



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBa0755/1
CTS:wlj:pg

**ASSEMBLY AMENDMENT 18,
TO 2005 ASSEMBLY BILL 207**

June 14, 2005 – Offered by Representatives COLON, GRIGSBY, A. WILLIAMS, TOLES
and TURNER.

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

2 **1.** Page 5, line 21: after that line insert:

3 “**SECTION 4m.** 111.397 of the statutes is created to read:

4 **111.397 Civil action.** Except for claims that are subject to s. 111.321 or
5 111.322, a person who is adversely affected by discrimination on the basis of age,
6 race, creed, color, disability, marital status, sex, national origin, ancestry, arrest
7 record, conviction record, membership in the national guard, state defense force or
8 any reserve component of the military forces of the United States or this state, or use
9 or nonuse of lawful products off the employer’s premises during nonworking hours
10 may bring a civil action for equitable relief, including reinstatement, or damages, or
11 both. An action under this section may be commenced against the state and any
12 office, department, independent agency, authority, institution, association, society,
13 or other body in state government created or authorized to be created by the

1 constitution or any law, including the legislature and the courts. In an action under
2 this section, the court shall award reasonable attorney fees, notwithstanding s.
3 814.04 (1), to a person who obtains equitable relief, damages, or both. An action
4 under this section shall be commenced within one year after the cause of action
5 accrues or be barred.”.

6 **2.** Page 17, line 22: after that line insert:

7 “(2) The treatment of section 111.397 of the statutes first applies to actions or
8 claims arising or accruing on the effective date of this subsection.”.

9 (END)