

2001 Jr2 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB1)

Received: **03/10/2002**

Received By: **rmarchan**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Bonderud**

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

Drafter: **rmarchan**

May Contact:

Addl. Drafters:

Subject: **Buildings/Safety - fire safety**

Extra Copies:

Submit via email: **NO**

Pre Topic:

LFB:.....Bonderud -

Topic:

Fire dues grant payments

Instructions:

Pay fire dues grants to all applicants regardless of eligibility, from 2000 to 2004. Last applies to grants paid on August 1, 2005.

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>
/?	rmarchan 03/12/2002	csicilia 03/12/2002					
/1	rmarchan 03/13/2002	csicilia 03/13/2002	rschluct 03/12/2002		lrb_docadmin 03/12/2002		
/2			kfollet 03/13/2002		lrb_docadmin 03/13/2002		

FE Sent For:

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/1		1/1 cis 3/12/02	rschluet 03/12/2002		lrb_docadmin 03/12/2002		

FE Sent For:

Handwritten notes: KJ, srm/cmh, 3/13, <END>

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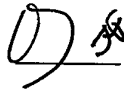
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Fire dues grant payments

Instructions:

Pay fire dues grants to all applicants regardless of eligibility, from 2000 to 2004. Last applies to grants paid on August 1, 2005.

Drafting History:

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1/?	rmarchan	1 cjs 3/12/02					

3-12-02

FE Sent For:

<END>

TODAY

g's
LWVRC
DNOTE

LFB:.....Bonderud - Fire department dues grant program

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 2001 SENATE BILL 55 AND 2001 ASSEMBLY BILL 144

Inset 15

Substitute amendment

Payments without regard to eligibility; calendar years 2001 to 2004

a proportionate share of

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

2 1. Page ~~1072~~¹⁵⁶, line ~~9~~²⁰: after that line insert:

3 "SECTION ~~11007~~^{269c} 101.563 of the statutes is created to read:

4 ~~101.563 Administration of fire dues program pending rule changes~~ (1)

5 ENTITLEMENT TO DUES. Notwithstanding ss. 101.573 (3) (a) and 101.575 (1) and (3) to

6 (5) and except as ~~provided in ~~sub~~~~^{otherwise}, the department may not withhold payment of

7 fire department dues under ss. 101.573 and 101.575 to a city, village, or town based

8 upon the failure of that city, village, or town to satisfy all eligibility requirements

9 under s. 101.575 (1) and (3) to (5) or to demonstrate to the department that the city,

10 village, or town is eligible under s. 101.575 (1) and (3) to (5) to receive fire department

11 dues.

This paragraph applies only to the payment of a proportionate share of fire department dues collected for calendar years 2001 to 2004.

Insert 2-1

1

(2) DISTRIBUTION OF DUES. Notwithstanding s. 101.573 (3) (a) ~~and except as~~
 2 ~~provided in sub. (3)~~ on or before May 1 in each year, the department shall compile
 3 the fire department dues paid by all insurers under s. 601.93 and the dues paid by
 4 the state fire fund under s. 101.573 (1) and funds remaining under s. 101.573 (3) (b),
 5 withhold 0.5% and certify to the state treasurer the proper amount to be paid from
 6 the appropriation under s. 20.143 (3) (L) to each city, village, and town entitled to fire
 7 department dues as provided under sub. (1) ^(b) and s. 101.575. Annually, on or before
 8 August 1, the state treasurer shall pay the amounts certified by the department to
 9 each ^{such} city, village, and town ~~that is entitled to fire department dues as provided under~~
 10 ~~sub. (1) and s. 101.575.~~

a proportionate share of

This paragraph applies only to payment of a proportionate share of fire department dues collected for calendar years 2002 to 2004

11

(3) SUNSET PROVISION. (a) This section does not apply on or after the date on
 12 which changes to the rules of the department of commerce relating to eligibility to
 13 receive payments of fire department dues first take effect, if all of the following are
 14 satisfied:

15

1. The changes are promulgated in consultation with the representatives of the
 16 Wisconsin fire service and volunteer fire departments in this state.

17

2. The changes are based on recommendations of the joint legislative audit
 18 committee that are derived from a legislative audit bureau performance evaluation
 19 audit of the department that relates to the payment of fire department dues and that
 20 is conducted at the direction of the joint legislative audit committee.

21

3. The changes are approved by the joint legislative audit committee before the
 22 date on which the changes take effect.

23

(b) When filing rules that are promulgated and approved in satisfaction of par.

24

(a) 1. to 3. with the revisor of statutes under s. 227.20, the department shall include

1 a separate statement indicating that the rules were promulgated and approved in
2 satisfaction of par. (a) 1. to 3.”

****NOTE: This provision is drafted on the assumption that LRBb0099 (yank #115, fire safety and fire dues grant program) will be included in the JCF substitute amendment. If LRBb0099 is not included in the JCF substitute amendment, this provision will need to be reconciled with the changes made to the fire dues grant program by LRBb0999.

3 **2.** Page 1074, line 1: delete lines 1 to 10 and substitute:

269 t

4 **SECTION 2497m.** 101.573 (4) of the statutes is amended to read:

5 101.573 (4) The department shall transmit to the treasurer of each city, village,
6 and town entitled to fire department dues, a statement of the amount of dues payable
7 to it ~~under this section,~~ and the commissioner of insurance shall furnish to the state
8 treasurer, upon request, a list of the insurers paying dues under s. 601.93 and the
9 amount paid by each.”

****NOTE: This provision is drafted on the assumption that LRBb0099 (yank #115, fire safety and fire dues grant program) will be included in the JCF substitute amendment. If LRBb0099 is not included in the JCF substitute amendment, this provision will need to be reconciled with the changes made to the fire dues grant program by LRBb0999.

10 **3.** Page 1074, line 24: delete the material beginning with that line and ending
11 with page 1075, line 18, and substitute:

12 **“SECTION 2497m.** 101.575 (1) (am) of the statutes is amended to read:

13 101.575 (1) (am) If the department determines that a city, village, or town fire
14 department has failed to satisfy the requirements of this subsection or subs. (3) to
15 (6), the department shall ~~notify the chief of the fire department, the governing body,~~
16 and the highest elected official of the city, village, or town, in writing, that the fire
17 department has 30 days to demonstrate to the department that the failure has been
18 corrected. If the fire department makes this demonstration within the 30-day
19 period, the department shall pay dues for that calendar year to the city, village, or

1 ~~town. If the fire department fails to make this demonstration within the 30-day~~
2 ~~period, the department shall nonetheless pay dues for that calendar year to that city,~~
3 ~~village, or town. The department and shall issue a notice of noncompliance to the~~
4 ~~chief of the fire department, the governing body, and the highest elected official of the~~
5 ~~city, village, or town. If the fire department cannot demonstrate to the department~~
6 ~~that the fire department has met all requirements within one year after receipt of~~
7 ~~the notice of noncompliance or prior to the next audit by the department, whichever~~
8 ~~is later, the city, village, or town shall not be entitled to dues under par. (a) for that~~
9 ~~year in which the city, village, or town becomes not entitled to dues and for all~~
10 ~~subsequent calendar years until the requirements are met.”.~~

****NOTE: This provision is drafted on the assumption that LRBb0099 (yank #115, fire safety and fire dues grant program) will be included in the JCF substitute amendment. If LRBb0099 is not included in the JCF substitute amendment, this provision will need to be reconciled with the changes made to the fire dues grant program by LRBb0099.

11

(END)

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb2367/lins
RJM:.....

INSERT 1-5

1019 (a) *Payments from calendar year 2000 dues.* Notwithstanding ss. 101.573 (3) (a) and 101.575 (1) and (3) to (5), the department shall pay the amount determined under sub. (2) (a) to every city, village, and town that was ineligible to receive a proportionate share of fire department dues collected for calendar year 2000 as a result of that city, village, or town failing to satisfy all eligibility requirements under s. 101.575 (1) and (3) to (5) or to demonstrate to the department that the city, village, or town was eligible under s. 101.575 (1) and (3) to (5) to receive a proportionate share of the fire department dues.

(b) *Payments from dues for calendar years 2001 to 2004.*

INSERT 2-1

1019 (a) *Payments from calendar year 2000 dues.* Notwithstanding s. 101.573 (3) (a), the department shall pay every city, village, and town that is entitled to payment under sub. (1) (a) the amount to which that city, village, or town would have been entitled to receive on or before August 1, 2001, had the city, village, or town been eligible to receive a payment on that date. The department shall calculate the amount due under this paragraph as if every city, village, and town maintaining a fire department was eligible to receive a payment on that date. By May 1, 2002, the department shall certify to the state treasurer the amount to be paid to each city, village, and town under this paragraph. On or before August 1, 2002, the state treasurer shall pay the amount certified by the department to each such city, village, and town. The state treasurer may combine any payment due under this paragraph with any amount due to be paid on or before August 1, 2002, to the same city, village, or town under par. (b) 1.

fix quotation mark



(b) *Payments from dues for calendar years 2001 to 2004.* 1. *Payments from calendar year 2001 dues.* Notwithstanding s. 101.575 (3) (a), on or before May 1, 2002, the department shall compile the fire department dues paid by all insurers under s. 601.93 and the dues paid by the state fire fund under s. 101.573 (1) and funds remaining under s. 101.573 (3) (b), subtract the total amount due to be paid under par. (a), withhold 0.5%, and certify to the state treasurer the proper amount to be paid from the appropriation under s. 20.143 (3) (L) to each city, village, and town entitled to a proportionate share of fire department dues as provided under sub. (1) (b) and s. 101.575. On or before August 1, 2002, the state treasurer shall pay the amounts certified by the department to each such city, village, and town. The state treasurer may combine any payment due under this subdivision with any amount due to be paid on or before August 1, 2002, to the same city, village, or town under par. (a).

2. *Payments from dues for calendar years 2002 to 2004.*

fix quotation mark



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

LRBb2367/1dn

RJM: /.....

cf3

Kendra Bonderud:

Attached is the fire department dues amendment you requested. Please review the amendment to ensure that it satisfies your understanding of the caucus's intent. This amendment should work as long as the budget adjustment bill takes effect on or before May 1. If, at a later point in the process, it looks as though the budget adjustment bill might take effect after May 1, I will need to redraft these provisions to allow the department of commerce more time to make retroactive payments for calendar year 2000 and to create a similar retroactive payment for calendar year 2001. ✓

Please feel free to call if you have any questions or desire any changes to the amendment. ✓

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**

LRBb2367/1dn
RJM:cjs:rs

March 12, 2002

Kendra Bonderud:

Attached is the fire department dues amendment you requested. Please review the amendment to ensure that it satisfies your understanding of the caucus's intent. This amendment should work as long as the budget adjustment bill takes effect on or before May 1. If, at a later point in the process, it looks as though the budget adjustment bill might take effect after May 1, I will need to redraft these provisions to allow the department of commerce more time to make retroactive payments for calendar year 2000 and to create a similar retroactive payment for calendar year 2001.

Please feel free to call if you have any questions or desire any changes to the amendment.

Robert J. Marchant
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2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb2367/L 2
RJM:cjs:rs

stays
AMM
DROTZ

LFB:.....Bonderud - Fire dues grant payments

FOR 2001-03 BUDGET -- NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 1

Insert
1-1

inserts

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 156, line 20: after that line insert:

3 "SECTION 269r. 101.563 of the statutes is created to read:

4 101.563 Payments without regard to eligibility; calendar years 2000 to

5 2004. (1) ENTITLEMENT TO DUES. (a) *Payments from calendar year 2000 dues.*

6 Notwithstanding ss. 101.573 (3) (a) and 101.575 (1) and (3) to (5), the department

7 shall pay the amount determined under sub. (2) (a) to every city, village, and town

8 that was ineligible to receive a proportionate share of fire department dues collected

9 for calendar year 2000 as a result of that city, village, or town failing to satisfy all

10 eligibility requirements under s. 101.575 (1) and (3) to (5) or to demonstrate to the

1 department that the city, village, or town was eligible under s. 101.575 (1) and (3) to
2 (5) to receive a proportionate share of the fire department dues.

3 (b) *Payments from dues for calendar years 2001 to 2004.* Notwithstanding ss.
4 101.573 (3) (a) and 101.575 (1) and (3) to (5) and except as otherwise provided in this
5 paragraph, the department may not withhold payment of a proportionate share of
6 fire department dues under ss. 101.573 and 101.575 to a city, village, or town based
7 upon the failure of that city, village, or town to satisfy all eligibility requirements
8 under s. 101.575 (1) and (3) to (5) or to demonstrate to the department that the city,
9 village, or town is eligible under s. 101.575 (1) and (3) to (5) to receive a proportionate
10 share of fire department dues. This paragraph applies only to the payment of a
11 proportionate share of fire department dues collected for calendar years 2001 to
12 2004.

*The date on which the department provides a certification or
recertification to the state treasurer
under
par. (b)1.*

13 (2) DISTRIBUTION OF DUES. (a) *Payments from calendar year 2000 dues.*
14 Notwithstanding s. 101.573 (3) (a), the department shall pay every city, village, and
15 town that is entitled to payment under sub. (1) (a) the amount to which that city,
16 village, or town would have been entitled to receive on or before August 1, 2001, had
17 the city, village, or town been eligible to receive a payment on that date. The
18 department shall calculate the amount due under this paragraph as if every city,
19 village, and town maintaining a fire department was eligible to receive a payment
20 on that date. By ~~July 1, 2002~~, the department shall certify to the state treasurer the
21 amount to be paid to each city, village, and town under this paragraph. On or before
22 August 1, 2002, the state treasurer shall pay the amount certified by the department
23 to each such city, village, and town. The state treasurer may combine any payment
24 due under this paragraph with any amount due to be paid on or before August 1,
25 2002, to the same city, village, or town under par. (b) 1.

*under this
paragraph*

by the 30th day following the effective date of this submission,
.... [reviser inserts date],

1 (b) Payments from dues for calendar years 2001 to 2004. 1. 'Payments from
2 calendar year 2001 dues.' Notwithstanding s. 101.575 (3) (a), ~~on or before May 1,~~
3 ~~2002,~~ the department shall compile the fire department dues paid by all insurers
4 under s. 601.93 and the dues paid by the state fire fund under s. 101.573 (1) and funds
5 remaining under s. 101.573 (3) (b), subtract the total amount due to be paid under
6 par. (a), withhold 0.5%, and certify to the state treasurer the proper amount to be paid
7 from the appropriation under s. 20.143 (3) (L) to each city, village, and town entitled
8 to a proportionate share of fire department dues as provided under sub. (1) (b) and
9 s. 101.575. On or before August 1, 2002, the state treasurer shall pay the amounts
10 certified by the department ^{or recertified} ^(under this subdivision) to each ~~such~~ city, village, and town. The state treasurer
11 may combine any payment due under this subdivision with any amount due to be
12 paid on or before August 1, 2002, to the same city, village, or town under par. (a).

entitled to
a proportionate
share of fire
department
dues as
provided under
s. 101.575

13 2. 'Payments from dues for calendar years 2002 to 2004.' Notwithstanding s.
14 101.573 (3) (a), ^{and except as otherwise provided in this subdivision} on or before May 1 in each year, the department shall compile the fire
15 department dues paid by all insurers under s. 601.93 and the dues paid by the state
16 fire fund under s. 101.573 (1) and funds remaining under s. 101.573 (3) (b), withhold
17 0.5% and certify to the state treasurer the proper amount to be paid from the
18 appropriation under s. 20.143 (3) (L) to each city, village, and town entitled to a
19 proportionate share of fire department dues as provided under sub. (1) (b) and s.
20 101.575. Annually, on or before August 1, the state treasurer shall pay the amounts
21 certified by the department to each such city, village, and town. This paragraph
22 applies only to payment of a proportionate share of fire department dues collected
23 for calendar years 2002 to 2004.

ISSUE
3-23
23

24 SECTION 269t. 101.573 (4) of the statutes is amended to read:

If the department has previously certified an amount to the state treasurer under s. 101.573(3)(a) during calendar year 2002, the department shall recertify the amount in the manner provided under this subdivision.

1 101.573 (4) The department shall transmit to the treasurer of each city, village,
2 and town entitled to fire department dues, a statement of the amount of dues payable
3 to it ~~under this section~~, and the commissioner of insurance shall furnish to the state
4 treasurer, upon request, a list of the insurers paying dues under s. 601.93 and the
5 amount paid by each.”.

6

(END)

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb2367/2ins
RJM:.....

INSERT 1-1

1. Page 13, line 13: after that line insert:

“SECTION 30f. 20.143 (3) (L) of the statutes is amended to read:

20.143 (3) (L) *Fire dues distribution.* All moneys received under ss. 101.573 (1) and 601.93, less the amounts transferred to par. (La) and s. 20.292 (1) (gm) and (gr), for distribution under s. 101.563 or 101.573, as applicable. The amount transferred to par. (La) shall be the amount in the schedule under par. (La). The amount transferred to s. 20.292 (1) (gm) shall be the amount in the schedule under s. 20.292 (1) (gm). The amount transferred to s. 20.292 (1) (gr) shall be the amount in the schedule under s. 20.292 (1) (gr).”

History: 1979 c. 361; 1981 c. 20, 21, 349, 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j, 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16.

INSERT 3-23

3. The amounts withheld under subds. 1. and 2. shall be disbursed to correct errors of the department or the commissioner of insurance. The department shall certify to the state treasurer the amount that must be disbursed to correct an error and the state treasurer shall pay the amount to the specified city, village, or town. The balance of the amount withheld in a calendar year under subds. 1. or 2., as applicable, which is not disbursed under this subdivision shall be included in the total compiled by the department under subd. 2. for the next calendar year, except that amounts withheld under subd. 2. from fire department dues collected for calendar year 2004 that are not disbursed under this subdivision shall be included in the total compiled by the department under s. 101.573 (3) (a) for the next calendar year. If errors in payments exceed the amount withheld, adjustments shall be made in the distribution for the next year.

(3) NOTICES OF INELIGIBILITY AND DEPARTMENTAL AUDITS; EXCEPTIONS. Except as otherwise provided in this subsection and notwithstanding s. 101.575 (1) (am) and (4) (a) 2., the department may not issue a notice of noncompliance with regard to a city, village, or town that fails to satisfy all eligibility requirements under s. 101.575 (1) and (3) to (5) and may not audit any city, village, town, or fire department for purposes of determining whether the city, village, town, or fire department complies with s. 101.575 (6) and s. 101.14 (2). This subsection does not apply after August 1, 2005.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

01b2367/2dn

RJM: /.....

js

Kendra Bonderud:

In proofreading this amendment, I realized that the text of 20.143 (3) (L) needed to be amended to account for payments under proposed s. 101.563. Please feel free to call if you have any questions.

Robert J. Marchant
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**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb2367/2dn
RJM:cjs:kjf

March 13, 2002

Kendra Bonderud:

In proofreading this amendment, I realized that the text of 20.143 (3) (L) needed to be amended to account for payments under proposed s. 101.563. Please feel free to call if you have any questions.

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State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb2367/2
RJM:cjs:kjf

LFB:.....Bonderud – Fire dues grant payments

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 1

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 13, line 13: after that line insert:

3 “SECTION 30f. 20.143 (3) (L) of the statutes is amended to read:

4 20.143 (3) (L) *Fire dues distribution.* All moneys received under ss. 101.573
5 (1) and 601.93, less the amounts transferred to par. (La) and s. 20.292 (1) (gm) and
6 (gr), for distribution under s. 101.563 or 101.573, as applicable. The amount
7 transferred to par. (La) shall be the amount in the schedule under par. (La). The
8 amount transferred to s. 20.292 (1) (gm) shall be the amount in the schedule under
9 s. 20.292 (1) (gm). The amount transferred to s. 20.292 (1) (gr) shall be the amount
10 in the schedule under s. 20.292 (1) (gr).”.

1 **2.** Page 156, line 20: after that line insert:

2 “**SECTION 269r.** 101.563 of the statutes is created to read:

3 **101.563 Payments without regard to eligibility; calendar years 2000 to**

4 **2004. (1) ENTITLEMENT TO DUES. (a) *Payments from calendar year 2000 dues.***

5 Notwithstanding ss. 101.573 (3) (a) and 101.575 (1) and (3) to (5), the department
6 shall pay the amount determined under sub. (2) (a) to every city, village, and town
7 that was ineligible to receive a proportionate share of fire department dues collected
8 for calendar year 2000 as a result of that city, village, or town failing to satisfy all
9 eligibility requirements under s. 101.575 (1) and (3) to (5) or to demonstrate to the
10 department that the city, village, or town was eligible under s. 101.575 (1) and (3) to
11 (5) to receive a proportionate share of the fire department dues.

12 (b) *Payments from dues for calendar years 2001 to 2004.* Notwithstanding ss.
13 101.573 (3) (a) and 101.575 (1) and (3) to (5) and except as otherwise provided in this
14 paragraph, the department may not withhold payment of a proportionate share of
15 fire department dues under ss. 101.573 and 101.575 to a city, village, or town based
16 upon the failure of that city, village, or town to satisfy all eligibility requirements
17 under s. 101.575 (1) and (3) to (5) or to demonstrate to the department that the city,
18 village, or town is eligible under s. 101.575 (1) and (3) to (5) to receive a proportionate
19 share of fire department dues. This paragraph applies only to the payment of a
20 proportionate share of fire department dues collected for calendar years 2001 to
21 2004.

22 **(2) DISTRIBUTION OF DUES. (a) *Payments from calendar year 2000 dues.***

23 Notwithstanding s. 101.573 (3) (a), the department shall pay every city, village, and
24 town that is entitled to payment under sub. (1) (a) the amount to which that city,

1 village, or town would have been entitled to receive on or before August 1, 2001, had
2 the city, village, or town been eligible to receive a payment on that date. The
3 department shall calculate the amount due under this paragraph as if every city,
4 village, and town maintaining a fire department was eligible to receive a payment
5 on that date. By the date on which the department provides a certification or
6 recertification to the state treasurer under par. (b) 1., the department shall certify
7 to the state treasurer the amount to be paid to each city, village, and town under this
8 paragraph. On or before August 1, 2002, the state treasurer shall pay the amount
9 certified by the department under this paragraph to each such city, village, and town.
10 The state treasurer may combine any payment due under this paragraph with any
11 amount due to be paid on or before August 1, 2002, to the same city, village, or town
12 under par. (b) 1.

13 (b) *Payments from dues for calendar years 2001 to 2004.* 1. 'Payments from
14 calendar year 2001 dues.' Notwithstanding s. 101.575 (3) (a), by the 30th day
15 following the effective date of this subdivision [revisor inserts date], the
16 department shall compile the fire department dues paid by all insurers under s.
17 601.93 and the dues paid by the state fire fund under s. 101.573 (1) and funds
18 remaining under s. 101.573 (3) (b), subtract the total amount due to be paid under
19 par. (a), withhold 0.5%, and certify to the state treasurer the proper amount to be paid
20 from the appropriation under s. 20.143 (3) (L) to each city, village, and town entitled
21 to a proportionate share of fire department dues as provided under sub. (1) (b) and
22 s. 101.575. If the department has previously certified an amount to the state
23 treasurer under s. 101.57 (3) (a) during calendar year 2002, the department shall
24 recertify the amount in the manner provided under this subdivision. On or before
25 August 1, 2002, the state treasurer shall pay the amounts certified or recertified by

1 the department under this subdivision to each city, village, and town entitled to a
2 proportionate share of fire department dues as provided under sub. (1) and s.
3 101.575. The state treasurer may combine any payment due under this subdivision
4 with any amount due to be paid on or before August 1, 2002, to the same city, village,
5 or town under par. (a).

6 2. 'Payments from dues for calendar years 2002 to 2004.' Notwithstanding s.
7 101.573 (3) (a) and except as otherwise provided in this subdivision, on or before May
8 1 in each year, the department shall compile the fire department dues paid by all
9 insurers under s. 601.93 and the dues paid by the state fire fund under s. 101.573 (1)
10 and funds remaining under s. 101.573 (3) (b), withhold 0.5% and certify to the state
11 treasurer the proper amount to be paid from the appropriation under s. 20.143 (3)
12 (L) to each city, village, and town entitled to a proportionate share of fire department
13 dues as provided under sub. (1) (b) and s. 101.575. Annually, on or before August 1,
14 the state treasurer shall pay the amounts certified by the department to each such
15 city, village, and town. This paragraph applies only to payment of a proportionate
16 share of fire department dues collected for calendar years 2002 to 2004.

17 3. The amounts withheld under subs. 1. and 2. shall be disbursed to correct
18 errors of the department or the commissioner of insurance. The department shall
19 certify to the state treasurer the amount that must be disbursed to correct an error
20 and the state treasurer shall pay the amount to the specified city, village, or town.
21 The balance of the amount withheld in a calendar year under subs. 1. or 2., as
22 applicable, which is not disbursed under this subdivision shall be included in the
23 total compiled by the department under subd. 2. for the next calendar year, except
24 that amounts withheld under subd. 2. from fire department dues collected for
25 calendar year 2004 that are not disbursed under this subdivision shall be included

1 in the total compiled by the department under s. 101.573 (3) (a) for the next calendar
2 year. If errors in payments exceed the amount withheld, adjustments shall be made
3 in the distribution for the next year.

4 (3) NOTICES OF INELIGIBILITY AND DEPARTMENTAL AUDITS; EXCEPTIONS. Except as
5 otherwise provided in this subsection and notwithstanding s. 101.575 (1) (am) and
6 (4) (a) 2., the department may not issue a notice of noncompliance with regard to a
7 city, village, or town that fails to satisfy all eligibility requirements under s. 101.575
8 (1) and (3) to (5) and may not audit any city, village, town, or fire department for
9 purposes of determining whether the city, village, town, or fire department complies
10 with s. 101.575 (6) and s. 101.14 (2). This subsection does not apply after August 1,
11 2005.

12 **SECTION 269t.** 101.573 (4) of the statutes is amended to read:

13 101.573 (4) The department shall transmit to the treasurer of each city, village,
14 and town entitled to fire department dues, a statement of the amount of dues payable
15 to it ~~under this section~~, and the commissioner of insurance shall furnish to the state
16 treasurer, upon request, a list of the insurers paying dues under s. 601.93 and the
17 amount paid by each.”.

18 (END)