

SENATE BILL 410 (LRB -3306)

An Act to amend 101.575 (4) (a) 1. and 101.575 (4) (a) 2. of the statutes; relating to: eligibility for a grant under the fire dues program. (FE)

2004

02-03.	S.	Introduced by Senators Brown, S. Fitzgerald, Kanavas, Kedzie and Roessler ; cosponsored by Representatives M. Williams, Kerkman, Hundertmark, Albers, Gunderson, Huebsch, J. Lehman, M. Lehman, McCormick, Ott, Stone, Vruwink, Musser and Hahn.	
01-27.	S.	Read first time and referred to committee on Homeland Security, Veterans and Military Affairs and Government Reform	572
01-29.	S.	Public hearing held.	
02-02.	S.	Fiscal estimate received.	
02-02.	S.	Executive action taken.	
02-03.	S.	Report passage recommended by committee on Homeland Security, Veterans and Military Affairs and Government Reform, Ayes 5, Noes 0	587
02-03.	S.	Available for scheduling.	
02-03.	S.	Placed on calendar 2-4-2004 by committee on Senate Organization.	
02-04.	S.	LRB correction	601
02-04.	S.	Senator Welch added as a coauthor	599
02-04.	S.	Read a second time	599
02-04.	S.	Senate amendment 1 offered by Senator Brown (LRB a2117)	599
02-04.	S.	Senate amendment 1 adopted	599
02-04.	S.	Ordered to a third reading	599
02-04.	S.	Rules suspended	599
02-04.	S.	Read a third time and passed	599
02-04.	S.	Ordered immediately messaged	601
02-09.	A.	Received from Senate	693
02-09.	A.	Read first time and referred to committee on Urban and Local Affairs	693
02-26.	A.	Public hearing held.	
02-26.	A.	Executive action taken.	
03-04.	A.	Report concurrence recommended by committee on Urban and Local Affairs, Ayes 8, Noes 0	787
03-04.	A.	Referred to committee on Rules	787
03-05.	A.	Placed on calendar 3-9-2004 by committee on Rules.	
03-09.	A.	Made a special order of business at 12:27 P.M. on 3-10-2004 pursuant to Assembly Resolution 38	818
03-10.	A.	Read a second time	857
03-10.	A.	Ordered to a third reading	857
03-10.	A.	Rules suspended	857
03-10.	A.	Read a third time and concurred in	858
03-10.	A.	Ordered immediately messaged	858
03-10.	S.	Received from Assembly concurred in.	

**2003
ENROLLED BILL**

03en S B- 410

ADOPTED DOCUMENTS:

Orig Engr SubAmdt

03 - 33061 2

Amendments to above (if none, write "NONE"): SA1

Corrections - show date (if none, write "NONE"): ~~2-04-04~~ duplicate dup

Topic relax

3/11/04 [Signature]
Date Enrolling Drafter

ELECTRONIC PROCEDURE:

Follow automatic or manual enrolling procedures in *TEXT2000 Reference Guide*, Document Specific Procedures, Ch. 20, Engrossing and Enrolling

DISTRIBUTION:

HOUSE OF ORIGIN:

- 11 copies plus bill jacket
- Secretary of State's envelope containing 4 copies plus newspaper notice

REVISOR OF STATUTES:

- 5 copies

DEPARTMENT OF ADMINISTRATION:

- 2 copies

LRB:

- Drafting file original
- Drafting attorney 1 copy
- Legislative editors 1 copy each
- Reference section 1 copy
- Bill index librarian 1 copy



State of Wisconsin
2003-2004 LEGISLATURE

CORRECTIONS IN:

2003 SENATE BILL 410

Prepared by the Legislative Reference Bureau
(February 3, 2004)

1. Page 1, line 2: after "program" insert "and requiring the exercise of rule-making authority".

NOTE: This correction is made under Joint Rule 56 (3) (c) in order to make the relating clause comply with Joint Rule 52 (1) (d) 1.

2003 SENATE BILL 410

January 27, 2004 - Introduced by Senators BROWN, S. FITZGERALD, KANAVAS, KEDZIE and ROESSLER, cosponsored by Representatives M. WILLIAMS, KERKMAN, HUNDERTMARK, ALBERS, GUNDERSON, HUEBSCH, J. LEHMAN, M. LEHMAN, MCCORMICK, OTT, STONE, VRUWINK, MUSSER and HAHN. Referred to Committee on Homeland Security, Veterans and Military Affairs and Government Reform.

1 AN ACT *to amend* 101.575 (4) (a) 1. and 101.575 (4) (a) 2. of the statutes; relating
2 to: eligibility for a grant under the fire dues program. *1-2*

Analysis by the Legislative Reference Bureau

Under current law, an eligible city, village, or town (municipality) may receive a grant from the Department of Commerce (department) under the fire dues program that may be used to purchase fire protection equipment, to provide fire inspection services and public education, to train fire fighters and fire inspectors, and to fund certain accounts established for the benefit of fire fighters (fire dues program). With certain exceptions, in order for a municipality to receive a grant under the fire dues program, the chief of the municipal fire department currently must provide a fire inspection for every public building and place of employment in the fire department's territory.

This bill changes this eligibility requirement. Under this bill, a municipality may be eligible to receive a grant if the municipality substantially complies with the requirement that every public building and place of employment be inspected. In addition, the bill allows a municipality to be in substantial compliance, rather than strict compliance, with other eligibility criteria specified in current law. The bill requires the department, by rule, to define "substantial compliance" for purposes of these provisions.

SENATE BILL 410

2-1

For further information see the *state and 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:

1 SECTION 1. ~~101.575 (4) (a) 1.~~ of the statutes is amended to read:

2 101.575 (4) (a) 1. The department determines that the city, village, town or fire
3 department ~~has complied~~ is in substantial compliance with sub. (6) and s. 101.14 (2).
4 The department shall establish by rule the meaning of "substantial compliance" for
5 purposes of this subdivision.

6 SECTION 2. 101.575 (4) (a) 2. of the statutes is amended to read:

7 101.575 (4) (a) 2. The city, village or town has submitted a form which is signed
8 by the clerk of the city, village or town and by the chief of the fire department
9 providing fire protection to that city, village or town, which is provided by the
10 department by rule and which certifies that the fire department ~~has complied~~ is in
11 substantial compliance with this section or the department has audited the city,
12 village, town or fire department and determined that it ~~complies~~ is in substantial
13 compliance with sub. (6) and s. 101.14 (2). The department shall establish by rule
14 the meaning of "substantial compliance" for purposes of this subdivision.

15 SECTION 3. **Initial applicability.**

2-16

16 (1) ~~This act~~ first applies to grants under section 101.575 of the statutes that are
17 disbursed by the department of commerce on the effective date of this subsection.

18 SECTION 4. **Effective date.**

19 (1) This act takes effect on the first day of the 8th month beginning after
20 publication.

2-14

21 (END)
2-18

**SENATE AMENDMENT 1,
TO 2003 SENATE BILL 410**

February 4, 2004 - Offered by Senator BROWN.

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

2 **1.** Page 1, line 2: after "program" insert ", defining administrative expenses
3 for purposes of fire prevention and fire dues administration, and requiring the
4 exercise of rule-making authority".

5 **2.** Page 2, line 1: delete that line and substitute:

6 "SECTION 1g. 101.573 (5) of the statutes is created to read:

7 101.573 (5) The department shall promulgate a rule defining "administrative
8 expenses" for purposes of s. 20.143 (3) (La).

9 SECTION 1m. 101.575 (4) (a) 1. of the statutes is amended to read:"

10 **3.** Page 2, line 14: after that line insert:

11 "SECTION 2m. Nonstatutory provisions.

12 (1t) FIRE PREVENTION AND FIRE DUES ADMINISTRATION. The department of
13 commerce shall submit in proposed form the rules required under section 101.573 (5)

2-14 →

2-14

1 of the statutes, as created by this act, to the legislative council staff under section
2 227.15 (1) of the statutes no later than the first day of the 6th month beginning after
3 the effective date of this subsection".

4 **4.** Page 2, line 16: delete "This act" and substitute "FIRE DUES DISTRIBUTION.

2-16

5 The treatment of section 101.575 (4) (a) 1. and 2. of the statutes".

6 **5.** Page 2, line 18: delete that line and substitute:

7 "SECTION 4m. Effective dates. This act takes effect on the day after
8 publication, except as follows:"

2-18

9 **6.** Page 2, line 19: delete "This act" and substitute "FIRE DUES DISTRIBUTION.

10 The treatment of section 101.575 (4) (a) 1. and 2. of the statutes".

11 (END)

2-19