



1997 ASSEMBLY BILL 316

April 24, 1997 - Introduced by Representatives URBAN, GOETSCH, ALBERS, TURNER, LADWIG, RYBA, SYKORA, DUFF, SPRINGER, KEDZIE, SERATTI, GROTHMAN, POWERS and VRAKAS, cosponsored by Senators GROBSCHMIDT, FARROW, ADELMAN and HUELSMAN. Referred to Committee on Ways and Means.

1 **AN ACT** *to amend* 62.13 (8); and *to repeal and recreate* 61.65 (8) of the statutes;
2 **relating to:** state reimbursement of cities, villages and towns for fire calls on
3 state or federal highways.

Analysis by the Legislative Reference Bureau

Under current law, if a town incurs costs for a fire call on a state trunk highway or any highway that is a part of the national system of interstate highways and maintained by the department of transportation (DOT), DOT is required to reimburse the town up to \$500 for the costs if the town submits written proof that the town has made a reasonable effort to collect the costs from the person to whom the fire call was provided. If the town collects the costs from such a person after DOT has reimbursed the town, the town is required to return the amount collected to DOT.

Also under current law, any village that has a volunteer fire department that incurs costs for a fire call on a state trunk highway or any highway that is a part of the national system of interstate highways and maintained by DOT is required to be reimbursed by DOT. Current law provisions that apply to villages that have a volunteer fire department apply to cities that have a combination of a paid and volunteer fire department.

This bill changes current law by making the fire call provisions that currently apply to towns apply to all cities and villages, without regard to whether the cities and villages have paid, volunteer or combination paid and volunteer fire departments. In addition, the bill requires a city or village to submit written proof that the city or village has made a reasonable effort to collect the costs that it has

ASSEMBLY BILL 316

incurred from the person to whom the fire call was provided. If the city or village collects the costs from such a person after DOT has reimbursed the city or village, the city or village is required to return the amount collected to DOT.

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1 **SECTION 1.** 61.65 (8) of the statutes is repealed and recreated to read:

2 61.65 (8) If a village incurs costs for a fire call on a state trunk highway or any
3 highway that is a part of the national system of interstate highways and maintained
4 by the department of transportation, the department of transportation shall
5 reimburse the village up to \$500 for the costs if the village submits written proof that
6 the village has made a reasonable effort to collect the costs from the person to whom
7 the fire call was provided. If the village collects the costs from such person after the
8 department reimburses the village, the village shall return the amount collected to
9 the department.

10 **SECTION 2.** 62.13 (8) of the statutes is amended to read:

11 62.13 (8) FIRE DEPARTMENT. The council may provide by ordinance for either a
12 paid or a volunteer fire department and for the management and equipment of either
13 insofar as not otherwise provided for by law. ~~In the case where a combination of paid
14 and volunteer fire department is provided for, such city shall be reimbursed by the
15 department of transportation, not to exceed \$500 for any fire calls on a state trunk
16 highway or on any highway that is a part of the national system of interstate
17 highways and is maintained by the department of transportation. If a city incurs
18 costs for a fire call on a state trunk highway or any highway that is a part of the
19 national system of interstate highways and maintained by the department of~~

ASSEMBLY BILL 316

1 transportation, the department of transportation shall reimburse the city up to \$500
2 for the costs if the city submits written proof that the city has made a reasonable
3 effort to collect the costs from the person to whom the fire call was provided. If the
4 city collects the costs from such person after the department reimburses the city, the
5 city shall return the amount collected to the department.

6 **SECTION 3. Initial applicability.**

7 (1) This act first applies to fire calls that occur on the effective date of this
8 subsection.

9 (END)