

**1999 DRAFTING REQUEST**

**Bill**

Received: **11/09/1999**

Received By: **mlief**

Wanted: **As time permits**

Identical to LRB:

For: **Marlin Schneider (608) 266-0215**

By/Representing: **judy**

This file may be shown to any legislator: NO

Drafter: **mlief**

May Contact:

Alt. Drafters: **grantpr**

Subject: **Education - miscellaneous  
Higher Education - miscellaneous**

Extra Copies:

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Written policies on entering locker rooms

---

**Instructions:**

See Attached

---

**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>
/?	mlief 1 1/10/1999	csicilia 1 1/15/1999		_____			S&L
/1			hhagen 1 1/15/1999	_____	lrb-docadmin 1 1/15/1999	lrb-docadmin 1 1/18/1999	

FE Sent For:

<END>

*sent*  
↪

1999 DRAFTING REQUEST

**Bill**

Received: **11/09/1999**

Received By: **mlief**

Wanted: **As time permits**

Identical to LRB:

For: **Marlin Schneider (608) 266-0215**

By/Representing: **judy**

This file may be shown to any legislator: NO

Drafter: **mlief**

May Contact:

Ah. Drafters: **grantpr**

Subject: **Education - miscellaneous  
Higher Education - miscellaneous**

Extra Copies:

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Written policies on entering locker rooms

---

**Instructions:**

See Attached

---

**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>
I?	mlief 1 1/10/1999	csicilia 1 1/15/1999		_____			S&L
/1			hhagen 1 1/15/1999	_____	lrb_docadmin 1 1/15/1999		

FE Sent For:

<END>

1999 DRAFTING REQUEST

Bill

Received: 11/09/1999

Received By: mlief

Wanted: As time permits

Identical to LRB:

For: Marlin Schneider (608) 266-0215

By/Representing: judy

This file may be shown to any legislator: NO

Drafter: mlief

May Contact:

Alt. Drafters: grantpr

Subject: Education - miscellaneous  
Higher Education - miscellaneous

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Written policies on entering locker rooms

Instructions:

See Attached

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>
1?	mlief	11 cjs 11/15 99	hh 11/15	hh / sf 11/15			

FE Sent For:

<END>

3925  
LRB 1002/1  
MCL & PG kaf:kat  
CJS

1999 Bill

~~1997 ASSEMBLY BILL 229~~

D-N

March 27, 1997 - Introduced by Representatives SCHNEIDER, RYBA and BOYLE.  
Referred to Joint committee on Information Policy.

Regen.

1 **AN ACT** to create 36.38, 38.12 (12), 39.49, 118.39 and 175.22 of the statutes;  
2 **relating to:** written policies on entering locker rooms being used by athletic  
3 teams representing certain schools or by professional athletic teams.

two-year colleges campus

**Analysis by the Legislative Reference Bureau** (to)

This bill requires each school board, private school, technical college district board, institution and ~~center~~ within the University of Wisconsin System, private institution of higher education, and professional athletic team that has its home field or arena in this state, to adopt a written policy on who may enter and remain in a locker room used by the school or team for the purpose of interviewing or seeking information from any person. The policy must reflect the privacy interests of the members of the teams representing the school or the professional athletic team.

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

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

4 **SECTION 1.** 36.38 of the statutes is created to read:

5 **36.38 Policy on privacy in athletic locker rooms.** Each institution and

6 ~~center within the system~~ college campus shall adopt a written policy on who may enter and remain,

**ASSEMBLY BILL 229****SECTION 1**

0 ~~for the purpose of~~ <sup>to</sup> interviewing ~~or seeking~~ information from any person, in a locker  
 1 room being used by an athletic team representing the institution or ~~center~~ <sup>College Campus</sup>. The  
 2 policy shall reflect the privacy interests of members of athletic teams representing  
 3 the institution or ~~center~~.

4  
 5 **SECTION 2.** 38.12 (12) of the statutes is created to read:

6 38.12 **(12) POLICY ON PRIVACY IN ATHLETIC LOCKER ROOMS.** The district board shall  
 7 adopt a written policy on who may enter and remain, ~~for the purpose of~~ <sup>to</sup> interviewing  
 8 or seeking information from any person, in a locker room being used by an athletic  
 9 team representing the district. The policy shall reflect the privacy interests of  
 10 members of athletic teams representing the district.

11 **SECTION 3.** 39.49 of the statutes is created to read:

12 **39.49 Policy on privacy in athletic locker rooms. (1)** In this section,  
 13 "institution of 'higher education'" means a private educational institution that  
 14 awards a bachelor's or higher degree or provides a program that is acceptable for  
 15 credit toward such a degree, and that fields an athletic team that represents the  
 16 institution.

17 (2) Each institution of higher education shall adopt a written policy on who  
 18 may enter and remain, ~~for the purpose of~~ <sup>to</sup> interview- or seeking information from  
 19 any person, in a locker room being used by an athletic team representing the  
 20 institution. The policy shall reflect the privacy interests of members of athletic  
 21 teams representing the institution.

22 **SECTION 4.** 118.39 of the statutes is created to read:

23 **118.39 Policy on privacy in athletic locker rooms.** Each school board, and  
 24 the governing body of each private school that fields an athletic team representing  
 25 the school, shall adopt a written policy on who may enter and remain, ~~for the purpose~~

**ASSEMBLY BILL 229**

1 <sup>to</sup> ~~of~~ interviewing ~~ing~~ or seeking ~~ing~~ information from any person, in a locker room being used  
2 by an athletic team representing the private school or representing a public school  
3 in the school district. The policy shall reflect the privacy interests of members of  
4 athletic teams representing the school.

5 **SECTION 5.** 175.22 of the statutes is created to read:

6 **175.22 Policy on privacy for professional athletic teams. Any**  
7 professional athletic team that has its home field or arena in this state shall adopt  
8 a written policy on who may enter and remain, ~~for the purpose of~~ <sup>to</sup> interview\* or  
9 seeking information from any person, in a locker room used by the professional  
10 athletic team. The policy shall reflect the privacy interests of members of the  
11 professional athletic team.

12 **SECTION 6. Effective date.**

13 (1) This act takes effect on the first day of the 6th month beginning after  
14 publication.

15 (END)

DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-1062/1dn

PG:kaf:kat

cjs

Monday, November -

No indent  
Please note, however, that

Representative Schneider:

As Peter Grant stated last session in his drafter's note to 1997 AB-229,

bill

~~After our telephone conversation and upon further review, I realized that under the ~~draft~~ this draft the policy adopted by the educational institution follows the team. In other words, the institution's policy applies to its athletic teams regardless of whether they are playing at home or away. ~~Therefore, because the concern about the visiting team being covered by a policy is moot, I did not change the draft. One disadvantage of this approach, however, is that if teams from different schools need to share a locker room, there may be conflicting policies, and the ~~draft~~ does not indicate which policy would be controlling.~~~~

bill

If you wish, the ~~draft~~ could be reworked so that an institution's policy would apply to any locker room at the institution being used by a team representing the institution or by a team engaged in competition with that team. However, this may result in the absence of any policy being in effect under certain circumstances, such as when a high school team uses a university's facilities.

If you have questions or need more information, please let me know.

MJC

Peter R. Grant  
Assistant Chief Counsel  
267-3362

**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:** 1/15/1999

**To:** Representative Schneider

**Relating to LRB drafting number:** LRB-3925

**Topic**

Written policies on entering locker rooms

**Subject(s)**

Education - miscellaneous, Higher Education - miscellaneous

1. **JACKET** the draft for introduction MB  
in the **Senate** or the **Assembly** X (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.

Madelon J. Lief, Legislative Attorney  
Telephone: (608) 267-7380



**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-3925/1dn  
MJL:cjs:hmh

November 15, 1999

Representative Schneider:

As Peter Grant stated last session in his drafter's note to 1997 AR-229, under this bill the policy adopted by the educational institution follows the team. In other words, the institution's policy applies to its athletic teams regardless of whether they are playing at home or away. Please note, however, that if teams from different schools need to share a locker room, there may be conflicting policies, and the bill does not indicate which policy would be controlling.

If you wish, the bill could be reworked so that an institution's policy would apply to any locker room at the institution being used by a team representing the institution or by a team engaged in competition with that team. However, this may result in the absence of any policy being in effect under certain circumstances, such as when a high school team uses a university's facilities.

If you have questions or need more information, please let me know.

Madelon J. Lief  
Legislative Attorney  
Phone: (608) 267-7380