

**2001 DRAFTING REQUEST**

**Bill**

Received: 09/07/2000

Received By: **champra**

Wanted: **As time permits**

Identical to LRB:

For: **Pedro Colon (608) 267-7669**

By/Representing:

This file may be shown to any legislator: **NO**

Drafter: **champra**

May Contact:

Alt. Drafters:

Subject: **Employ Pub - civil service**  
**Employ Pub - miscellaneous**

Extra Copies:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Observance of the birthday of Cesar E. Chavez

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**Instructions:**

See Attached.

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**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>
/?	champra 09/07/2000	wjackson 09/15/2000		_____			State
/1			martykr 09/15/2000	_____	lrb_docadmin 09/15/2000	lrb_docadmin 01/11/2001	

FE Sent For:

<END>

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1?	champra	1 W/LJ 9/15	km 9/15	km 9/15			

FE Sent For:

<END>

## Champagne, Rick

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**From:** Janssen, Andy  
**Sent:** Thursday, September 07, 2000 2:30 PM  
**To:** Champagne, Rick  
**Subject:** RE:

Yes, please.

-----Original Message-----

**From:** Champagne, Rick  
**Sent:** Thursday, September 07, 2000 2:08 PM  
**To:** Janssen, Andy  
**Subject:**

Andy:

The LRB is now beginning to draft legislation for the upcoming 2001 legislative session. There was one bill that I prepared for your office last session that I was wondering if you would like for me to prepare for this coming session. The bill was 1999 Assembly Bill 623, which created an optional holiday for state employees to observe the birthday of Cesar E. Chavez.

If you would like for me to prepare this bill or any other bill for you for this coming session, please let me know.

Rick

Rick Champagne  
Senior Staff Counsel  
Legal Section  
Wisconsin Legislative Reference Bureau  
100 N. Hamilton St.  
P.O. Box 2037  
Madison, WI 53701-2037  
Tel: (608) 266-9930  
Fax: (608) 264-8522  
Email: rick.champagne@legis.state.wi.us



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-3917/2

RAC:cmh:km

2001

LRB-0168/11

RAC:WLj

1999 ASSEMBLY BILL 623

December 30, 1999 - Introduced by Representatives COLON, TURNER, RILEY, BOCK, RICHARDS, RYBA, POCAN, BLACK, YOUNG, COGGS, SHERMAN, SINICKI, BOYLE, GRONEMUS, PLOUFF, MILLER, KREUSER and CARPENTER, cosponsored by Senators BURKE, MOORE and ERPENBACH. Referred to Committee on Government Operations.

Regen. cat.

- 1 AN ACT to renumber and amend 230.35 (4) (b); and to create 230.35 (4) (b) 2.
- 2 and 230.35 (4m) of the statutes; relating to: creating an optional holiday for
- 3 state employees to observe the birthday of Cesar E. Chavez.

Analysis by the Legislative Reference Bureau

This bill requires all state agencies to designate March 31 as "Cesar E. Chavez Day" in observance of the birthday of Cesar E. Chavez. Under the bill, if March 31 falls on a day on which the offices of a state agency are open, the appointing authority of the state agency is required to permit any employee of the state agency to receive that day as a paid holiday in lieu of receiving a paid holiday on one of the other paid holidays provided to state employees. The bill also provides that the appointing authority may permit an employee to receive March 31 as a paid holiday only if the operations of the state agency are maintained at least at a minimum level.

For further information see the state 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. 230.35 (4) (b) of the statutes is renumbered 230.35 (4) (b) 1. and
- 5 amended to read:

ASSEMBLY BILL 623

SECTION 1

1 ~~230.35 (4) (b) 1. Compensatory~~ Except as provided in subd. 2., compensatory  
 2 ~~time off or payment, either of which shall be at the rate of time and one-half, shall~~  
 3 ~~be granted to state employes for all work performed on the holidays enumerated in~~  
 4 ~~par. (a) 1. to 9.~~

Insert  
2-5-

5 SECTION 2. 230.35 (4) (b) 2. of the statutes is created to read:

6 230.35 (4) (b) 2. Subdivision 1. shall not apply to work performed by a state  
 7 ~~employee~~ <sup>employee</sup> on a holiday enumerated in par. (a) 1. to 9., if the state ~~employee~~ <sup>employee</sup> received a  
 8 paid holiday for March 31 and the work is performed on the holiday to make up for  
 9 receiving a paid holiday on March 31.

10 SECTION 3. 230.35 (4m) of the statutes is created to read:

11 230.35 (4m) (a) All agencies shall designate March 31 as "Cesar E. Chavez  
 12 Day" in observance of the birthday of Cesar E. Chavez.

13 (b) If March 31 falls on a day on which the offices of any agency are open, the  
 14 appointing authority of the agency shall permit any ~~employee~~ <sup>employee</sup> of the agency to receive  
 15 that day as a paid holiday in lieu of receiving a paid holiday on one of the holidays  
 16 enumerated in sub. (4) (a), but only if the operations of the agency are maintained  
 17 at least at a minimum level.

18 (END)

INSERT 2-5

Section #. 230.35 (4) (b) of the statutes is renumbered 230.35 (4) (b) 1. and amended to read:

230.35 (4) (b) 1. ~~Compensatory~~ <sup>Except as provided in subd. 2., compensatory</sup> time off or payment, either of which shall be at the rate of time and one-half, shall be granted to state employees for all work performed on the holidays enumerated in par. (a) 1. to 9.

History: 1971 c. 91, 125, 183, 211, 226; 1971 c. 270 ss. 70, 71, 83, 104; Stats. 1971 s. 16.30; 1973 c. 51, 243; 1975 c. 28, 39, 41; 1975 c. 147 s. 54; 1975 c. 189, 199, 421, 422; 1977 c. 44; 1977 c. 187 s. 135; 1977 c. 196 ss. 56, 118, 130 (3), (5), (12), 131; 1977 c. 273; 1977 c. 418 ss. 726, 727, 924 (13m); Stats. 1977 s. 230.35; 1979 c. 34, 89; 1979 c. 110 s. 60 (11); 1979 c. 221; 1981 c. 20, 96, 140; 1983 a. 27 s. 2200 (15); 1983 a. 30 ss. 4 to 11, 14; 1983 a. 71, 140; 1983 a. 192 ss. 220, 221, 304; 1985 a. 119; 1987 a. 63, 287, 340, 399, 403; 1989 a. 56 s. 259; 1991 a. 39; 1993 a. 12, 47; 1995 a. 37, 178; 1997 a. 118, 307; 1999 a. 42, 85, 101, 125.



# State of Wisconsin

## LEGISLATIVE REFERENCE BUREAU

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

STEPHEN R. MILLER  
CHIEF

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

September 15, 2000

### MEMORANDUM

To: Representative Colon

From: Rick A. Champagne, Senior Attorney

Re: LRB-0168 Observance of the birthday of Cesar E. Chavez

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) 266-9930 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.