



1997 ASSEMBLY BILL 465

July 31, 1997 - Introduced by Representatives KRUSICK, DOBYNS, GOETSCH, GREEN, GUNDERSON, HAHN, HANSON, HUEBSCH, JENSEN, KREUSER, MUSSER, NASS, PLALE, PORTER, STASKUNAS, SYKORA, TURNER, WALKER and L. YOUNG, cosponsored by Senators GROBSCHMIDT, FARROW, BRESKE and SCHULTZ. Referred to Committee on Urban and Local Affairs.

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:**
3 various 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 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, and only those association members who are in the active employment of the police department may be elected to the board of trustees.

This bill changes the purpose of a police relief association to that of providing death benefits to the beneficiaries of members of the association. The bill 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

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on a leave of absence for a purpose that is specified in the bylaws of the association and those who are serving as a liaison between the police department and the city in which the police department is located. The bill 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, rather than annually. In addition, members of the association who are no longer in the active employment of the police department because they are serving as liaisons between the police department and the city may be elected to the board of trustees.

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
4 association hereinafter mentioned, are constituted a body corporate in such city
5 under the name of "The ~~Policemen~~ Police Relief Association of the City of," for the
6 purpose of ~~giving relief to the sick and disabled~~ providing death benefits to the
7 beneficiaries of the members of such association and their families and to such other
8 persons as the constitution and bylaws of such association may provide. ~~Provided,~~
9 ~~that where a member in good standing at the time of the member's death leaves no~~
10 ~~one entitled to relief under the constitution and bylaws of said association, such~~
11 ~~board is empowered to pay the expenses of the last illness and funeral costs of said~~
12 ~~deceased member, the amount to be paid hereunder~~ in benefits to be limited to a sum
13 to be fixed by the 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 ~~police~~ police relief
17 association ~~shall cease~~ who, after at least 5 years of service, ceases to act with the
18 police department of which that person has been a member, ~~after five years of service,~~

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1 ~~the person~~ shall continue to enjoy all the advantages and benefits of the association
2 as long as the person complies with the rules, regulations and bylaws of the same and
3 pays dues, unless the connection of such person with said department was
4 discontinued for the good of the service; ~~provided, that all persons becoming~~
5 ~~members of such policemen relief association on and after the first day of May, 1899,~~
6 ~~shall not be entitled to any of the advantages and benefits of such association from~~
7 ~~and after the time when they cease to be active members of such police department~~
8 ~~of any city aforesaid, unless such member, and provided that the person ceases to be~~
9 ~~active in the active employment of the police department by reason of having been~~
10 ~~any of the following:~~

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

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

13 213.11 (2) (b) The person is on a leave of absence for a purpose that is specified
14 in the bylaws of the association.

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

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

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

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

24 213.11 (5) The control and disposal of the funds, property and estate and the
25 direction and management of all the concerns of such corporation, under such

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1 direction and restrictions as may be imposed by the bylaws thereof, shall be vested
2 in a board of trustees to consist of a president, vice president, treasurer, secretary and
3 executive committee of ~~three~~ 3, who shall be elected ~~annually~~ for such terms, at such
4 time and place and by such members of the corporation as ~~shall by the bylaws thereof~~
5 ~~be entitled to vote at such election of the corporation may provide~~; and such officers
6 so elected shall hold their respective offices ~~for one year and~~ until their successors
7 are elected and qualified; and such corporation may elect or appoint such other
8 officers and for such terms as its bylaws may prescribe. The officers of such
9 corporation shall give bonds for the faithful performance of their respective duties
10 when required so to do by the laws thereof. No person ~~shall~~ may be elected to or hold
11 any office in such corporation unless that person ~~be~~ is employed by the city to which
12 this section becomes effective and in the active employment of the police department
13 of the city ~~to which this section becomes effective, and if~~ or no longer in the active
14 employment of the police department because the person is serving as a liaison
15 between the police department and the city. If that person's employment with such
16 city ~~shall be~~ is terminated while holding the office of trustee or any other office of such
17 corporation, that person's term of office shall thereupon be terminated, and the
18 members of such corporation as ~~shall~~ are, by the bylaws thereof, ~~be~~ entitled to vote,
19 shall forthwith elect that person's successor in the manner prescribed by the
20 constitution and bylaws of the corporation.

21

(END)