## 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:                 |
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| 2  | <b>1.</b> Page 1080, line 2: after that line insert:                                   |
| 3  | <b>"SECTION 2005d.</b> 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 | <b>2.</b> Page 1092, line 20: after that line insert:                                  |

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

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Discriminating against any individual in promotion, 1 111.36 **(1)** (a) 2 compensation paid for equal or substantially similar work or work of comparable 3 worth as measured by the skill, effort and responsibility normally required in the 4 performance of the work and the conditions under which the work is normally 5 performed, or in terms, conditions or privileges of employment or licensing on the 6 basis of sex where sex is not a bona fide occupational qualification. This paragraph 7 does not prohibit the payment of differing compensation to employes when that 8 compensation is calculated under a bona fide seniority system, a merit system or a 9 system that measures earnings by quantity or quality of production, without regard 10 to an employe's sex. An employer that is in violation of this paragraph may not 11 reduce the compensation of any employe or reduce the rate of compensation for any 12 position in order to comply with this paragraph.".

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**3.** Page 1603, line 18: after that line insert:

"(9e) COMPARABLE WORTH. The treatment of section 111.36 (1) (a) of the statutes
first applies to an employe who is affected by a collective bargaining agreement that
contains provisions that are inconsistent with that treatment on the day on which
the collective bargaining agreement expires or extended, modified or renewed,
whichever occurs first.".

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(END)