



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2013 Assembly Bill 803

Assembly Amendment 1

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2013 Assembly Bill 803 relates to substance abuse by persons working on public utility projects in public rights-of-way.

Current law prohibits substance abuse and related activities by persons working on certain public works projects in public rights-of-way. Current law also requires a contractor or subcontractor working on such projects to have in place substance abuse prevention programs meeting specified criteria. Finally, a contractor or subcontractor working on such a project must remove any impaired worker from the project. A worker who has been removed may return to the project upon meeting specified conditions.

2013 Assembly Bill 803 extends these provisions of current law to employers and employees performing work on public utility projects in public rights-of-way.¹ The bill applies to projects of public utilities and cooperatives.

Assembly Amendment 1 exempts cooperatives from the requirement to have a substance abuse prevention program in place, but applies the prohibition to on-the-job substance abuse and the requirement that an employer remove an impaired employee from a work site to projects of cooperatives.

Bill History

Assembly Amendment 1 was offered by Representative Kahl. On March 13, 2014, the Assembly Committee on Energy and Utilities voted to recommend adoption of Assembly Amendment 1 to 2013 Assembly Bill 803 and passage of the bill, as amended, on votes of Ayes, 9; and Noes, 0.

LAK:ksm

¹ The bill also includes provisions affecting the state law requiring drivers to move over or slow down when passing certain emergency vehicles and tow trucks. The amendment does not affect these provisions of the bill.