



## WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

**2009 Wisconsin Act 288**  
[2009 Assembly Bill 929]

**Willful Misclassification of  
Employees in Painting or Drywall  
Finishing Industries**

Current law provides that any employer engaged in the construction of roads, bridges, highways, sewers, water mains, utilities, public buildings, factories, housing, or similar construction projects who willfully and with intent to evade any requirement of the laws relating to income tax withholding, worker's compensation, unemployment insurance, or employment discrimination misclassifies or attempts to misclassify an individual who is an employee of the employer as a nonemployee is subject to a fine of \$25,000 for each violation.

2009 Wisconsin Act 288 applies this provision to any employer engaged in the painting or drywall finishing of buildings or other structures.

*Effective Date:* The Act takes effect on May 27, 2010.

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature's Web site at: <http://www.legis.state.wi.us/>.