

State of Wisconsin



1995 Assembly Bill 95

Date of enactment: April 20, 1995

Date of publication*: May 4, 1995

1995 WISCONSIN ACT 6

AN ACT to amend 893.80 (3) of the statutes; relating to: limitations of liability for certain fire companies.

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

SECTION 1. 893.80 (3) of the statutes is amended to read:

893.80 (3) ~~The~~ Except as provided in this subsection, ~~the~~ amount recoverable by any person for any damages, injuries or death in any action founded on tort against any volunteer fire company organized under ch. 181 or 213, political corporation, governmental subdivision or agency thereof and against their officers, officials, agents or employes for acts done in their official capacity or in the course of their agency or employment, whether proceeded against jointly or severally, shall not exceed

~~\$50,000, except that the.~~ The amount recoverable under this subsection shall not exceed \$25,000 in any such action against a volunteer fire company organized under ch. 181 or 213 or its officers, officials, agents or employes. ~~If the a~~ volunteer fire company organized under ch. 181 or 213 is part of a combined fire department, the \$25,000 limit still applies to actions against the volunteer fire company or its officers, officials, agents or employes. No punitive damages may be allowed or recoverable in any such action under this subsection.

SECTION 2. Initial applicability.

(1) This act first applies to actions commenced on the effective date of this subsection.

* Section 991.11, WISCONSIN STATUTES 1993-94: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].