

**2001 DRAFTING REQUEST**

**Senate Amendment (SA-SSA1-SB55)**

Received: **07/21/2001**

Received By: **rmarchan**

Wanted: **Today**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Bonderud**

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

Drafter: **rmarchan**

May Contact:

Addl. Drafters:

Subject: **Buildings/Safety - bldg codes**

Extra Copies:

Submit via email: **NO**

Requester's email:

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**Pre Topic:**

LFB:.....bonderud -

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**Topic:**

Exempt horse boarding and training facilities from definitions of "place of employment" and "public building"

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**Instructions:**

See Attached. Provide a 13 month window during which changes are in effect. 12 months before publication to 30th day after.

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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> |
|--------------|------------------------|-----------------------|--------------|----------------|------------------|-----------------|-----------------|
| /?           | rmarchan<br>07/21/2001 | gilfokm<br>07/22/2001 |              | _____          |                  |                 |                 |
| /1           |                        |                       | haugeca      | _____          | lrb_docadmin     |                 |                 |

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u> | <u>Typed</u>     | <u>Proofed</u> | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
|--------------|----------------|-----------------|------------------|----------------|------------------|-----------------|-----------------|
|              |                |                 | 07/22/2001 _____ |                | 07/22/2001       |                 |                 |

FE Sent For:

<END>

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|--------------|----------------|---------------------|--------------|-----------------|------------------|-----------------|-----------------|
| 1?           | rmarchan       | 11-7/king<br>/22-01 | CH<br>222    | CH<br>/22<br>HH |                  |                 |                 |

FE Sent For:

<END>

Com King  
P.M.N.R.

CC SUNDAY  
1 P.M. (or earlier) CC

LFB:.....bonderud - Exempt horse boarding and training facilities from definitions of "place of employment" and "public building"

NOTE

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

SENATE AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

INSERT A

1

~~At the locations indicated, amend the bill as follows:~~

2

(END)

2001-2002 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB 2218/ms

from.....

INSERT

At the locations indicated, amend the substitute amendment as follows:

1. Page 890, line 25: after that line insert:

"SECTION 2446r. 101.01 (11) of the statutes is amended to read:

101.01 (11) "Place of employment" includes every place, whether indoors or out or underground and the premises appurtenant thereto where either temporarily or permanently any industry, trade, or business is carried on, or where any process or operation, directly or indirectly related to any industry, trade, or business, is carried on, and where any person is, directly or indirectly, employed by another for direct or indirect gain or profit, but does not include any place where persons are employed in private domestic service which does not involve the use of mechanical power or in farming. "Farming" includes those activities specified in s. 102.04 (3), and also includes the transportation of farm products, supplies, or equipment directly to the farm by the operator of said the farm or employees for use thereon, if such activities are directly or indirectly for the purpose of producing commodities for market, or as an accessory to such production; and the operation of a horse boarding facility or horse training facility that does not contain an area for the public to view a horse

show. When used with relation to building codes, "place of employment" does not include an adult family home, as defined in s. 50.01 (1), or, except for the purposes of s. 101.11, a previously constructed building used as a community-based residential facility, as defined in s. 50.01 (1g), which serves 20 or fewer residents who are not related to the operator or administrator.

2001 Wisconsin Act....

SECTION 2446rb. 101.01 (11) of the statutes, as affected by this act, is amended to read:

and that is first operated on or after August 1, 2000

101.01 (11) "Place of employment" includes every place, whether indoors or out or underground and the premises appurtenant thereto where either temporarily or permanently any industry, trade, or business is carried on, or where any process or operation, directly or indirectly related to any industry, trade, or business, is carried on, and where any person is, directly or indirectly, employed by another for direct or indirect gain or profit, but does not include any place where persons are employed in private domestic service which does not involve the use of mechanical power or in farming. "Farming" includes those activities specified in s. 102.04 (3); and also includes the transportation of farm products, supplies, or equipment directly to the farm by the operator of the farm or employees for use thereon, if such activities are directly or indirectly for the purpose of producing commodities for market, or as an accessory to such production; ~~and the operation of a horse boarding facility or horse training facility that does not contain an area for the public to view a horse show.~~

When used with relation to building codes, "place of employment" does not include an adult family home, as defined in s. 50.01 (1), or, except for the purposes of s. 101.11, a previously constructed building used as a community-based residential facility, as defined in s. 50.01 (1g), which serves 20 or fewer residents who are not related to the operator or administrator.

is ~~and that (s) first operated on or after August 1, 2000~~

SECTION 2447d. 101.01 (12) of the statutes is amended to read:

101.01 (12) "Public building" means any structure, including exterior parts of such building, such as a porch, exterior platform, or steps providing means of ingress or egress, used in whole or in part as a place of resort, assemblage, lodging, trade, traffic, occupancy, or use by the public or by 3 or more tenants. When used in relation to building codes, "public building" does not include a horse boarding facility or horse training facility that does not contain an area for the public to view a horse show or

the initial construction of which was begun on or after August 1, 2000,

a previously constructed building used as a community-based residential facility as defined in s. 50.01 (1g) which serves 20 or fewer residents who are not related to the operator or administrator or an adult family home, as defined in s. 50.01 (1).

2001 Wisconsin Act

SECTION 2447db. 101.01 (12) of the statutes, as affected by (this act) is amended to read:

the initial construction of which was begun on or after August 1, 2000

101.01 (12) "Public building" means any structure, including exterior parts of such building, such as a porch, exterior platform, or steps providing means of ingress or egress, used in whole or in part as a place of resort, assemblage, lodging, trade, traffic, occupancy, or use by the public or by 3 or more tenants. When used in relation to building codes, "public building" does not include a horse boarding facility or horse training facility that does not contain an area for the public to view a horse show or a previously constructed building used as a community-based residential facility as defined in s. 50.01 (1g) which serves 20 or fewer residents who are not related to the operator or administrator or an adult family home, as defined in s. 50.01 (1)."

strike space

2. Page 7, line 7: after that line insert:

139u

"(9) HORSE BOARDING AND HORSE TRAINING FACILITIES EXEMPT FROM DEFINITION OF "PLACE OF EMPLOYMENT". The treatment of section 101.01 (11) (by SECTION 2446r of this act) first applies to horse boarding facilities and horse training facilities that are first operated on or after operation on the first day of the XXXXXXXXXth month before the effective date of this subsection.

that are first operated on or after

"(10) HORSE BOARDING AND HORSE TRAINING FACILITIES EXEMPT FROM DEFINITION OF "PUBLIC BUILDING". The treatment of section 101.01 (12) (by SECTION 2447d of this act) of the statutes first applies to horse boarding facilities and horse training facilities, the initial construction of which was begun on ???, or that were being

???, or that were being



~~constructed on,???~~ the first day of the ~~XXXXXXXXXX~~<sup>(12)</sup>th month before the effective date of this subsection." <sup>(3)</sup>

<sup>(1418)</sup> 3. Page 7, line 7: after that line insert:

<sup>(1)</sup> HORSE BOARDING AND HORSE TRAINING FACILITIES. The treatment of section 101.01 (11) (by SECTION 2446~~7~~<sup>(rb)</sup>) and (12) (by SECTION 2447~~8~~<sup>(db)</sup>) of the statutes takes effect on the first day of the ~~second~~<sup>2nd</sup> month beginning after publication." <sup>(32)</sup>

~~END~~ 2nd

NOTE

:Kmg:

in-text

For purposes of clarity, the ~~language~~ applicability language and effective date language refer to August 1, 2000, ~~and the~~ <sup>1<sup>st</sup></sup> day of the ~~second~~ <sup>2<sup>nd</sup></sup> month beginning after publication, respectively. This language will likely result in a window of slightly more than 13 months during which <sup>the</sup> new exemption is effective.

RJM

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

LRBb2218/1dn  
RJM:kmg:ch

July 22, 2001

For purposes of clarity, the in-text applicability language and effective date language refer to August 1, 2000, and the first day of the 2nd month beginning after publication, respectively. This language will likely result in a window of slightly more than 13 months during which the new exemption is effective.

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State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb2218/1  
RJM:kmg:ch

LFB:.....Bonderud – Exempt horse boarding and training facilities from definitions of “place of employment” and “public building”

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

**SENATE AMENDMENT**

**TO SENATE SUBSTITUTE AMENDMENT 1,**

**TO 2001 SENATE BILL 55**

1           At the locations indicated, amend the bill as follows:

2           **1.** Page 890, line 25: after that line insert:

3           **“SECTION 2446r.** 101.01 (11) of the statutes is amended to read:

4           101.01 (11) “Place of employment” includes every place, whether indoors or out  
5           or underground and the premises appurtenant thereto where either temporarily or  
6           permanently any industry, trade, or business is carried on, or where any process or  
7           operation, directly or indirectly related to any industry, trade, or business, is carried  
8           on, and where any person is, directly or indirectly, employed by another for direct or  
9           indirect gain or profit, but does not include any place where persons are employed  
10          in private domestic service which does not involve the use of mechanical power or in

1 farming. "Farming" includes those activities specified in s. 102.04 (3), ~~and also~~  
2 ~~includes~~; the transportation of farm products, supplies, or equipment directly to the  
3 farm by the operator of ~~said~~ the farm or employees for use thereon, if such activities  
4 are directly or indirectly for the purpose of producing commodities for market, or as  
5 an accessory to such production; and the operation of a horse boarding facility or  
6 horse training facility that does not contain an area for the public to view a horse  
7 show and that is first operated on or after August 1, 2000. When used with relation  
8 to building codes, "place of employment" does not include an adult family home, as  
9 defined in s. 50.01 (1), or, except for the purposes of s. 101.11, a previously constructed  
10 building used as a community-based residential facility, as defined in s. 50.01 (1g),  
11 which serves 20 or fewer residents who are not related to the operator or  
12 administrator.

13 **SECTION 2446rb.** 101.01 (11) of the statutes, as affected by 2001 Wisconsin Act  
14 .... (this act), is amended to read:

15 101.01 (11) "Place of employment" includes every place, whether indoors or out  
16 or underground and the premises appurtenant thereto where either temporarily or  
17 permanently any industry, trade, or business is carried on, or where any process or  
18 operation, directly or indirectly related to any industry, trade, or business, is carried  
19 on, and where any person is, directly or indirectly, employed by another for direct or  
20 indirect gain or profit, but does not include any place where persons are employed  
21 in private domestic service which does not involve the use of mechanical power or in  
22 farming. "Farming" includes those activities specified in s. 102.04 (3); and also  
23 includes the transportation of farm products, supplies, or equipment directly to the  
24 farm by the operator of the farm or employees for use thereon, if such activities are  
25 directly or indirectly for the purpose of producing commodities for market, or as an

1     accessory to such production; ~~and the operation of a horse boarding facility or horse~~  
2     ~~training facility that does not contain an area for the public to view a horse show and~~  
3     ~~that is first operated on or after August 1, 2000.~~ When used with relation to building  
4     codes, “place of employment” does not include an adult family home, as defined in s.  
5     50.01 (1), or, except for the purposes of s. 101.11, a previously constructed building  
6     used as a community-based residential facility, as defined in s. 50.01 (1g), which  
7     serves 20 or fewer residents who are not related to the operator or administrator.

8             **SECTION 2447d.** 101.01 (12) of the statutes is amended to read:

9             101.01 (12) “Public building” means any structure, including exterior parts of  
10     such building, such as a porch, exterior platform, or steps providing means of ingress  
11     or egress, used in whole or in part as a place of resort, assemblage, lodging, trade,  
12     traffic, occupancy, or use by the public or by 3 or more tenants. When used in relation  
13     to building codes, “public building” does not include a horse boarding facility or horse  
14     training facility that does not contain an area for the public to view a horse show, the  
15     initial construction of which was begun on or after August 1, 2000, or a previously  
16     constructed building used as a community-based residential facility as defined in s.  
17     50.01 (1g) which serves 20 or fewer residents who are not related to the operator or  
18     administrator or an adult family home, as defined in s. 50.01 (1).

19             **SECTION 2447db.** 101.01 (12) of the statutes, as affected by 2001 Wisconsin Act  
20     .... (this act), is amended to read:

21             101.01 (12) “Public building” means any structure, including exterior parts of  
22     such building, such as a porch, exterior platform, or steps providing means of ingress  
23     or egress, used in whole or in part as a place of resort, assemblage, lodging, trade,  
24     traffic, occupancy, or use by the public or by 3 or more tenants. When used in relation  
25     to building codes, “public building” does not include ~~a horse boarding facility or horse~~

1 ~~training facility that does not contain an area for the public to view a horse show, the~~  
2 ~~initial construction of which was begun on or after August 1, 2000, or a previously~~  
3 ~~constructed building used as a community-based residential facility as defined in s.~~  
4 ~~50.01 (1g) which serves 20 or fewer residents who are not related to the operator or~~  
5 ~~administrator or an adult family home, as defined in s. 50.01 (1).”.~~

6 **2.** Page 1418, line 3: after that line insert:

7 “(3z) HORSE BOARDING AND HORSE TRAINING FACILITIES. The treatment of section  
8 101.01 (11) (by SECTION 2446rb) and (12) (by SECTION 2447db) of the statutes takes  
9 effect on the first day of the 2nd month beginning after publication.”.

10

(END)