

2001 DRAFTING REQUEST**Assembly Substitute Amendment (ASA-AB4)**Received: **02/27/2001**Received By: **malaigm**Wanted: **Soon**

Identical to LRB:

For: **Tony Staskunas (608) 266-0620**By/Representing: **Himself**This file may be shown to any legislator: **NO**Drafter: **malaigm**

May Contact:

Alt. Drafters:

Subject: **Discrimination - employment**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Employment of certain felons by educational agency for 6 years after conviction or release from prison

Instructions:

Redraft s0028, but provide that if individual has served a term in prison in connection with the conviction, the six-year period begins to run not from date of conviction, but from date of release from prison.

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>
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FE Sent For:

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S200

2001 - 2002 LEGISLATURE

S 10049/1
LRB 0028/1
GMM/jld:km
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ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2001 ASSEMBLY BILL 4

~~February 27, 2001 - Offered by Representative STASKIN~~

Regen

1 AN ACT to create 111.335 (1) (d) of the statutes; relating to: permitting an
2 educational agency to refuse to employ or to terminate from employment
3 certain unpardoned felons.

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

4 SECTION 1. 111.335 (1) (d) of the statutes is created to read:
5 111.335 (1) (d) 1. In this paragraph, "educational agency" means a school
6 district, a cooperative educational service agency, a county children with disabilities
7 education board, a state correctional institution under s. 302.01, a secured
8 correctional facility, as defined in s. 938.02 (15m), a secured child caring institution,
9 as defined in s. 938.02 (15g), the Wisconsin Center for the Blind and Visually
10 Impaired, the Wisconsin School for the Deaf, the Mendota Mental Health Institute,
11 the Winnebago Mental Health Institute, a state center for the developmentally
12 disabled, a private school, a charter school, a private, nonprofit, nonsectarian agency

1 under contract with a school board under s. 118.153 (3) (c), or a nonsectarian private
2 school or agency under contract with the board of school directors in a 1st class city
3 under s. 119.235 (1).

4 2. Notwithstanding s. 111.322, it is not employment discrimination because of
5 conviction record for an educational agency to refuse to employ or to terminate from
6 employment an individual who has been convicted, within 6 years prior to the refusal
7 to employ or termination of employment, of a Class A, B, BC, C, or D felony under
8 ch. 940 or 948, except ss. 940.08 and 940.205, or of an equivalent crime in another
9 state or country, for a violation that occurs on or after the effective date of this
10 subdivision [revisor inserts date], who has not been pardoned for that felony, and
11 whose conviction has not been reversed, set aside, or vacated.

12 (END)

, except that, if the individual has served a term of
confinement in prison in connection with that conviction,
it is not employment discrimination because of conviction
record for an educational agency to refuse to employ
or to terminate from employment

The individual or to terminate the individual from
employment for 6 years after the date on
which the individual is released from imprisonment

The individual
or to
terminate