF PRIORITIES

Is this request of higher priority than other pending request(s) you have made?

YES  NO If yes, please sign your name here:

**ASSEMBLY AMENDMENT 9,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 1999 ASSEMBLY BILL 133**

June 29, 1999 - Offered by Representative **TURNER**.

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

2 **1.** Page 1080, line 2: after that line insert:

3 **“SECTION 2005d.** 103.10 (1) (c) of the statutes is amended to read:

4 103.10 (1) (c) Except as provided in sub. (14) (b), “employer” means a person  
5 engaging in any activity, enterprise or business in this state employing at least ~~50~~  
6 40 individuals on a permanent basis. “Employer” includes the state and any office,  
7 department, independent agency, authority, institution, association, society or other  
8 body in state government created or authorized to be created by the constitution or  
9 any law, including the legislature and the courts.“.

10 **2.** Page 1092, line 20: after that line insert:

11 **“SECTION 2033r.** 111.36 (1) (a) of the statutes is amended to read:







State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-3288/10  
GMM...f:....  
WJ

1 AN ACT <sup>Gen Cat</sup> relating to: the number of employes that an employer must have to  
2 be subject to the family and medical leave law.

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**Analysis by the Legislative Reference Bureau**

Under current law, an employer, including the state, that employs at least 50 individuals on a permanent basis must permit an employe to take six weeks of family leave in a 12-month period and two weeks of medical leave in a 12-month period. This bill requires an employer, including the state, that employs 40 employes on a permanent basis to permit its employes to take family and medical leave.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

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

3 SECTION 1. 103.10 (1) (c) of the statutes is amended to read:  
4 103.10 (1) (c) Except as provided in sub. (14) (b), "employer" means a person  
5 engaging in any activity, enterprise or business in this state employing at least 50  
6 40 individuals on a permanent basis. "Employer" includes the state and any office,  
7 department, independent agency, authority, institution, association, society or other



1 body in state government created or authorized to be created by the constitution or  
2 any law, including the legislature and the courts.

History: 1987 a. 287; 1989 a. 228; 1991 a. 39; 1993 a. 446; 1995 a. 27 s. 9130 (4); 1997 a. 3,156.

3 **SECTION 2. Initial applicability.**

4 (1) This act firstapplies to an employe, as defined in section 103.10 (1) (b)✓ of  
5 the statutes, who is affected by a collective bargaining agreement that contains  
6 provisions inconsistent with this act on the day on which the collective bargaining  
7 agreement expires or is extended, modified or renewed, whichever occurs first.

8 (END)

**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:** 7/16/99

To: Representative Turner

**Relating to LRB drafting number: LRB-3288**

**Topic**

Family and medical leave; employers subject to

**Subject(s)**

Employ Priv - family leave

1. **JACKET** the draft for introduction

*Robert Turner*

**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