

2001 DRAFTING REQUEST

Bill

Received: 01/23/2001

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:

Subject: 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 01/23/2001	hhagen 02/04/2001		_____			S&L
/1			martykr 02/06/2001	_____	lrb_docadmin 02/06/2001	lrb_docadmin 02/09/2001	

FE Sent For:

<END>

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1?	mlief	<i>1 hint 2/10/01</i>	<i>Yan 2</i>	<i>RK RM 2</i>			

FE Sent For:

<END>

2001 BILL

**1999 ASSEMBLY BILL 624**

D-N

December 30, 1999 - Introduced by Representatives SCHNEIDER, KREUSER, GRONEMUS, MUSSEK and SYKORA. Referred to Committee on Judiciary and Personal Privacy.

Regenerate

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.

***Analysis by the Legislative Reference Bureau***

This bill requires each school board, private school, technical college district board, institution and two-year collegiate campus of 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 to interview or seek 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 college campus shall adopt a written policy on who may enter and remain, to

**ASSEMBLY BILL 624**

1 interview or seek information from any person, in a locker room being used by an  
2 athletic team representing the institution or college campus. The policy shall reflect  
3 the privacy interests of members of athletic teams representing the institution or  
4 college campus.

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, to interview or seek information  
8 from any person, in a locker room being used by an athletic team representing the  
9 district. The policy shall reflect the privacy interests of members of athletic teams  
10 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, to interview or seek information from any person, in a locker  
19 room being used by an athletic team representing the institution. The policy shall  
20 reflect the privacy interests of members of athletic teams representing the  
21 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, to interview

**ASSEMBLY BILL 624**

1 or seek information from any person, in a locker room being used by an athletic team  
2 representing the private school or representing a public school in the school district.  
3 The policy shall reflect the privacy interests of members of athletic teams  
4 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, to interview or seek information from  
9 any person, in a locker room used by the professional athletic team. The policy shall  
10 reflect the privacy interests of members of the professional athletic team.

11 **SECTION 6. Effective date;** <sup>9459</sup> other 0

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

14 The treatment (END)  
of sections  
36.38, 38.12 (12), 39.49, 118.39,  
and 175.22 of two statutes

Date

2/18/11 dn

Judy Freydenlund:

MSL/kmb

This bill will be included in the  
compiled privacy bill that you requested.

→ INSERT  
to P-N

MJL

DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-3925/1dn  
MJL:cjs:hmh

November 15, 1999

INSERT TO D-N

~~Representative Schneider~~

~~As Peter Grant stated last session in his drafter's note to 1997 AB-220,~~ 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) 267-7880



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

LRB-2187/1dn  
MJL:hmh:km

February 6, 2001

Judy Freydenlund:

This bill will be included in the compiled privacy bill that you requested.

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



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

February 6, 2001

### MEMORANDUM

To: Representative Schneider

From: Madelon J. Lief, Legislative Attorney

Re: LRB-2187 Written policies on entering locker rooms

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) 267-7380 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.