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(FORM UPDATED: 08/11/2010)

WISCONSIN STATE LEGISLATURE ... PUBLIC HEARING - COMMITTEE RECORDS

1995-96

(session year)

Assembly

(Assembly, Senate or Joint)

Committee on Insurance, Securities and Corporate Policy...

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
(**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
(**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

Assembly Committee on Insurance, Securities, and Corporate Policy

DATE 3-12-96

Moved by Green Seconded by Underheim Baldus

AB 779 SB _____ Clearinghouse Rule _____

AJR _____ SJR _____ Appointment _____

A _____ SR _____ Other _____

A/S Amdt _____

A/S Amdt _____ to A/S Amdt _____

A/S Sub Amdt _____

A/S Amdt _____ to A/S Sub Amdt _____

A/S Amdt _____ to A/S Amdt _____ to A/S Sub Amdt _____

Be recommended for:

- Passage
- Introduction
- Adoption
- Rejection

- Indefinite Postponement
- Tabling
- Concurrence
- Nonconcurrence
- Confirmation

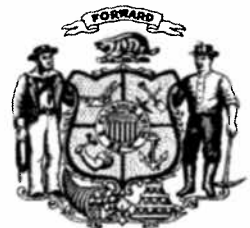
#	Committee Member	Aye	No	Absent	Not Voting
1.	Rep. Sheryl Albers, Chair	✓			
2.	Rep. William Lorge, Vice-Chair	✓			
3.	Rep. Gregg Underheim	✓			
4.	Rep. Robin Kreibich	✓			
5.	Rep. Mary Lazich	✓			
6.	Rep. Tim Hoven	✓			
7.	Rep. Frank Lasee	✓			
8.	Rep. Mark Green	✓			
9.	Rep. Al Baldus	✓			
10.	Rep. Barbara Notestein	✓			
11.	Rep. Judy Robson	✓			
12.	Rep. David Cullen				
13.	Rep. Robert Ziegelbauer	✓			
14.					
15.					
16.					
17.					
18.					
Totals		12			

MOTION CARRIED

MOTION FAILED



WISCONSIN STATE LEGISLATURE



AB
779

MILWAUKEE POLICE DEPARTMENT

Policemen Relief Association



POLICE ADMINISTRATION BUILDING • 749 WEST STATE STREET

Milwaukee, Wisconsin 53233

December 14, 1995

State Representative Cheryl Albers
P.O. Box 8952
Madison, WI 53708

Dear Representative Albers

This letter in response to your request for some information on the reasons why we are seeking the changes in the present law which governs the Policemen's Relief Association.

First, the present law that is on the book was written back in 1899 and has not been updated since 1981. Certain changes are need to bring the bill into conformity with present laws and situations. Some being:

- To allow people on leave of absence the right to continue their membership while on a qualified leave of absence. Ex. Those who would be called to active duty as happened during the Gulf Crisis or a person taking leave to serve in public office, i.e. Leon Young State Representative of Milwaukee.
- To change the name of the organization to conform to the gender laws.
- To allow that the election process be placed in the constitution and by-laws affording the opportunity to make changes which will help the running of the association.

The way the law reads now, I have to refund the unused portion of the dues paid by active members for their insurance when they take any leave, such as maternity(6 weeks) and then have the individual pay another amount upon returning to the job from that leave.

Our concern, is that the longer we have to wait for this bill to be passed one or more of the members may suffer by not have the opportunity to maintain there benefit while on a leave.

If you have and questions, I or other members of the board of Trustee's of the Policemen Relief Association are available to appear and confer with you or at a committee meeting, to explain our position. Also, if you are not aware of it this same bill was introduced in 1994, passed in the Assembly but failed to make it through the Senate before adjournment.

Thank You

A handwritten signature in cursive script, appearing to read "Donald Fortier".

Donald Fortier

Treasurer

Work 414-935-7724 or at Home 414-543-7674.

File in Kuesko Bill



MILWAUKEE POLICE SUPERVISORS' ORGANIZATION

P. O. BOX 891, MILWAUKEE, WI 53201-0891

(414) 321-3720



February 7th, 1996

Representative Peggy Krusick
Capitol Building
128 North
Madison, Wisc. 53703

RE: Assembly Bill 779

Dear Representative Krusick:

On behalf of the Milwaukee Police Supervisor's Organization's Board of Directors, we wish to inform you that we are in support of Assembly Bill 779. Feel free to use this letter in any way that you see fit to further Assembly Bill 779.

If any further assistance is needed, please call 414-321-3720.

Sincerely;

A handwritten signature in cursive script that reads "Cary J. Cameron". The signature is written in dark ink and is positioned above the printed name.

Cary J. Cameron
President
M.P.S.O.

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
PATRICK B. McDONNELL
CHARLES R. THEIS
Special Deputy City Attorneys



OFFICE OF CITY ATTORNEY
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MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD 286-2025
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March 29, 1995

BEVERLY A. TEMPLE
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PATRICIA A. FRICKER
HEIDI A. WICK
VINCENT J. BOBOT
KURT A. BEHLING
LAURI A. EBEL
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
TRACY M. JOHNSON

Assistant City Attorneys

Mr. Donald Fortier
Policemen Relief Association
Police Administration Building
749 West State Street

Dear Mr. Fortier:

In your letter dated March 24, 1995, to this office you requested an opinion as to what impact the proposed 1993 Assembly Bill 1137, to renumber and amend 213.11(2) and 213.11(2)(b) and (c) of the state statutes, relating to changes in the provisions regarding police relief associations, would have in regard to permitting Linda Kreuger to retain the \$7,000.00 received as a death benefit on behalf of her husband, Bill Krueger, a police liaison officer, at the time of his death on July 27, 1994. The proposed legislation is as follows:

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

213.11(2)(intro.) In case any member of the ~~policemen~~ police relief association shall cease to act with the police department of which that person has been a member, after five years of service, the person shall continue to enjoy all the advantages and benefits of the association as long as the person complies with the rules, regulations and bylaws of the same and pays dues, unless the connection of such person with said department was discontinued for the good of the service; ~~provided, that all persons becoming members of such policemen relief association on and after the first day of May, 1899, shall not be entitled to any of the advantages and benefits of such association from and after the time when they cease to be active members of such police department~~

~~of any city aforesaid, unless such member, and provided that the person ceases to be active in the active employment of the police department by reason of having been any of the following:~~

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

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

213. 11 (2)(b). The person is on a leave of absence for a purpose that is specified in the bylaws of the association.

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

You have indicated the proposed bill, which is in the drafting stage, would make the above referenced changes retroactive to July 1, 1994. This proposed change would essentially make the statute "retroactive" or "retrospective" in nature, thereby governing acts which operate on transactions which have occurred or rights and obligations which existed before the passage of the act.

A statute will not be given retrospective effect if it will increase a party's obligation under contract or otherwise impair the rights thereunder. See, *Estate of Nottingham*, 46 Wis.2d 580, 175 N.W.2d 640 (1970). Statutes that remedial or procedural only are retroactive. Retroactive laws may be supported when they impair no contract and disturb no vested right and do not vary existing obligations contrary to their situation when entered into. See, *City of Madison v. Town of Madison*, 127 Wis.2d 96, 377 N.W.2d 221 (Ct. App.), *affd.* 136 Wis.2d 172, 401 N.W. 2d 568 (1987); *Salzman v. Department of Natural Resources*, 168 Wis.2d 523, 484 N.W.2d 337 (Ct. App.) 1992.

At the time of his death, Bill Krueger was a police liaison officer and was not an "active" member of the police department as contemplated by Chapter 213, Stats., and the By-Laws of the Police Relief Association. Sect. 213.11(2), Stats., addresses the eligibility for benefits as follows:

(2) In case any member of policemen relief association shall cease to act with the police department of which he has been a member, after five years of service, he shall continue to enjoy all the advantages and benefits of the association as long as he complies with the rules, regulations and by-laws of the same and pays his dues,

unless the connection of such person with said department was discontinued for the good of the service; provided, that all persons becoming members of such policemen relief association on and after the first day of May, 1899, shall not be entitled to any of the advantages and benefits to such association from and after the time when they ceased to be active members of such police department of any city aforesaid, unless such member cease to be active by reason of having been retired from active service on a pension or annuity. (Emphasis added).

To be eligible for benefits under this section a police officer must be an "active" member of the police department.

The agreement between the City of Milwaukee and the Milwaukee Police Association, Local No. 21 I.U.P.A., AFL-CIO (MPA Contract) describes the status of police liaison officers with respect to the police department. Although covered by the MPA contract, the benefits of police liaison officers are strictly limited by the contract itself. Article 50, sec. 5, MPA Contract. Moreover, they specifically are relieved of all police powers and, most importantly, are actually "detached" from the police department and assigned to the City of Milwaukee Department of Employee Relations. Article 50, secs. 6 and 7, MPA Contract. Not only are the base salary and benefits of such officer placed under the administration of the City Labor Negotiator, so too are the hours of work and scheduling of vacation and holiday benefits. Article 50, sec. 10, MPA Contract. Significantly, the MPA contract unequivocally provides:

Police Liaison Officers shall be under the complete control, direction and supervision of the City Labor Negotiator and at all times remain employees of the City.

Article 50, sec. 11, MPA Contract.

The detached status of police liaison officers directly specified in the MPA contract, together with the denial of contractual benefits extended to other police officers, elimination of all police powers and placement under the complete control of City Laborer Negotiator make it clear that such officers do not constitute "active" members as contemplated by Chapter 213, Stats., and the by-laws of the Policemen Relief Association. Accordingly, police liaison officers are not eligible for the benefits of the Policemen's Relief Association.

Since neither Bill Krueger nor any other liaison officer were entitled to the benefits under the contract between the Milwaukee Police Association and the City of Milwaukee, the retroactive application of the proposed amendment to § 213.11, Stats.,

providing for benefits to these liaison officers would be an impairment of existing contractual rights and contrary to prospective statutory construction. See, *Steffen v. Little*, 2 Wis.2d 350, 86 N.W.2d 622 (1957); *Mosing v. Hagen*, 33 Wis.2d 636 (1967).

This issue of whether a statute has retroactive or prospective application was discussed as follows in *Salzman v. Department of Natural Resources*, supra, at pp. 528-529:

Whether a statute has retroactive or prospective application is a question of law that we review de novo. *City of Madison v. Town of Madison*, 127 Wis.2d 96, 101, 377 N.W.2d 221, 224 (Ct. App. 1985). Where changes in legislation affect a remedial or procedural statute, the statute is to be applied retroactively unless there is a clearly expressed legislative intent to the contrary or unless retroactive application will disturb contracts or vested rights. *Gutter v. Seaman*, 103 Wis.2d 1, 17, 308 N.W.2d 403, 411 (1981).

The distinction between substantive and procedural laws is relatively clear. If a statute simply prescribes the method--the "legal machinery"--used in enforcing a right or a remedy, it is procedural. If, however, the law creates, defines or regulates rights or obligations, it is substantive--a change in the substantive law of the state.

City of Madison, 127 Wis.2d at 102, 377.N.W.2d at 224 (citations omitted).

The passage of the amendment to create benefits to liaison officers when they are not entitled to the benefits pursuant to the contract with the City of Milwaukee would clearly disturb the already present contractual rights between the parties and result in statutory construction contrary to law. Any retroactive application of the proposed amendment to permit Linda Krueger to retain the \$7,000.00 death benefit payment would be a curative act to permit the retention of an otherwise illegal payment, and as such an illegal retroactive application of the statute.

The retroactive application of the proposed amended statute would, in essence, create a class of persons entitled to receive benefits that are not contemplated under the current contract. This would be an impairment of the existing contractual rights and therefore, an application of the statute that is contrary to the law.


Mr. Donald Fortier .

- 5 -


March 29, 1995

If you have further questions, kindly contact this office.

Very truly yours,



GRANT F. DINGLEY
City Attorney



BEVERLY A. TEMPLE
Assistant City Attorney

GFL:BAT:kt/FORTIER.opn

with not less than 15 active members and equipped with at least one good hook and ladder truck, both located not more than one mile apart in the same town, shall constitute a fire department. The members of such companies may meet and elect one of their members chief of such fire department, who shall hold his office for one year and until his successor is elected; he shall have control of such companies and they shall obey his orders at all times; and he shall also have all the powers and privileges and be subject to the same penalties as fire wardens of incorporated villages under ch. 61.

213.095 Police power of fire chief, rescue squads. The chief, chief engineer, assistant engineer, captain, lieutenant, executive officer or other person in charge of any volunteer fire company, association, fire district, or any other organization organized or created for the purpose of extinguishing fires and preventing fire hazards, or first aid calls involving either persons or property, shall have authority to suppress any tumult or disorder and to order all individuals or companies to leave the neighborhood of any fire or first aid scene, and to command from the inhabitants of the city or town all needful assistance for the suppression of fires and in the preservation of property exposed to fire; the officers above enumerated shall also have authority to go upon and enter any property or premises and to do whatever may reasonably be necessary in the performance of their duties while engaged in the work of extinguishing any fire or performing any duties incidental thereto. Such officers shall also have authority to go upon and enter any property or premises and do whatever may reasonably be necessary in the performance of their duties while engaged in the work of aiding persons or minimizing the loss to property at a first aid scene.

213.10 Fire fighters relief association. (1) The members of the paid fire department in any city heretofore or hereafter organized, who comply with the constitution and bylaws of the association hereinafter mentioned, are constituted a body corporate in such city under the name of "The Fire Fighters Relief Association of the City of", for the purpose of giving relief to the sick and disabled members of such association and their families and to such other persons as the constitution and bylaws of such association may provide. Provided, that where a member in good standing at the time of his death leaves no one entitled to relief under the constitution and bylaws of said association, such board is empowered to pay the expenses of the last illness and funeral costs of said deceased member, the amount to be paid hereunder to be limited to a sum to be fixed by the constitution and bylaws of said association.

(2) In case any member of the fire fighters relief association shall cease to be a member of such fire department after a period of ten consecutive years of service therein, he shall be entitled to all the advantages and benefits of the fire fighters relief association as long as he pays his dues and complies with the rules, regulations and bylaws of the same; provided, that any member of such fire department who shall, at any time, before having served ten years as aforesaid, be retired on a pension by reason of permanent disability due to injuries suffered while in the performance of his duties as such member, or who shall have been granted a duty disability for injuries suffered in like manner and whose actual term of service together with the period of time while on duty disability shall bring his period of service to ten years in such department, shall be entitled to all the advantages and benefits of such association as long as he pays his dues and complies with the rules, regulations and bylaws of such association.

(3) Each person on becoming a member of said fire department shall be required to pay an initiation fee not exceeding fifty dollars and annual dues so long as he remains a member, and such person shall be considered to become a member when his name is placed on the payroll of such department.

(4) Every such association shall have all of the usual powers of a corporation necessary and proper for the purpose of its organization, and may take by gift, grant or purchase, real and personal estate, and hold, enjoy, lease, convey and dispose of the same subject to its bylaws and regulations; and all such property and the rents, issues and profits thereof shall be devoted solely to the purposes and objects of such corporation.

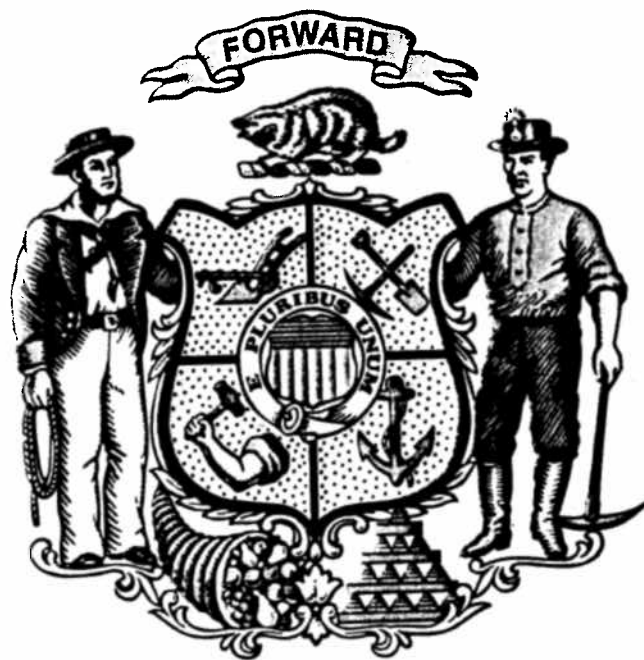
(5) The control and disposal of the funds, property and estate and the direction and management of all the concerns of such corporation, under such directions and restrictions as may be imposed by the bylaws thereof, shall be vested in a board of trustees to consist of a president, vice president, treasurer, secretary and executive committee of three, who shall be elected at such time and place and by such members of the corporation as shall by the bylaws thereof be entitled to vote at such election. The officers so elected shall hold their respective offices for one year, unless the bylaws provide otherwise, and until their successors are elected and qualified; and such corporation may elect or appoint such other officers and for such term as its bylaws may prescribe. The officers of such corporation shall give bonds for the faithful performance of their respective duties when required so to do by the laws thereof. No person shall be elected to or hold any office in such corporation unless he be in the active employment of the fire department of the city to which this section becomes effective, and if his employment with such city shall be terminated while holding the office of trustee or any other office of such corporation, his term of office shall thereupon be terminated, and the members of such corporation as shall, by the bylaws thereof, be entitled to vote, shall forthwith elect his successor.

(6) The board of trustees of any such corporation may purchase group life insurance for the members of the corporation.

(7) For purposes of this section, "members of the paid fire department" means all fire department personnel who are engaged in the duties of fire fighting, fire fighting training and directly related skills, including fire prevention, investigation and inspection. All other members of such department shall have the option of joining such association upon commencement of their employment with such department; and such employes, together with others who are transferred to or are, on March 27, 1969, performing duties other than fire fighting, fire fighting training and directly related skills, including fire prevention, investigation and inspection, shall have the option of continuing their membership in such association.

History: 1983 a. 242.

213.11 Police relief association. (1) The members of the paid police department in any city heretofore or hereafter organized, who comply with the constitution and bylaws of the association hereinafter mentioned, are constituted a body corporate in such city under the name of "The Policemen Relief Association of the City of", for the purpose of giving relief to the sick and disabled members of such association and their families and to such other persons as the constitution and bylaws of such association may provide. Provided, that where a member in good standing at the time of his death leaves no one entitled to relief under the constitution and bylaws of said association, such board is empowered



Policemen Relief Association



POLICE ADMINISTRATION BUILDING • 749 WEST STATE STREET

Milwaukee, Wisconsin 53233

Representative Sheryl Albers
127 West
State Capitol Box 8952
Madison WI 53708

February 22, 1996

FEB 23 1996

Dear Representative:

On behalf of the Board of Trustees of Police Relief Association, I would like to thank you for the opportunity to appear before your committee to discuss our position relative to Assembly Bill 779. At the time of the hearing I did not have certain documents with me that might have given a little better insight into why we have taken our position on the bill. Copies of these documents have been attached to this letter. Included in these is a copy of a letter notifying Bill Krueger of his ineligibility for Relief Association benefits and a refund check for his dues. These documents were received by Mr. Krueger prior to his death

Attach Find:

- Exhibit 1** City Attorney Opinion Aug.6, 1992, determining the ineligibility for benefits
- Exhibit 2** Letter to Mr. Krueger July 19,1993, notifying of ineligibility and refund check
- Exhibit 3** Check #4464 date July 19, 1993 for refund of premium
- Exhibit 4** Endorsement of Check #4464 of Bill Krueger
- Exhibit 5** A copy of Certified Letter Return Receipt from Post Office for Mr.Krueger
- Exhibit 6** A copy of Death Certificate indicating Bill death as July 27, 1994

If you have need for any further information, please contact me at 414-935-7724

Thank You

A handwritten signature in cursive script, appearing to read "Donald Fortier".

Donald Fortier
Treasurer

CITY OF MILWAUKEE

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
PATRICK B. McDONNELL
CHARLES R. THEIS
Special Deputy City Attorneys



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KENNETH MUNSON
MILTON GARY EMMERSON
JAN. A. SMOKOWICZ
KIM M. KUCK
MONICA RIMAI
PATRICIA A. FRICKER

Assistant City Attorneys

August 6, 1992

Mr. James Kwiecinski, Secretary
Milwaukee Policemen Relief Association
749 West State Street
Milwaukee, WI 53233

Re: Milwaukee Police Association Liaison Officer

Dear Mr. Kwiecinski:

By letter dated July 1, 1992, you requested an opinion from this office regarding the eligibility of Milwaukee Police Association Liaison Officers for benefits in the Policemen Relief Association and their eligibility to hold office in that organization.

An analysis of these matters necessarily requires reading the relevant sections of Chapter 213, Stats., in conjunction with the contractual provisions of the Milwaukee Police Association's contract which sets forth the duties and benefits of police liaison officers. Specifically, sec. 213.11(2) Stats., addresses eligibility for benefits. It provides:

(2) In case any member of policemen relief association shall cease to act with the police department of which he has been a member, after five years of service, he shall continue to enjoy all the advantages and benefits of the association as long as he complies with the rules, regulations and by-laws of the same and pays his dues, unless the connection of such person with said department was discontinued for the good of the service; provided, that all persons becoming members of such policemen relief association on and after the first day

of May, 1899, shall not be entitled to any of the advantages and benefits of such association from and after the time when they ceased to be active members of such police department of any city aforesaid, unless such member cease to be active by reason of having been retired from active service on a pension or annuity.
[Emphasis added].

The issue of eligibility to hold office within the relief association is addressed in sec. 213.11(5), Stats., which provides in relevant part:

(5) . . . No person shall be elected to or hold any office in any such corporation unless he be in the active employment of the police department of the city to which sec. 213.11 of the statutes becomes effective, and if his employment with such city shall be terminated while holding the office of trustee or any other office of such corporation, his term of office shall thereupon be terminated, and the members of such corporation as shall, by the by-laws, thereof be entitled to vote, shall forthwith elect his successor. [Emphasis added].

The common denominator in defining eligibility under both these sections is that the police officer be an "active" member of the police department.

The agreement between the City of Milwaukee and the Milwaukee Police Association, Local No. 21 I.U.P.A., AFL-CIO (MPA Contract) describes the status of police liaison officers with respect to the police department. Although covered by the MPA contract, the benefits of police liaison officers are strictly limited by the contract itself. Article 50, sec. 5, MPA Contract. Moreover, they specifically are relieved of all police powers and, most importantly, are actually "detached" from the police department and assigned to the City of Milwaukee

Mr. James Kwiecinski

3

August 6, 1992

Department of Employee Relations. Article 50, secs. 6 and 7, MPA Contract. Not only are the base salary and benefits of such officer placed under the administration of the City Labor Negotiator, so too are the hours of work and scheduling of vacation and holiday benefits. Article 50, sec. 10, MPA Contract. Significantly, the MPA contract unequivocally provides:

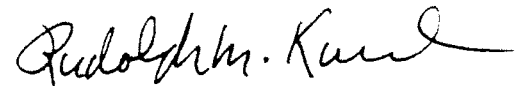
Police Liaison Officers shall be under the complete control, direction and supervision of the City Labor Negotiator and at all times remain employees of the City.

Article 50, sec. 11, MPA Contract.

The detached status of police liaison officers, directly specified in the MPA contract, together with the denial of contractual benefits extended to other police officers, elimination of all police powers and placement under the complete control of City Laborer Negotiator make it clear that such officers do not constitute "active" members as contemplated by Chapter 213, Stats., and the by-laws of the Policemen Relief Association. Accordingly, police liaison officers are neither eligible for the benefits of the Policemen's Relief Association, nor eligible to hold office in that association specifically reserved for active members.

If you have any further questions, feel free to contact this office.

Very truly yours,



GRANT F. LANGLEY
City Attorney

KATHRYN M. WEST
Assistant City Attorney

KMW:wk

Policemen Relief Association



POLICE ADMINISTRATION BUILDING • 749 WEST STATE STREET

Milwaukee, Wisconsin 53233

Bill Krueger
6543 W Fremont Pl
Milwaukee, WI 53219

July 19, 1993

Bill

Enclosed you will find a check issue in the amount of \$30 which is your dues amount for the year June 1993 thru May 1994. This amount is being returned due to a ruling by the City Attorney's Office, dated August 6, 1992. The portion affecting dues as stated in his opinion, reference to Chapter 213.11(2) Stats,

(2) In case any member of policemen relief association shall cease to act with the police department of which he has been a member, after five years of service, he shall continue to enjoy all the advantages and benefits of the association as long as he complies with the rules, regulations and by-laws of the same and pays his dues, unless the connection of such person with said department was discontinued for the good of the service; provided, that all persons becoming members of such policemen relief association on and after the first day of May, 1899, shall not be entitled to any of the advantages and benefits of such association from and after the time when they ceased to be active members of such police department of any city aforesaid, unless such member cease to be active by reason of having been retired from active service on a pension or annuity.

In addition since this question has come up, the executive board of the Policemen's Relief Association has taken steps to have the law changed to accommodate those affect at the present time. We will keep you informed as to when the law will change.

Further, if during the time between now and when the law is changed if your status, changes and you come back to the department or retire you will then be reinstated with no penalty.

Kevin Fitzgerald

Secretary
Policemen's Relief Assoc.

POLICEMEN RELIEF ASSOCIATION		4464
749 W. STATE ST. P. O. BOX 531 MILWAUKEE, WI 53201		July 19 19 93
PAY TO THE ORDER OF Bill Krueger		\$ 30.00
DOLLARS		
First Bank Milwaukee Member First Bank System First Bank (N.A.) 201 West Wisconsin Ave Milwaukee WI 53259	POLICEMEN RELIEF ASSOCIATION 	
FOR	93-94 Dues	
⑈004464⑈ ⑆075000⑆03⑆ 823 1215353⑈		

4464

POLICEMEN RELIEF ASSOCIATION

749 W. STATE ST.
P. O. BOX 531
MILWAUKEE, WI 53201

12-10
750

July 19 19 93

**DAY
TO FILE
ORDER OF**

Bill Krueger

135000705 1350 00 07-25-93 \$ 130,00

750 DOLLARS

DOLLARS



First Bank Milwaukee

Member First Bank System
First Bank (N.A.)
201 West Wisconsin Ave.
Milwaukee, WI 53259

POLICEMEN RELIEF ASSOCIATION

Handwritten signature: Edward J. ...

93-94 Dues

For

⑈004164⑈ ⑆075000103⑆ 823 1215353⑈ ⑆0000003000⑆

ENDORSE HERE

Seth Huegel
Acct. # 01P3010297

DO NOT WRITE, STAMP OR SIGN BELOW THIS LINE
RESERVED FOR FINANCIAL INSTITUTION USE *

→ 2750-7139-8 ←

BY ANY BANK

1818 SECURITY BANK 1818

JUL 23 1993

184 W. WISCONSIN AVE.
MILWAUKEE WI 53203
414-2...

⑆075000109⑈
⑆140000090⑈
⑆156000705⑈
⑆07425⑈
⑆2700200⑈

JY '93 24 PM

⑆075000109⑈
⑆140000090⑈
⑆156000705⑈

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check boxes for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery (Extra charge)

3. Article Addressed to: **Bill Kruegel
6543 W Fremont Pl
Milw, WI 53219**

4. Article Number **P 374-526-607**

Type of Service:
 Registered Insured
 Certified COD
 Express Mail Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Addressee *Bill Kruegel*

6. Signature - Agent

7. Date of Delivery

8. Addressee's address (requested and fee paid) **MILWAUKEE, WI 53219**

DOMESTIC RETURN RECEIPT

*U.S.G.P.O. 1989-238-815

US Form 3811, Apr. 1989

021551

ORIGINAL CERTIFICATE OF DEATH

STATE DEATH NO

Use of Print
Permanent
Black Ink
No Writings
or Erasures
Reserved for
Corrections &
Amendments

LOCAL FILE NUMBER: 021551

1. DECEDENT'S NAME: Bill Milton KRUEGER

2. SEX: M

3. SOC. SEC. NUMBER OF DECEDENT: 396 - 42 - 8938

4a. PRONOUNCED DEAD DATE: July 27, 1994

4b. HOUR: 12:53AM

5. BODY FOUND: Y N

6a. AGE: 49

7. DATE OF BIRTH: September 18, 1944

8a. COUNTY OF DEATH: Milwaukee

8b. CITY, VILL. TOWNSHIP: Wauwatosa

9. DEATH AT HOSPITAL: Hospital

10. OTHER PLACE: Other

11a. HOSPITAL (AND CAMPUS) OR NURSING HOME: John L. Doayne Hospital

11b. NURSING HOME LICENSE NO.

12. MARITAL STATUS: Married Never Married Divorced Widowed

13a. RESIDENCE - STATE: Wisconsin

13b. RESIDENCE - COUNTY: Milwaukee

13c. RESIDENCE - STREET CITY, VILLAGE, TOWNSHIP: 6543 W. Fremont Pl.

14a. NUMBER STREET: 6543 W. Fremont Pl.

14b. ZIP CODE: 53219

15. STATE OF BIRTH (Country if not in U.S.): Wisconsin

16. FATHER'S NAME: Wilfred Krueger

17. MOTHER'S NAME: Marion Wildermuth

18. RACE: White

19. HISPANIC ORIGIN? No

20. USUAL OCCUPATION (Do not enter "Retired"): Police Officer

20b. KIND OF BUSINESS / INDUSTRY: City of Milwaukee

21. SURVIVING SPOUSE (If wife, give birth surname, not married surname) (First, Middle, Last): Linda Stauffacher

22. DECEDENT EVER IN U.S. ARMED FORCES? YES NO

23. EDUCATION: High school completed (Specify in 23a)

24. INFORMANT'S NAME: Linda Krueger

25. PLACE OF DEPOSITION (place of cemetery, apartment, or other place): Arlington Park Cemetery

26. DATE SIGNED BY FUNERAL SERVICE LICENSEE: July 31, 1994

27. DATE RECEIVED FROM MED. CERT: August 2, 1994

28. FUNERAL SERVICE LICENSEE (or person acting as such): 3612

29. NAME AND MAILING ADDRESS OF FACILITY (Street and number, City, State, Zip): SCHAFF FUNERAL HOME, 5920 W. LINCOLN AVE., WEST ALLIS, WIS. 53219

30. DATE OF INQUIRY: July 27, 1994

31. HOUR OF INQUIRY: 11:07 A

32. MEDICAL CERTIFIER: CORONERIAL - On the basis of examination under investigation, in my opinion, death was pronounced as a consequence of: YES NO

33. DATE OF DEATH: July 27, 1994

34. MANNER OF DEATH: Natural Homicide Suicide Pending Unknown

35. PLACE OF INQUIRY (place, Street, Room no.): Intersection

36. DATE SIGNED (Date, Day, Yr): August 2, 1994

37. MAILING ADDRESS (Street, & Number, City, State, Zip): 933 W. Highland Ave., Milwaukee, WI 53233

38. MEDICAL CERTIFIER'S NAME: John R. Toggatz, M.D., Dep. Chief Med. Exam.

39. INTERVIEW BETWEEN DEATH AND DEATH: _____

40. PART II Other medical conditions resulting in death: SEIZURE DISORDER; HISTORY OF HYPOGLYCEMIA EPISODES

41. IMMEDIATE CAUSE: CRUSHING CHEST INJURIES

42. UNDERLYING CAUSE: AUTOMOBILE-TRUCK COLLISION

43. HOW CAUSED AS A CONSEQUENCE OF: DUE TO OR AS A CONSEQUENCE OF: THE DECEASED WAS THE DRIVER OF AN AUTOMOBILE WHICH STRUCK THE REAR OF A SEMI TRUCK

DOG. NO. 021551
FILED 08/04/1994
REGISTER OF DEEDS

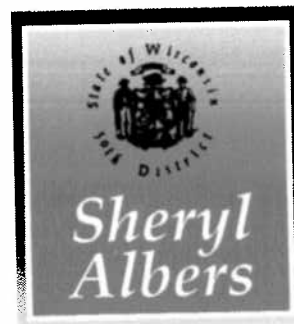
Witness my hand and official seal this AUG 4 1994
Walter R. Barczak
WALTER R. BARCZAK

Walter R. Barczak, Register of Deeds of Milwaukee County, hereby certifies that this is a true and correct copy of the original death record on file in this office.

REGISTER OF DEEDS
MILWAUKEE COUNTY
217860
SEAL

File AB779





March 8, 1996

Ronald Krawczyk
Policemen Relief Association
749 West State Street
Milwaukee, WI 53233

Mr. Krawczyk:

I am in receipt of your letter concerning changing the association's constitution and by-laws to allow liaison officers of the Milwaukee Police Association to run for the board of the Policemen Relief Association.

As of today, I am planning a committee vote on AB 779, in its original form, for Tuesday, March 12, 1996.

Thank you for your continued support of this legislation.

Sincerely,

Sheryl K. Albers
State Representative
50th Assembly District

Office: P.O. Box 8952 • State Capitol • Madison, WI 53708-8952 • (608) 266-8531
Message Hotline: (800) 362-9472

Home: S6896 Seeley Creek Rd. • Loganville, WI 53943 • (608) 727-5084

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with soy base ink.



MILWAUKEE POLICE DEPARTMENT

Policemen Relief Association



POLICE ADMINISTRATION BUILDING - 749 WEST STATE STREET

Milwaukee, Wisconsin 53233

Representative Sheryl Albers
P.O. Box 8952 State Capitol
Madison, WI 53708

Dear Representative:

In regards to your request for notification concerning the liaison officers of the MPA being given the opportunity to run for the board of the Policemen Relief Association, the present board of said association has agreed to change the constitution and by-laws to reflect this.

This change would allow all members on approved leave, including those holding liaison positions on the MPA board, to run for the board of the Policemen Relief Association.

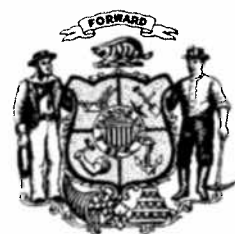
Sincerely,

A handwritten signature in cursive script that reads "Ronald Krawczyk".

Ronald Krawczyk
President
Policemen Relief Association



WISCONSIN STATE LEGISLATURE



DATE: March 15, 1996

BACKGROUND

The members of a city's police department comprise the city's police relief association. These associations provide relief to sick and disabled association members and their families. If a member, in good standing, at death leaves no one entitled to relief, the board of trustees of the association is empowered to pay the expenses of the last illness and funeral of the deceased. A member who is retired from active duty and on a pension or annuity can still receive the benefits provided by the association as long as the person has served for at least 5 years. The board of trustees of a police relief association are elected annually.

SUMMARY OF ASSEMBLY BILL 779

Assembly Bill 779 provides that the purpose of a police relief association is to provide death benefits to the beneficiaries of members of the association and their families, and to other persons as allowed in the association's constitution and bylaws. In addition, the bill provides ~~that members no longer on active duty who may continue to receive association benefits after at least 5 years service include, in addition to retired persons, those who are on a leave of absence for a purpose that is specified in the bylaws of the association and those who act as a liaison between the police department and the city.~~ Assembly Bill 779 also provides that the members of the board of trustees of the association are to be elected for terms that are specified in the bylaws of the association.

AMENDMENTS

As of the date of this summary, no amendments to Assembly Bill 779 have been introduced.

FISCAL EFFECT

An analysis of the fiscal effect of Assembly Bill 779 has not been performed.

PROS

- (1) Assembly Bill 779 limits the provided benefits to death benefits. Generally, the sick and disabled members of these

associations are covered by employer-provided health insurance and worker's compensation.

- (2) This bill expands benefit eligibility to include those who are on a leave of absence for a purpose specified in the association's bylaws and those serving as a police department liaison to the city.
- (3) This bill allows the individual associations to determine the length of board of terms, rather than having the term dictated by the state.

CONS

None apparent.

SUPPORTERS

At a public hearing held before the Assembly Committee on Insurance, Securities and Corporate Policy, Representative Krusick and members of the Milwaukee Police Relief Association appeared and testified in support of Assembly Bill 779.

Assembly Bill 779 was 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.

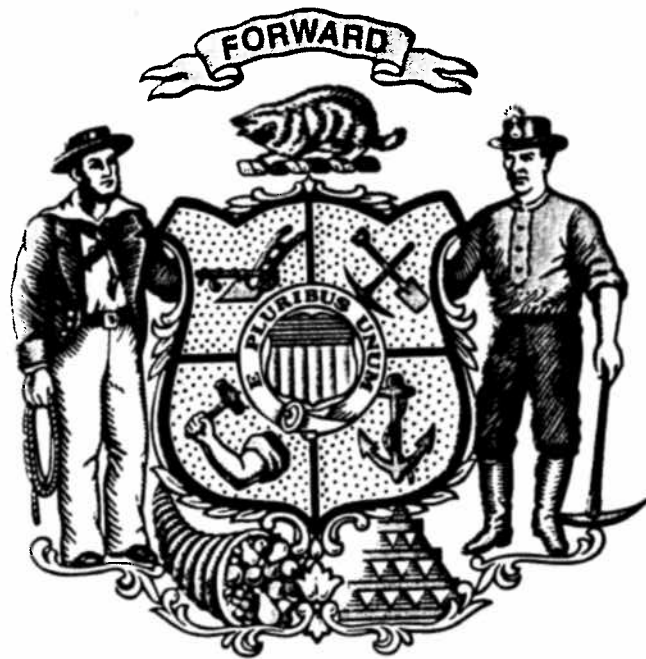
OPPOSITION

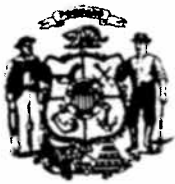
No one testified or registered in opposition to Assembly Bill 779.

LEGISLATIVE HISTORY

Assembly Bill 779 was introduced on January 9, 1996, and referred to the Assembly Committee on Insurance, Securities and Corporate Policy. A public hearing was held on February 8, 1996. In executive action taken on March 12, 1996, this committee recommended Assembly Bill 779 for passage on a vote of 12-0-1 (Representative Cullen absent).

CONTACT: R. J. Pirlot, ARC





**ASSEMBLY AMENDMENT,
TO 1995 ASSEMBLY BILL 779**

*Rebuttal - wage
policy -
Contract terms*

*Count battle
Members attach to
Contract liaison point com
3rd floor - Kelly base to be
15 premium + he did only
Benefit paid to spouse
7,000 + 15 premium -*

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 4, line 9: delete lines 9 and 10 and substitute: "ment of the city to which
3 this section becomes effective, ~~and if that person's employment with such city shall~~
4 ~~be terminated while holding or unless that person serves as a liaison between the~~
5 police department and the city. If the employment of a person who is in the active
6 employment of the police department is terminated while that person holds the office
7 of trustee or any".

8 **2.** Page 4, line 14: after that line insert:

9 **"SECTION 6m. Initial applicability.**

10 (1) The treatment of section 213.11 (1) of the statutes, the renumbering of
11 section 213.11 (2) of the statutes and the creation of section 213.11 (2) (b) and (c) of
12 the statutes first apply to deaths of association members occurring on July 1, 1994,
13 regardless of when the member ceased to be in the active employment of the police
14 department."

15 (END)

*John not
state taken*

Supreme Ct - retirement benefits should benefit
taking it from all state employees
contractual obligations
directing funds to those not in system -

have rights - that money belongs to all the people in the system -