

2021 - 2022 LEGISLATURE

2021 SENATE BILL 119

February 18, 2021 - Introduced by Senators WANGGAARD, DARLING, BRADLEY, COWLES, FEYEN, JACQUE, NASS, ROTH and TESTIN, cosponsored by Representatives SPIROS, SANFELIPPO, ARMSTRONG, BRANDTJEN, CABRAL-GUEVARA, HORLACHER, MAGNAFICI, MOSES, ROZAR and WICHGERS. Referred to Committee on Judiciary and Public Safety.

1 **AN ACT** *to amend* 79.035 (5); *to repeal and recreate* 79.035 (5); and *to create*
2 79.035 (9) of the statutes; **relating to:** decreasing shared revenue payments to
3 municipalities based on decreased funding for law enforcement officers.

Analysis by the Legislative Reference Bureau

Under this bill, if in any year a municipality decreases the amount of its municipal budget dedicated to hiring, training, and retaining law enforcement officers so that it is less than the amount dedicated to that purpose in the previous year, the municipality will receive a county and municipal aid payment that is reduced by the amount of that decrease. The bill provides that the amount of all such reductions will be distributed to the municipalities that did not reduce their law enforcement budgets in proportion to each municipality's share of the total amount of county and municipal aid payments. Furthermore, the amount of the reduced payment that the municipality receives becomes the amount of county and municipal aid that the municipality will receive in subsequent years.

The reductions under the bill do not apply to a municipality that transfers responsibility for providing law enforcement to another local unit of government or that enters into a cooperative agreement to share law enforcement responsibilities with another local unit of government.

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.** 79.035 (5) of the statutes is amended to read:
2 79.035 (5) Except as provided in subs. (6), (7), ~~and~~ (8), and (9) for the
3 distribution in 2013 and subsequent years, each county and municipality shall
4 receive a payment under this section that is equal to the amount of the payment
5 determined for the county or municipality under this section for 2012.

6 **SECTION 2.** 79.035 (5) of the statutes, as affected by 2019 Wisconsin Act 19,
7 section 18, and 2019 Wisconsin Act (this act), is repealed and recreated to read:

79.035 (5) Except as provided in subs. (7), (8), and (9) for the distribution in 2013 and subsequent years, each county and municipality shall receive a payment under this section that is equal to the amount of the payment determined for the county or municipality under this section for 2012.

SECTION 3. 79.035 (9) of the statutes is created to read:

79.035 (9) (a) For the distribution in 2021 and subsequent years, if in any year a municipality decreases the amount of its municipal budget dedicated to hiring, training, and retaining law enforcement officers, as defined in s. 165.85 (2) (c), so that the amount is less than the amount so dedicated in the previous year, the department of administration shall reduce the municipality's payment under this section by the amount of the decrease in the municipality's budget dedicated to hiring, training, and retaining law enforcement officers. The amount of the most recent reduced payment that the municipality receives under this paragraph shall be the amount of the municipality's payment under this section in subsequent years. This

subsection does not apply to a municipality that transfers responsibility for providing law enforcement to another local unit of government or that enters into a cooperative agreement to share law enforcement responsibilities with another local unit of government.

(b) The amount of all reductions under par. (a) in the year of distribution shall be distributed to the municipalities that are not subject to a reduction under par. (a) in proportion to their share of all payments under this section.

SECTION 4. Effective dates. This act takes effect on the day after publication, except as follows:

(1) The repeal and recreation of s. 79.035 (5) takes effect on June 30, 2036.

(END)