



State of Wisconsin
2011 - 2012 LEGISLATURE



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**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2011 SENATE BILL 86**

November 1, 2011 – Offered by Representatives C. TAYLOR, KESSLER, YOUNG, E. COGGS, GRIGSBY, SINICKI, BERCEAU, BERNARD SCHABER, POCAN, MILROY, ROYS, POPE-ROBERTS and TURNER.

1 **AN ACT to create** 111.335 (1) (d) of the statutes; **relating to:** permitting an
2 educational agency to refuse to employ or to terminate from employment a
3 person who has been convicted of a violent offense that is a felony and who has
4 not been pardoned for that violent offense.

Analysis by the Legislative Reference Bureau

Current law, subject to certain exceptions, prohibits discrimination in employment based on conviction record. Current law specifies, however, that it is not employment discrimination because of conviction record to refuse to employ or to terminate from employment an individual who has been convicted of a felony, misdemeanor, or other offense, the circumstances of which substantially relate to the circumstances of the particular job. This substitute amendment specifies that it is not employment discrimination because of conviction record for an educational agency to refuse to employ or to terminate from employment an individual who has been convicted of a violent offense that is a felony and who has not been pardoned for that violent offense, whether or not the circumstances of the violent offense substantially relate to the circumstances of the particular job.

Under the substitute amendment, an “educational agency” is defined as a school district, a cooperative educational service agency, a county children with disabilities education board, a state prison, a juvenile correctional facility, a secured

