

**2001 DRAFTING REQUEST**

**Bill**

Received: 11/01/2000

Received By: malaigm

Wanted: As time permits

Identical to LRB:

For: Marlin Schneider (608) 266-0215

By/Representing: E-mail

This file may be shown to any legislator: NO

Drafter: malaigm

May Contact:

Alt. Drafters:

Subject: **Employ Priv - health and safety**

Extra Copies:

**Pre Topic:**

No specific pre topic given

**Topic:**

Seating for employees

**Instructions:**

Redraft 99-0325/1

**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 11/01/2000	chanaman 11/01/2000		_____			S&L
/1		gilfokm 11/02/2000	kfollet 11/02/2000	_____	lrb_docadmin 11/03/2000	lrb_docadmin 01/17/2001	
			pgreensl 11/03/2000	_____			

FE Sent For:

<END>

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1/?	malaigm	1-1/2 King	1/3 PGI	11/3 PGI			

FE Sent For:

<END>

BAB

### 2001 DRAFTING REQUEST

#### Bill

Received: 10/26/2000

Received By: malaigm

Wanted: As time permits

Identical to LRB:

For: Marlin Schneider (608) 266-0215

By/Representing: E-Mail

This file may be shown to any legislator: NO

Drafter: malaigm

May Contact:

Alt. Drafters:

Subject: **Employ Priv - health and safety**

Extra Copies:

#### Pre Topic:

No specific pre topic given

#### Topic:

Seating for employees

#### Instructions:

Redraft 99-0325/1

#### 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		11/3 pg	11/3 pg-Km			

FE Sent For:

<END>

## Malaise, Gordon

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**From:** Miller, Steve  
**Sent:** Thursday, October 26, 2000 2:14 PM  
**To:** Malaise, Gordon  
**Subject:** Redraft request for Marlin Schneider

Rep. Schneider has requested the following redrafts.  
He understands that our priority at this time is drafting the Governor's budget.

~~99-0325/1~~

99-0325/1



State of Wisconsin  
1999 - 2000 LEGISLATURE

- 0805/1  
LRB-0825/1  
GMM:kmg:jf  
- 0896/1

**1999 ASSEMBLY BILL 7**

January 14, 1999 - Introduced by Representatives SCHNEIDER, J. LEHMAN and BOYLE. Referred to Committee on Labor and Employment.

1

*Sen. Cat.*  
**AN ACT to amend 103.16 of the statutes; relating to: seating for employees.**

employees

**Analysis by the Legislative Reference Bureau**

Under current law, every employer employing employees in any manufacturing, mechanical or mercantile establishment in this state must provide suitable seats for its employees and must permit its employees to use those seats when not necessarily engaged in the active duties for which they are employed. This bill specifically includes retail stores in the coverage of those requirements, specifies that the seat provided for an employee must be in reasonable proximity to the area in which the employee is employed and requires the employer to permit the employee to use the seat for intermittent rest not only when the employee is not necessarily engaged in the active duties for which the employee is employed, but also when the employee is not required to stand in order to perform the duties for which the employee is employed.

employee

employee

FE-SL

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

2

**SECTION 1.** 103.16 of the statutes is amended to read:

3

**103.16 Seats for employees; penalty.** Every employer employing employees

4

an employe in any manufacturing, mechanical or mercantile establishment,

5

including a retail store, in this state shall provide suitable seats for its employees for

ASSEMBLY BILL 7

1 ~~the employe a suitable seat in reasonable proximity to the area in which the employe~~  
 2 ~~in employed, and shall permit the use of those seats by its employes when the~~  
 3 ~~employes are employe to use the seat for intermittent rest when the employe is not~~  
 4 ~~necessarily engaged in the active duties for which they are employed the employe is~~  
 5 ~~employed or when the employe is not required to stand in order to perform the duties~~  
 6 ~~for which the employe is employed. Any employer who violates this section may be~~  
 7 ~~fined not less than \$10 nor more than \$30 for each offense.~~

8 **SECTION 2. Initial applicability.**

9 (1) This act first applies to employes who are affected by a collective bargaining  
 10 agreement that contains provisions inconsistent with section 103.16<sup>e</sup> of the statutes,  
 11 as affected by this act, on the day on which the collective bargaining agreement  
 12 expires or is extended, modified or renewed, whichever occurs first.

13 (END)

Insert  
2-7

)

Insert 2-7

Section #. 103.16 of the statutes is amended to read:

1  
, including a retail store,  
an employee

**103.16 Seats for employees; penalty.** Every employer employing employees in any manufacturing, mechanical, or mercantile establishment in this state shall provide suitable seats for its employees, and shall permit the use of those seats by its employees when the employees are not necessarily engaged in the active duties for which they are employed. Any employer who violates this section may be fined not less than \$10 nor more than \$30 for each offense.

History: 1975 c. 94 s. 91 (17); 1997 a. 253.

a suitable seat for the employee that is in reasonable proximity to the area in which the employee is employed

employee to use the seat for intermittent rest when the employee is

the employee is employed or when the employee is not required to stand in order to perform the duties for which the employee is employed

(end of insert)  
1





STEPHEN R. MILLER  
CHIEF

# State of Wisconsin

## LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET  
5TH FLOOR  
MADISON, WI 53701-2037

LEGAL SECTION: (608) 266-3561  
LEGAL FAX: (608) 264-6948

November 3, 2000

### MEMORANDUM

To: Representative Schneider

From: Gordon M. Malaise, Senior Legislative Attorney

Re: LRB-0896 Seating for employees

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY     JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-9738 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.