LRB-0937/2 MES:jld:rs

2005 ASSEMBLY BILL 370

April 27, 2005 - Introduced by Representatives Schneider, Musser and Albers. Referred to Committee on Urban and Local Affairs.

AN ACT *to create* 66.0408 of the statutes; **relating to:** limiting the authority of local governments to enact and enforce ordinances or resolutions that impose fees on the purchase or installation of fixtures.

Analysis by the Legislative Reference Bureau

This bill prohibits a city, village, town, or county (political subdivision) from enacting an ordinance or adopting a resolution to impose or collect a fee for the purchase or installation of a fixture in a building or structure if the fixture replaces an existing fixture or is added to an existing building or structure. If a political subdivision has such an ordinance or resolution that is in effect on the effective date of the bill, the ordinance or resolution does not apply and may not be enforced.

For further information see the *local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- **SECTION 1.** 66.0408 of the statutes is created to read:
- 5 **66.0408 Local regulation of plumbing fixtures. (1)** Definitions. In this
- 6 section:

ASSEMBLY BILL 370

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| (a) "Fixture" means a new fixture that either replaces an existing fixture in a |
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| building or structure or is added to an existing building or structure. |

- (b) "Political subdivision" means a city, village, town, or county.
- (2) Imposition of fees. (a) A political subdivision may not enact an ordinance or adopt a resolution to impose or collect any kind of fee for the purchase or installation of a fixture.
- (b) If a political subdivision has in effect on the effective date of this paragraph [revisor inserts date], an ordinance or resolution that is inconsistent with par. (a), the ordinance or resolution does not apply and may not be enforced.

10 (END)