

2003 SENATE BILL 75

March 18, 2003 – Introduced by JOINT LEGISLATIVE COUNCIL. Referred to Committee on Judiciary, Corrections and Privacy.

1 **AN ACT to create** 167.10 (7m) of the statutes; **relating to:** creating a civil liability
2 exemption for certain municipalities and their agents that issue fireworks
3 permits.

Analysis by the Legislative Reference Bureau

Under this bill, a city, village, or town, or committee, official, or employee of a city, village, or town, may not be held civilly liable for damage to any person or property caused by fireworks by reason of issuing a fireworks permit in accordance with statutory and local requirements.

This bill is further explained in the PREFATORY NOTE provided by the Joint Legislative Council in the bill.

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill was prepared for the Joint Legislative Council's Special Committee on Review of Fireworks Law. Current law generally prohibits the sale of fireworks and the possession of fireworks with the intent to sell them. The exceptions are that fireworks may be sold to a person holding a valid user's permit, to a city, village, or town, or for certain specified purposes such as in a manufacturing process. The law authorizes a city, village, or town to issue a user's permit if certain requirements are met. Current law also generally limits local government liability for damages, injury, or death to \$50,000. [See s. 893.80 (3).] The bill provides that no city, village, or town, or committee, official, or employee of a city, village, or town, is

