

2019 DRAFTING REQUEST

Bill

For: **Legislative Fiscal Bureau** Drafter: **mgallagh**
 By: Secondary Drafters:
 Date: **4/3/2020** May Contact:

Same as LRB:

Submit via email: **YES**
 Requester's email: **jbauer@legis.wisconsin.gov**
 Carbon copy (CC) to: **michael.gallagher@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Authorize waiver of deadlines

Instructions:

Specify that, notwithstanding any requirement to the contrary, a state or local governmental unit, during a public health emergency plus 30 days after the end of the emergency, may waive any deadline associated with a program or action that the state or local governmental unit administers or enforces. Specify that a state or local governmental unit may not charge any interest or penalties associated with the waived deadlines. Specify that during a public health emergency plus 30 days after the end of the emergency, a state or local unit of government may suspend any training requirements that are associated with programs the state or local unit of government administers or enforces.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mgallagh 4/3/2020				
/P1	mgallagh 4/4/2020	csicilia 4/3/2020	wjackson 4/3/2020		
/P2	mgallagh	wjackson	wjackson		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P3	mgallagh 4/6/2020	ccarmich 4/6/2020	mbarman 4/6/2020		
/P4	mgallagh 4/7/2020	csicilia 4/6/2020	mbarman 4/6/2020		
/P5		aernstr 4/7/2020	mbarman 4/7/2020		

FE Sent For:

<END>



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT** *to create* 323.265 of the statutes; **relating to:** suspension of deadlines
2 and training requirements during a public health emergency.

Analysis by the Legislative Reference Bureau
STATE GOVERNMENT

Suspension of deadlines and training requirements

This bill authorizes agencies, authorities, and local governments to suspend, during a public health emergency, deadlines and training requirements that they administer or enforce.

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

3 **SECTION 1.** 323.265 of the statutes is created to read:
4 **323.265 Suspension of certain deadlines and training requirements**
5 **during a public health emergency. (1) DEFINITIONS.** In this section:
6 (a) “Agency” means any office, department, agency, institution of higher
7 education, association, society, or other body in state government created or

1 authorized to be created by the constitution or any law, including any authority
2 created in subch. II of ch. 114 or in ch. 231, 232, 233, 234, 237, 238, or 279, but not
3 including the legislature or the courts.

4 (b) "Deadline" means any date certain by which, or any other limitation as to
5 time within which, an action or event is required to occur under state law.

6 (c) "Emergency period" means the period covered by a public health emergency
7 declared by the governor under s. 323.10, including any extension, plus 30 days.

8 (d) "Local governmental unit" means a political subdivision of this state, a
9 special purpose district in this state, an agency or corporation of a political
10 subdivision or special purpose district, or a combination or subunit of any of the
11 foregoing.

12 (2) DEADLINES. Each agency or local governmental unit may toll for the
13 duration of an emergency period any deadline falling within that period that the
14 agency or local governmental unit administers or enforces. The agency or local
15 governmental unit may not charge any interest or penalty that would otherwise
16 apply with respect to the tolled deadline.

17 (3) TRAINING REQUIREMENTS. During an emergency period, each agency or local
18 governmental unit may suspend any training requirement associated with any
19 program the agency or local unit of government administers or enforces.

20 **SECTION 2. Initial applicability.**

21 (1) DEADLINES AND TRAINING REQUIREMENTS FALLING DURING A PUBLIC HEALTH
22 EMERGENCY. The treatment of s. 323.265 first applies retroactively to a deadline, as
23 defined in s. 323.265 (1) (b), or training requirement falling during the public health

1 emergency declared on March 12, 2020, by executive order 72, including any
2 extension under s. 323.10.

3 (END)



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT to create** 323.265 of the statutes; **relating to:** suspension of deadlines
2 and training requirements during a public health emergency.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

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7 education, association, society, or other body in state government created or

1 authorized to be created by the constitution or any law, including any authority
2 created in subch. II of ch. 114 or in ch. 231, 232, 233, 234, 237, 238, or 279, but not
3 including the legislature or the courts.

4 (b) "Deadline" means any date certain by which, or any other limitation as to
5 time within which, an action or event is required to occur under state law.

6 (c) "Emergency period" means the period covered by a public health emergency
7 declared by the governor under s. 323.10, including any extension, plus 30 days.

8 (d) "Local governmental unit" means a political subdivision of this state, a
9 special purpose district in this state, an agency or corporation of a political
10 subdivision or special purpose district, or a combination or subunit of any of the
11 foregoing.

12 (2) DEADLINES. Each agency or local governmental unit may toll for the
13 duration of an emergency period any deadline falling within that period that the
14 agency or local governmental unit administers or enforces. The agency or local
15 governmental unit may not charge any interest or penalty that would otherwise
16 apply with respect to the tolled deadline. This subsection does not apply to any
17 tax-filing deadline with respect to tax revenues that are expected to be deposited into
18 the general fund.

19 (3) TRAINING REQUIREMENTS. During an emergency period, each agency or local
20 governmental unit may suspend any training requirement associated with any
21 program the agency or local unit of government administers or enforces.

22 **SECTION 2. Initial applicability.**

23 (1) DEADLINES AND TRAINING REQUIREMENTS FALLING DURING A PUBLIC HEALTH
24 EMERGENCY. The treatment of s. 323.265 first applies retroactively to a deadline, as
25 defined in s. 323.265 (1) (b), or training requirement falling during the public health

1 emergency declared on March 12, 2020, by executive order 72, including any
2 extension under s. 323.10.

3 (END)



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-6118/P3
MPG:cjs/wlj/cdc

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT to create** 323.265 of the statutes; **relating to:** suspension of deadlines
2 and training requirements during a public health emergency.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

Suspension of deadlines and training requirements

This bill authorizes agencies, authorities, and local governments to suspend, during a public health emergency, deadlines and training requirements that they administer or enforce.

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

3 **SECTION 1.** 323.265 of the statutes is created to read:
4 **323.265 Suspension of certain deadlines and training requirements**
5 **during a public health emergency. (1) DEFINITIONS.** In this section:
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7 education, association, society, or other body in state government created or

1 authorized to be created by the constitution or any law, including any authority
2 created in subch. II of ch. 114 or in ch. 231, 232, 233, 234, 237, 238, or 279, but not
3 including the legislature or the courts.

4 (b) "Deadline" means any date certain by which, or any other limitation as to
5 time within which, an action or event is required to occur.

6 (c) "Emergency period" means the period covered by a public health emergency
7 declared by the governor under s. 323.10, including any extension, plus 30 days.

8 (d) "Local governmental unit" means a political subdivision of this state, a
9 special purpose district in this state, an agency or corporation of a political
10 subdivision or special purpose district, or a combination or subunit of any of the
11 foregoing.

12 **(2) DEADLINES.** Each agency or local governmental unit may toll for the
13 duration of an emergency period any deadline falling within that period that the
14 agency or local governmental unit administers or enforces. The agency or local
15 governmental unit may not charge any interest or penalty that would otherwise
16 apply with respect to the tolled deadline. This subsection does not apply to any
17 deadline with respect to the filing or payment of any tax.

18 **(3) TRAINING REQUIREMENTS.** During an emergency period, each agency or local
19 governmental unit may suspend any training requirement associated with any
20 program the agency or local unit of government administers or enforces.

21 **SECTION 2. Initial applicability.**

22 (1) **DEADLINES AND TRAINING REQUIREMENTS FALLING DURING A PUBLIC HEALTH**
23 **EMERGENCY.** The treatment of s. 323.265 first applies retroactively to a deadline, as
24 defined in s. 323.265 (1) (b), or training requirement falling during the public health

1 emergency declared on March 12, 2020, by executive order 72, including any
2 extension under s. 323.10.

3 (END)



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-6118/P4
MPG:cjs/wlj/cdc

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT to create** 323.265 of the statutes; **relating to:** suspension of deadlines
2 and training requirements during a public health emergency.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

Suspension of deadlines and training requirements

This bill authorizes agencies, authorities, and local governments to suspend, during a public health emergency, deadlines and training requirements that they administer or enforce.

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

3 **SECTION 1.** 323.265 of the statutes is created to read:
4 **323.265 Suspension of certain deadlines and training requirements**
5 **during a public health emergency. (1) DEFINITIONS.** In this section:
6 (a) "Agency" means any office, department, agency, institution of higher
7 education, association, society, or other body in state government created or

1 authorized to be created by the constitution or any law, including any authority
2 created in subch. II of ch. 114 or in ch. 231, 232, 233, 234, 237, 238, or 279, but not
3 including the legislature or the courts.

4 (b) "Deadline" means any date certain by which, or any other limitation as to
5 time within which, an action or event is required to occur.

6 (c) "Emergency period" means the period covered by a public health emergency
7 declared by the governor under s. 323.10, including any extension, plus 30 days.

8 (d) "Local governmental unit" means a political subdivision of this state, a
9 special purpose district in this state, an agency or corporation of a political
10 subdivision or special purpose district, or a combination or subunit of any of the
11 foregoing.

12 (2) DEADLINES. Each agency or local governmental unit may toll for the
13 duration of an emergency period any deadline falling within that period that the
14 agency or local governmental unit administers or enforces. The agency or local
15 governmental unit may not charge any interest or penalty that would otherwise
16 apply with respect to the tolled deadline. This subsection does not apply to any
17 deadline with respect to the filing or payment of any tax for which the revenue is
18 deposited or is expected to be deposited in the general fund, any tax or fee for which
19 the revenue is deposited or is expected to be deposited in the transportation fund, or
20 any property tax.

21 (3) TRAINING REQUIREMENTS. During an emergency period, each agency or local
22 governmental unit may suspend any training requirement associated with any
23 program the agency or local unit of government administers or enforces.

24 **SECTION 2. Initial applicability.**



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-6118/P5
MPG:all

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT** *to create* 323.265 of the statutes; **relating to:** suspension of deadlines
2 and training requirements during a public health emergency.

Analysis by the Legislative Reference Bureau
STATE GOVERNMENT

Suspension of deadlines and training requirements

This bill authorizes state agencies, authorities, local governments, the legislature, and the courts to suspend, during a public health emergency, deadlines and training requirements that they administer or enforce. The bill excludes deadlines relating to the filing or payment of taxes and deadlines relating to an election.

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

3 **SECTION 1.** 323.265 of the statutes is created to read:
4 **323.265 Suspension of certain deadlines and training requirements**
5 **during a public health emergency. (1) DEFINITIONS.** In this section:
6 (a) "Agency" means any office, department, agency, institution of higher
7 education, association, society, or other body in state government created or

1 authorized to be created by the constitution or any law, including any authority
2 created in subch. II of ch. 114 or in ch. 231, 232, 233, 234, 237, 238, or 279, the
3 legislature, or the courts.

4 (b) "Deadline" means any date certain by which, or any other limitation as to
5 time within which, an action or event is required to occur.

6 (c) "Emergency period" means the period covered by a public health emergency
7 declared by the governor under s. 323.10, including any extension, plus 30 days.

8 (d) "Local governmental unit" means a political subdivision of this state, a
9 special purpose district in this state, an agency or corporation of a political
10 subdivision or special purpose district, or a combination or subunit of any of the
11 foregoing.

12 (2) DEADLINES. (a) Each agency or local governmental unit may toll for the
13 duration of an emergency period any deadline falling within that period that the
14 agency or local governmental unit administers or enforces. The agency or local
15 governmental unit may not charge any interest or penalty that would otherwise
16 apply with respect to the tolled deadline.

17 (b) Paragraph (a) does not apply to all of the following:

18 1. Any deadline with respect to the filing or payment of a tax for which the
19 revenue is deposited or is expected to be deposited in the general fund, a tax or fee
20 for which the revenue is deposited or is expected to be deposited in the transportation
21 fund, or a property tax.

22 2. The date on which an election, as defined in s. 5.02 (4), is to be held, and any
23 deadline relating to an election.

