File #: 191963, **Version:** 1

191963

SUBSTITUTE 1

ALD. BORKOWSKI

A substitute ordinance relating to enforcement of communicable disease orders.

This ordinance authorizes the commissioner of health and police officers to issue orders and citations to any persons who willfully violate or obstruct the execution of an order issued under ch. 62 of the code or ch. 252, Wis. Stats. It further provides a forfeiture of $500 for violating this ordinance.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Whereas, The City of Milwaukee, in its efforts to ensure compliance with the State of Wisconsin's "Safer at Home" order wishes to maintain a full range of enforcement options from education through arrest; and

Whereas, Nothing in this ordinance should be construed as limiting or proscribing the ability of the Milwaukee Police Department to arrest individuals for violation of the "Safer at Home" or similar orders when appropriate; now, therefore,

Part 1. Section 62-10 of the code is created to read:

62-10. Violation or Obstruction of Orders.
The commissioner and any police officer are authorized to issue orders and citations to any persons who willfully violate or obstruct the execution of an order issued under this chapter or ch. 252, Wis. Stats.

Part 2. Section 62-19 of the code is amended to read:

62-19. Penalties. Any person who violates a section listed in column A shall be liable on conviction to the penalties for the class of violations listed in column B and described in ch. 61:

A	B
62-7-1	Class F
62-7-2	Class C
62-7-3	Class F
62-9-5	Class F
>>62-10	Class L<<

62-11	Class E
62-13	Class E
62-17	Class A

LRB
APPROVED AS TO FORM

K. Broadnax, Manager
Legislative Reference Bureau
Date: April 17, 2020
Attorney
IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

DCA Adam B. Stephens
Office of the City Attorney
Date: April 20, 2020

LRB175988-1
Tea Norfolk
4/16/2020