

2001 Jr2 DRAFTING REQUEST

Assembly Amendment (AA-AB1)

Received: **03/07/2002**

Received By: **gibson**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Hotynski**

This file may be shown to any legislator: **NO**

Drafter: **gibson**

May Contact:

Addl. Drafters: **rmarchan**

Subject: **Nat. Res. - fish and game
Buildings/Safety - fire safety**

Extra Copies:

Submit via email: **NO**

Pre Topic:

LFB:.....Hotynski - Fire dues gran

Topic:

Fire dues grant as a match for the forest fire protection grant program

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gibson 03/07/2002 rmarchan 03/07/2002 gibson 03/07/2002	jdye 03/07/2002		_____			
/1			pgreensl 03/07/2002	_____	lrb_docadmin 03/07/2002		

FE Sent For:

2001 Jr2 DRAFTING REQUEST

Assembly Amendment (AA-AB1)

Received: 03/07/2002

Received By: gibsom

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Hotynski

This file may be shown to any legislator: NO

Drafter: gibsom

May Contact:

Addl. Drafters: rmarchan

Subject: Nat. Res. - fish and game
Buildings/Safety - fire safety

Extra Copies:

Submit via email: NO

Pre Topic:

LFB:.....Hotynski - Fire dues gran

Topic:

Fire dues grant as a match for the forest fire protection grant program

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
1?	gibsom	1 3/4 jld	3/7 pg	3/7 pg/HGF			

FE Sent For:

<END>

MGG/RTM
NR-forests
Com- Representative Albers

NATURAL RESOURCES AND COMMERCE

Use of Fire Dues Grant as a Match for the Forest Fire Protection Grant Program

Motion:

Move to specify that local governments may meet the local match requirement for the DNR forest fire protection grant program through the allocation of their 2% fire dues grant payment received from Commerce. Provide an effective date of July 1, 2002, and a repeal date of June 30, 2004.

Note:

The forest fire protection grant program was created under 1997 Act 27, and provides a total of \$775,000 annually (\$448,000 in forestry SEG and \$327,000 FED) to cities, villages, towns, counties, and fire suppression organizations that enter into written agreements to assist DNR in the suppression of forest fires when requested. Grants may be awarded for up to 50% of the cost of purchasing fire resistant clothing and fire suppression supplies, equipment, vehicles, fire prevention materials, and fire suppression training. Currently, under DNR administrative rule, payments received under another federal or state financial assistance program are not eligible for use as matching funds. DNR indicates that since its creation, applications for grants under the program have exceeded available funds. In 2001-02, 236 grant applications were received, requesting a total of \$864,500 in grant funds. DNR awarded 224 grants with the \$775,000 in available funding.

Any insurer doing a fire insurance business in the state must pay, subject to retaliatory and reciprocal insurance tax law provisions, fire department dues equal to 2% of the amount of all Wisconsin based premiums paid to the company during the preceding calendar year for insurance against loss by fire, including insurance on property exempt from taxation. In addition, fire department dues also include 2% of the premiums paid to the state fire fund for the insurance of any public property, other than state property. Revenues received under the fire dues program are currently used for: (a) support of fire-fighter training programs in the Wisconsin Technical College System (WTCS); (b) Department of Commerce administration of local fire prevention programs and fire dues payments; and (c) distribution of a proportionate share of the remaining revenue to each city, village or town maintaining a fire department that complies with state law.

Commerce is responsible for the distribution of fire dues under s. 101.573 and s. 101.575 to cities, villages and towns that maintain fire departments or contract for fire protection if the

MCG#	Burke	Decker	Moore	Shiblski	Plache	Wirch	Darling	Rosenz	Gard	Kaufert	Albers	Duff	Ward	Huebsch	Huber	Coggs
	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z

16-D

municipalities meet specific criteria. Distribution of the funds is based on the equalized valuation of real property improvements on land within the qualifying cities, towns and villages. Fire dues may only be used for the direct provision of: (a) the purchase of fire protection equipment; (b) fire inspection and public education; (c) training of fire fighters and fire inspectors; and (d) whole or partial funding of fire fighters' pension funds or other special funds for the benefit of disabled or retired fire fighters. Fire dues for calendar year 2000 were certified in May, 2001 and paid in July, 2001 from the 2000-01 appropriation. A total of 1,776 municipalities received \$8,964,400 in fire dues payments.

26.145 Fire suppression aids.

26.145(1)

(1) Grants. The department shall establish a program to award grants for up to 50% of the cost of acquiring fire resistant clothing for suppressing fires, of acquiring fire suppression supplies, equipment, and vehicles, of acquiring fire prevention materials, and of training fire fighters in forest fire suppression techniques.

26.145(2)

(2) Eligibility.

26.145(2)(a)

(a) Cities, villages, towns, counties and fire suppression organizations shall be eligible for grants under this section.

26.145(2)(b)

(b) The department may not award a grant under this section unless the recipient of the grant enters into a written agreement with the department under which the recipient agrees to assist the department in the suppression of forest fires at the department's request.

26.145(3)

DNR Grant approp.

20.370(5)(by)

(by) *Resource aids — fire suppression grants.* The amounts in the schedule for grants for fire suppression clothing, supplies, equipment, and vehicles, for acquiring fire prevention materials, and for training fire fighters under s. 26.145.



State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb2321/F 1
RJM/MBL MGC/RJM
jld
RJM

LPS - fix request sheet

2002 TODAY

LFB:.....Hotynski - Fire dues gran Fire dues grant as a match for the forest fire protection grant program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

DWST

ASSEMBLY AMENDMENT,
TO ASSEMBLY BILL 1

1 At the locations indicated, amend the bill as follows:
2 1. Page 55, line 7: after that line insert:
3 "SECTION 84g. 26.145 (2m) of the statutes is created to read:
4 26.145 (2m) EFFECT OF OTHER FINANCIAL ASSISTANCE. The department may
5 consider any cost which has been or will be paid or reimbursed from moneys received
6 under another federal or state financial assistance program as an ineligible cost for
7 the purposes of calculating the amount of a grant under sub. (1), except that the
8 department shall consider any cost ^{that} which has been or will be paid or reimbursed from
9 moneys received under s. 101.573 (3) as an eligible cost for the purposes of calculating
10 the amount of a grant under sub. (1).

1 SECTION 84h. 26.145 (2m) of the statutes, as created by 2001 Wisconsin Act ...
2 this act is repealed.”

3 2. Page 468, line 13: after that line insert:

4 “(1^C) FOREST FIRE PROTECTION GRANT PROGRAM. (a) Effect of other financial
5 assistance. The ^{creation} ~~treatment~~ of section 26.145 (2m) of the statutes ~~by SECTION 84h~~
6 this act takes effect on July 1, 2002.

7 (b) Sunset. The ^{repeal} ~~treatment~~ of section 26.145 (2m) of the statutes ~~by SECTION 84h~~
8 of this act takes effect on July 1, 2004.”

9 (END)

D-note
↓

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb2321/2¹in

MCG/BJM:.....

RTM/MGG
JLD

Rebecca Hotynski:

As you are aware, the department of natural resources has established various eligibility criteria for the forest fire protection grant program that are not specified in statute. In order to make the effect of this motion fit within the context of the operative statute, I have incorporated language that encompasses what is currently DNR rule 47.906 (2) (c) into s. 26.145, stats., except that I have specifically required the department to deem costs paid out of fire dues grant money to be eligible costs for purposes of calculating the amount of the forest fire protection grant.

Please note that I changed the effective date of the repeal from June 30, 2004, to July 1, 2004, in order to ensure that the repeal takes effect at the end of the fiscal year, rather than 24 hours before the end of the fiscal year.

Please let me or Mary Gibson-Glass know if you have any questions or if the amendment is not consistent with the committee's intent.

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: robert.marchant@legis.state.wi.us

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb2321/1dn
RJM&MGG:jld:pg

March 7, 2002

Rebecca Hotynski:

As you are aware, the department of natural resources has established various eligibility criteria for the forest fire protection grant program that are not specified in statute. In order to make the effect of this motion fit within the context of the operative statute, I have incorporated language that encompasses what is currently DNR rule 47.906 (2) (c) into s. 26.145, stats., except that I have specifically required the department to deem costs paid out of fire dues grant money to be eligible costs for purposes of calculating the amount of the forest fire protection grant.

Please note that I changed the effective date of the repeal from June 30, 2004, to July 1, 2004, in order to ensure that the repeal takes effect at the end of the fiscal year, rather than 24 hours before the end of the fiscal year.

Please let me or Mary Gibson-Glass know if you have any questions or if the amendment is not consistent with the committee's intent.

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: robert.marchant@legis.state.wi.us

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215



State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb2321/1
RJM&MGG:jld:pg

LFB:.....Hotynski – Fire dues grant as a match for the forest fire protection grant program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,
TO ASSEMBLY BILL 1

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 55, line 7: after that line insert:

3 “SECTION 84g. 26.145 (2m) of the statutes is created to read:

4 26.145 (2m) EFFECT OF OTHER FINANCIAL ASSISTANCE. The department may
5 consider any cost which has been or will be paid or reimbursed from moneys received
6 under another federal or state financial assistance program as an ineligible cost for
7 the purposes of calculating the amount of a grant under sub. (1), except that the
8 department shall consider any cost that has been or will be paid or reimbursed from
9 moneys received under s. 101.573 (3) as an eligible cost for the purposes of calculating
10 the amount of a grant under sub. (1).

