

# State of Wisconsin



2005 Assembly Bill 1028

Date of enactment: April 5, 2006  
Date of publication\*: April 19, 2006

## 2005 WISCONSIN ACT 269

AN ACT to create 20.465 (3) (b) and (s), 166.02 (6u) and 166.03 (2) (b) 9. of the statutes; relating to: payments to local governmental units for natural disasters, granting rule-making authority, and making appropriations.

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

**SECTION 1.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

			2005-06	2006-07
<b>20.465</b>	<b>Military affairs, department of</b>			
(3)	EMERGENCY MANAGEMENT SERVICES			
(b)	Major disaster assistance	GPR A	-0-	-0-
(s)	Major disaster assistance; petroleum inspection fund	SEG A	3,000,000	3,000,000

**SECTION 2.** 20.465 (3) (b) and (s) of the statutes are created to read:

20.465 (3) (b) *Major disaster assistance.* The amounts in the schedule to provide payments under s. 166.03 (2) (b) 9. for damages and costs incurred as the result of a major disaster.

(s) *Major disaster assistance; petroleum inspection fund.* From the petroleum inspection fund, the amounts in the schedule to provide payments for damages and costs incurred as the result of a major disaster.

**SECTION 3.** 166.02 (6u) of the statutes is created to read:

166.02 (6u) "Major catastrophe" means a disaster, including a drought, earthquake, flood, high water, high wind, hurricane, landslide, mudslide, snowstorm, or tor-

nado, that results in the governor requesting a presidential declaration of a major disaster under [42 USC 5170](#).

**SECTION 4.** 166.03 (2) (b) 9. of the statutes is created to read:

166.03 (2) (b) 9. From the appropriations under s. 20.465 (3) (b) and (s), make payments to local governmental units, as defined in s. 19.42 (7u), for the damages and costs incurred as the result of a major catastrophe if federal disaster assistance is not available for that catastrophe because the governor's request that the president declare the catastrophe a major disaster under [42 USC 5170](#) has been denied or because the disaster does not meet the statewide or countywide per capita impact indicator under the public assistance program that is issued by the federal emergency management agency. To be eli-

\* Section 991.11, WISCONSIN STATUTES 2003-04 : 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].

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gible for a payment under this subdivision, the local governmental unit shall pay 30 percent of the amount of the damages and costs resulting from the natural disaster. The department of military affairs shall promulgate rules establishing the application process and the criteria for

determining eligibility for payments under this subdivision.

**SECTION 5. Effective date.**

(1) This act takes effect retroactively to January 1, 2005.

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