

2019 DRAFTING REQUEST

Bill

For: **Lisa Subeck (608) 266-7521** Drafter: **kpleviak**
 By: **Jeanine** Secondary Drafters:
 Date: **12/12/2019** May Contact:
 Same as LRB:

Submit via email: **YES**
 Requester's email: **Rep.Subeck@legis.wisconsin.gov**
 Carbon copy (CC) to: **krista.pleviak@legis.wisconsin.gov**
MaryAlice.McGreevy@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Allow local FMLA regulation

Instructions:

Redraft 2017 AB 997 (17-4889/1) for the current session

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	kpleviak 12/12/2019	kfollett 12/12/2019			
/1			lparisi 12/12/2019	dwalker 1/17/2020	Local

FE Sent For:

<END>

A+ Intro.



State of Wisconsin
2017 - 2018 LEGISLATURE

W: 12/12/19

DUE: 12/13/19 (Fri.)

5/21

LRB-4889/1

KRP:kjf

2017 ASSEMBLY BILL 997

March 5, 2018 - Introduced by Representatives SUBECK, ANDERSON, BERCEAU, BILLINGS, BROSTOFF, CROWLEY, FIELDS, HESSELBEIN, OHNSTAD, POPE, SARGENT, SINICKI, SPREITZER, C. TAYLOR, WACHS, ZAMARRIPA and ZEPNICK, cosponsored by Senators JOHNSON, HANSEN, MILLER, RISSER and WIRCH. Referred to Committee on Local Government.

INSERT

1 **AN ACT to repeal** 103.10 (1m) (title), (a), (b) (intro.), 1., 2., 3., 4., 5. and 7., (c), (d)
2 and (e); **to renumber** 103.10 (1m) (b) 6.; and **to amend** 103.10 (1) (b), 103.10
3 (1) (c) and 165.68 (1) (a) 3. of the statutes; **relating to:** allowing the enactment
4 of local family and medical leave ordinances.

Analysis by the Legislative Reference Bureau

Current law prohibits a city, village, town, or county from enacting and administering an ordinance requiring an employer to provide an employee with leave from employment for certain family or medical reasons. This bill eliminates that prohibition.

For further information see the **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:

5 **SECTION 1.** 103.10 (1) (b) of the statutes is amended to read:
6 103.10 (1) (b) Except as provided in sub. (1m) (b) 2. and s. 452.38, "employee"
7 means an individual employed in this state by an employer, except the employer's
8 parent, spouse, domestic partner, or child.

ASSEMBLY BILL 997

SECTION 2

1 SECTION 2. 103.10 (1) (c) of the statutes is amended to read:

2 103.10 (1) (c) ~~Except as provided in sub. (1m) (b) 3., "employer"~~ "Employer"
3 means a person engaging in any activity, enterprise, or business in this state
4 employing at least 50 individuals on a permanent basis. "Employer" includes the
5 state and any office, department, independent agency, authority, institution,
6 association, society, or other body in state government created or authorized to be
7 created by the constitution or any law, including the legislature and the courts.

8 SECTION 3. 103.10 (1m) (title), (a), (b) (intro.), 1., 2., 3., 4., 5. and 7., (c), (d) and
9 (e) of the statutes are repealed.

SECTION 4. 103.10 (1m) (b) 6. of the statutes is renumbered 165.68 (1) (h).

SECTION 5. 165.68 (1) (a) 3. of the statutes, as created by 2015 Wisconsin Act

INSERT 10
2-11

11

12 356, is amended to read:

12

13 165.68 (1) (a) 3. Sexual abuse, as defined in s. 103.10 (1m) (b) 6.

14

(END)

**2019-2020 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-5121/lins
KRP:...

INSERT 2-11

1 **SECTION 1.** 103.12 (3) (a) of the statutes is amended to read:

2 103.12 (3) (a) Except as provided in ss. ~~103.10 (1m) (d)~~ and s. 103.11 (2) (d), no
3 city, village, town, or county may enact or enforce an ordinance requiring an
4 employer to provide certain employment benefits to its employees, to provide a
5 minimum level of employment benefits to its employees, or to prescribe the terms or
6 conditions of employment benefits provided to its employees.

History: 2017 a. 327.

7 **SECTION 2.** 103.12 (3) (b) of the statutes is amended to read:

8 103.12 (3) (b) Except as provided in ss. ~~103.10 (1m) (d)~~ and s. 103.11 (2) (d), if
9 a city, village, town, or county has in effect on April 18, 2018, an ordinance requiring
10 an employer to provide certain employment benefits or to provide a minimum level
11 of employment benefits to its employees, the ordinance does not apply and may not
12 be enforced.

History: 2017 a. 327.

(END INSERT 2-11)

Walker, Dan

From: Schneider, Jeanine
Sent: Friday, January 17, 2020 2:36 PM
To: LRB.Legal
Cc: Sen.Johnson; Ullsvik, Christian
Subject: Draft Review: LRB -5121/1

Please Jacket LRB -5121/1 for the ASSEMBLY.

Please create a Senate companion for Senator Johnson.



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