



July 31, 2020

Changes to Current Chapter 109

109-7-2

Remove the following:

c. Not have or exercise jurisdiction over any complaint that sets forth or states any facts or allegations that are the subject matter within the jurisdiction of any state or federal equal rights agency, including, but not limited to the U.S. Equal Employment Opportunity Commission or the Wisconsin Department of Workforce Development, regardless of whether the complainant has chosen to file with that agency.

Amend the following:

109-7-4-f

Current:

f. Issue subpoenas under [s. 885.01\(4\), Wis. Stats.](#), or its successor provisions, to assist in the execution of its duties.

Proposed:

f. Issue subpoenas under [s. 885.01\(4\), Wis. Stats.](#), or its successor provisions, to assist in the execution of its duties. Only the chairperson of the Board, majority vote of the Compliance & Enforcement Committee, or majority vote of the Board of Commissioners, may issue a subpoena. Subpoena's include anyone the Board deems relative witnesses which also include city of Milwaukee department heads, staff, contractors, and vendors, for their production of documentary evidence or testimony before them, respectively, in any matter.

Notes:

Future changes to chapter 109 at next C/E Committee Meeting:

- Adjusting protected characteristics to more neatly fit into employment, house, and public accommodations. Consideration of removing age from public accommodations because it is legitimate for a bar to prohibit minors from coming into their business. There are other examples that we should discuss.
- Awarding attorney's fees for successful complainants. This would create an incentive for attorneys to take on cases for people who often may not have the means to pay for their own attorney.
- Removing the criminal conviction history exceptions. The ordinance does not cover criminal history, so there is no need to have this in the exceptions.



Board of Commissioners

Chez Ordoñez, Chair
Tony Snell, Vice Chair
Martha Collins
Jessica Boling
Mayhoua Moua
Jennifer Bennett
William Crowley
Nathan Guequierre

City Hall
Equal Rights Commission
200 E. Wells Street, Room 606
Milwaukee, WI 53202
414-286-5532
erc@milwaukee.gov
milwaukee.gov/erc