



1995 ASSEMBLY BILL 779

January 9, 1996 - Introduced by Representatives KRUSICK, BOYLE, FREESE, GOETSCH, GUNDERSON, LA FAVE, F. LASEE, LEHMAN, LORGE, KREUSER, JENSEN, MUSSER and SCHNEIDERS, cosponsored by Senators GROBSCHMIDT and BUETTNER. Referred to Committee on Insurance, Securities and Corporate Policy.

1 **AN ACT** *to renumber and amend* 213.11 (2); *to amend* 213.11 (1), 213.11 (3) and
2 213.11 (5); and *to create* 213.11 (2) (b) and (c) of the statutes; **relating to:** vari-
3 ous changes in the provisions regarding police relief associations.

Analysis by the Legislative Reference Bureau

Under current law, the purpose of a police relief association, which consists of the members of the police department of a city, is to provide relief to the sick and disabled members of the association and their families. If a member at death leaves no one entitled to relief under the constitution and bylaws of the association, the board of trustees of the association may pay the expenses of the last illness and funeral costs of the deceased member. A person who is a member of a police relief association and who is no longer in the active employment of the police department due to retirement on a pension or annuity may still receive the benefits provided by the association as long as the person has served in the police department for at least 5 years. Also under current law, the members of the board of trustees of a police relief association are to be elected annually.

This bill provides that the purpose of a police relief association is to provide death benefits to the beneficiaries of members of the association. It also provides that members no longer in the active employment of the police department who may continue to receive the benefits of the association after at least 5 years' service in the department include, in addition to those who are retired, those who are on a leave of absence for a purpose that is specified in the bylaws of the association and those who serve as a liaison between the police department and the city in which the police department is located. The bill also provides that the members of the board of trust-

ees of the association be elected for terms that are specified in the bylaws of the association, rather than annually.

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

1 **SECTION 1.** 213.11 (1) of the statutes is amended to read:

2 213.11 (1) The members of the paid police department in any city heretofore
3 or hereafter organized, who comply with the constitution and bylaws of the associa-
4 tion hereinafter mentioned, are constituted a body corporate in such city under the
5 name of "The ~~Policemen~~ Police Relief Association of the City of," for the purpose
6 of ~~giving relief to the sick and disabled~~ providing death benefits to the beneficiaries
7 of the members of such association and their families and to such other persons as
8 the constitution and bylaws of such association may provide. ~~Provided, that where~~
9 ~~a member in good standing at the time of the member's death leaves no one entitled~~
10 ~~to relief under the constitution and bylaws of said association, such board is empow-~~
11 ~~ered to pay the expenses of the last illness and funeral costs of said deceased member,~~
12 the amount to be paid hereunder in benefits to be limited to a sum to be fixed by the
13 constitution and bylaws of said association.

14 **SECTION 2.** 213.11 (2) of the statutes is renumbered 213.11 (2) (intro.) and
15 amended to read:

16 213.11 (2) (intro.) ~~In case any~~ Any member of the ~~policemen~~ police relief associ-
17 ~~ation shall cease~~ who, after at least 5 years of service, ceases to act with the police
18 department of which that person has been a member, ~~after five years of service, the~~
19 ~~person~~ shall continue to enjoy all the advantages and benefits of the association as
20 long as the person complies with the rules, regulations and bylaws of the same and
21 pays dues, unless the connection of such person with said department was discontin-

1 ued for the good of the service; ~~provided, that all persons becoming members of such~~
2 ~~policemen relief association on and after the first day of May, 1899, shall not be en-~~
3 ~~titled to any of the advantages and benefits of such association from and after the~~
4 ~~time when they cease to be active members of such police department of any city~~
5 ~~aforsaid, unless such member, and provided that the person ceases to be active in~~
6 ~~the active employment of the police department by reason of having been any of the~~
7 ~~following:~~

8 (a) ~~The person is~~ retired from active service on a pension or annuity.

9 **SECTION 3.** 213.11 (2) (b) and (c) of the statutes are created to read:

10 213.11 (2) (b) The person is on a leave of absence for a purpose that is specified
11 in the bylaws of the association.

12 (c) The person serves as a liaison between the police department and the city
13 in which the department is located.

14 **SECTION 4.** 213.11 (3) of the statutes is amended to read:

15 213.11 (3) Each A person becoming who becomes a member of such police de-
16 partment after this section comes into force and effect in any city in this state shall,
17 within one year after becoming a member of such department, be required to join
18 such association and to pay an initiation fee not exceeding ~~fifty dollars~~ \$50 and annu-
19 al dues so long as the person remains a member.

20 **SECTION 5.** 213.11 (5) of the statutes is amended to read:

21 213.11 (5) The control and disposal of the funds, property and estate and the
22 direction and management of all the concerns of such corporation, under such direc-
23 tion and restrictions as may be imposed by the bylaws thereof, shall be vested in a
24 board of trustees to consist of a president, vice president, treasurer, secretary and
25 executive committee of ~~three~~ 3, who shall be elected ~~annually~~ for such terms, at such

1 time and place and by such members of the corporation as shall by the bylaws thereof
2 be entitled to vote at such election of the corporation may provide; and such officers
3 so elected shall hold their respective offices ~~for one year and~~ until their successors
4 are elected and qualified; and such corporation may elect or appoint such other offi-
5 cers and for such terms as its bylaws may prescribe. The officers of such corporation
6 shall give bonds for the faithful performance of their respective duties when required
7 so to do by the laws thereof. No person ~~shall~~ may be elected to or hold any office in
8 such corporation unless that person be in the active employment of the police depart-
9 ment of the city to which this section becomes effective, and if that person's employ-
10 ment with such city ~~shall be~~ is terminated while holding the office of trustee or any
11 other office of such corporation, that person's term of office shall thereupon be termi-
12 nated, and the members of such corporation as shall are, by the bylaws thereof, be
13 entitled to vote, shall forthwith elect that person's successor in the manner pre-
14 scribed by the constitution and bylaws of the corporation.

15 (END)