

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: **09/28/1999**

Received By: **nilsepe**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Runde**

This file may be shown to any legislator: **NO**

Drafter: **nilsepe**

May Contact:

Alt. Drafters:

Subject: **Transportation - highways
Transportation - mass transit**

Extra Copies:

Pre Topic:

LFB:.....Runde - 3.

Topic:

Local segregated transportation funds

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	nilsepe 09/29/1999	jgeller 09/29/1999		_____			
/1			kfollet 09/29/1999	_____	lrb_docadmin 09/29/1999		

FE Sent For:

<END>

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Assembly Amendment (AA-ASA1-AB133)

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/?	nilsepe 09/29/1999	lrb_editor 1 9/29 jlg	kjf 9/29	kjf/hmh 9/29			

FE Sent For:

<END>



Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

Date: 9/28/99

DELIVER TO: Paul Wilson

Addressee Fax #: 4-8522 Addressee Phone #: _____

of Pages, Including Cover: 2 Sender's Initials: _____

From: Al Rande

Message: Local Acts Language

48522

Delete item "d" in its entirety. Summary

Specify that the rules promulgated by DOT may not require a local government to do the following: (a) fund police costs through segregated local highway accounts; and (b) maintain separate checking accounts for the purposes of this provision, provided that the local government segregates revenues and expenditures for these purposes in the local government's bookkeeping system. Require DOT to consult with the Local Roads and Streets Council in promulgating these rules.

Change all references to "funds" in these provisions to "accounts."

7902

Effective 2001 aid payments
(request by Fred Ammerman 7/29 8:30 am)

change "local roads & streets council"
to reps. of local govts - use language from
proposed

TODAY

1999 - 2000 LEGISLATURE

LRBb18517

WFO - Fix request sheet

PEN

.....
1
JLG
+
Kmg

LFB:.....(A)Runde - 3, Local segregated transportation funds

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

1

At the locations indicated, amend the substitute amendment as follows:

2

(END)



1851/1

ARC:.....Dake - 303(1), Local segregated transportation accounts

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133



1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 971, line 10: after that line insert:

3 "SECTION 1849d. 85.20 (6m) of the statutes is created to read:

4 85.20 (6m) LOCAL SEGREGATED ~~FUND~~ ACCOUNT ^{ACCOUNT} REQUIRED. (a) Notwithstanding sub. (4m),

5 the department may not pay state aid under this section to an eligible applicant

6 unless the eligible applicant does all of the following:

7 1. Establishes and administers a separate segregated ~~fund~~ ^{account} from which moneys
8 may be used only for purposes related to a mass transit system.

9 2. Deposits in the ~~fund~~ ^{account} established under subd. 1. all of the following:

account

1 a. All moneys received from this state and from the federal government for a
2 mass transit system.

3 b. All local moneys required by this state, or by the federal government, to
4 match moneys described under subd. 2. a. ✓ as a condition of receiving or expending
5 those state or federal moneys.

6 c. All local moneys allocated for a mass transit system by the eligible applicant.

7 d. All moneys received from a local revenue source that is dedicated to a mass
8 transit system.

9 3. Achieves in the ~~fund~~ ^{account} established under subd. 1., during the year for which
10 aid is payable under this section, a balance of moneys that is at least equal to the
11 quotient determined under subd. 3. c. as follows:

12 a. Determine, for each of the preceding 5 years, the annual sum of deposits,
13 made by the eligible applicant, of moneys described in subd. 2. c.

14 b. Add the 3 lowest annual totals determined under subd. 3. a.

15 c. Divide the sum determined under subd. 3. b. by 3.

16 (b) If an eligible applicant does not meet the requirements under par. (a) at the
17 time that aid should be paid under this section, the department shall withhold the
18 aid payment until the eligible applicant meets the requirements under par. (a).
19 When the eligible applicant meets the requirements under par. (a), the department
20 shall pay the aid withheld under this paragraph, without interest, except that, if the
21 eligible applicant fails to meet the requirements under par. (a) within 180 days after
22 the time that the aid should be paid, that aid is forfeited and may not be paid to that
23 eligible applicant. Aid that is forfeited under this paragraph shall be counted under
24 this section as if the aid had been paid.

25 (c) The department shall promulgate rules implementing this subsection.

in consultation with the representatives appointed under
S. 86.303 ✓
(5) (am),

insert
2-25

1 **2.** Page 976, line 23: after that line insert:

2 “SECTION 1863md. 86.30 (11) of the statutes is created to read:

3 86.30 (11) LOCAL SEGREGATED ~~fund~~ ^{ACCOUNT} ^{← (S)} REQUIRED. (a) Notwithstanding sub. (2), the
4 department may not pay state aid under this section to a municipality or county
5 unless the municipality or county does all of the following:

6 1. Establishes and administers a separate segregated ~~fund~~ ^{account} from which moneys
7 may be used only for purposes related to local highways.

8 2. Deposits in the ~~fund~~ ^{account} established under subd. 1. all of the following:

9 a. All moneys received from this state and from the federal government for local
10 highway purposes.

11 b. All local moneys required by this state, or by the federal government, to
12 match moneys described under subd. 2. a. as a condition of receiving or expending
13 those state or federal moneys.

14 c. All local moneys allocated for local highway purposes by the local governing
15 body.

16 d. All moneys received from a local revenue source that is dedicated to local
17 highways.

18 3. Achieves in the ~~fund~~ ^{account} established under subd. 1., during the year for which
19 aid is payable under this section, a balance of moneys that is at least equal to the
20 quotient determined under subd. 3. c. as follows:

21 a. Determine, for each of the preceding 5 years, the annual sum of deposits,
22 made by the municipality or county, of moneys described in subd. 2. c.

23 b. Add the 3 lowest annual totals determined under subd. 3. a.

24 c. Divide the sum determined under subd. 3. b. by 3.

1 (b) If a municipality or county does not meet the requirements under par. (a)
 2 at the time that aid should be paid under this section, the department shall withhold
 3 the aid payment until the municipality or county meets the requirements under par.
 4 (a). When the municipality or county meets the requirements under par. (a), the
 5 department shall pay the aid withheld under this paragraph, without interest,
 6 except that, if the municipality or county fails to meet the requirements under par.
 7 (a) within 180 days after the time that the aid should be paid, that aid is forfeited and
 8 may not be paid to that municipality or county. Aid that is forfeited under this
 9 paragraph shall be counted under sub. (2) as if the aid had been paid.

✓
 insert
 2-25

(c) The department ^{in consultation with the representatives appointed under} shall promulgate rules implementing this subsection. ^{S. 86.303}
 (s)(am)

3. Page 1601, line 20: after that line insert:

"(4t) LOCAL SEGREGATED ~~ACCOUNT~~ ACCOUNT ← (CS)

12 (a) The treatment of section 86.30 (11) (a) (intro.) and (b) of the statutes first
 13 applies to aids payable under section 86.30 of the statutes, as affected by this act, for
 14 calendar year ~~2000~~ 2001

15 (b) The treatment of section 86.30 (11) (a) 2. of the statutes first applies to
 16 moneys received or allocated for local highway purposes on January 1, ~~2000~~ 2001

17 (c) The treatment of section 85.20 (6m) (a) (intro.) and (b) of the statutes first
 18 applies to aids payable for calendar year ~~2000~~ 2001 under a contract under section 85.20
 19 of the statutes.
 20

21 (d) The treatment of section 85.20 (6m) (a) 2. of the statutes first applies to
 22 moneys received or allocated for a mass transit system, as defined in section 85.20
 23 (1) (e) of the statutes, on January 1, ~~2000~~ 2001.

(END)

24

insert
2-25
(use
twice)

(NO #) The department may not require any eligible applicant to do any of the following =

1. Pay expenses related to law enforcement using moneys from an ~~new~~ account established under this subsection.

2. Maintain separate checking accounts to implement this subsection, if the eligible applicant implements this subsection by segregating revenues and expenditures described in this subsection in the eligible applicant's [✓] bookkeeping system.

(end insert)



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb1851/1
PEN:jlg&kmg:kjf

LFB:.....Runde - 3, Local segregated transportation funds

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 971, line 10: after that line insert:

3 **"SECTION 1849d.** 85.20 (6m) of the statutes is created to read:

4 85.20 (**6m**) LOCAL SEGREGATED ACCOUNT REQUIRED. (a) Notwithstanding sub.

5 (4m), the department may not pay state aid under this section to an eligible applicant

6 unless the eligible applicant does all of the following:

7 1. Establishes and administers a separate segregated account from which
8 moneys may be used only for purposes related to a mass transit system.

9 2. Deposits in the account established under subd. 1. all of the following:

1 a. All moneys received from this state and from the federal government for a
2 mass transit system.

3 b. All local moneys required by this state, or by the federal government, to
4 match moneys described under subd. 2. a. as a condition of receiving or expending
5 those state or federal moneys.

6 c. All local moneys allocated for a mass transit system by the eligible applicant.

7 d. All moneys received from a local revenue source that is dedicated to a mass
8 transit system.

9 (b) If an eligible applicant does not meet the requirements under par. (a) at the
10 time that aid should be paid under this section, the department shall withhold the
11 aid payment until the eligible applicant meets the requirements under par. (a).
12 When the eligible applicant meets the requirements under par. (a), the department
13 shall pay the aid withheld under this paragraph, without interest, except that, if the
14 eligible applicant fails to meet the requirements under par. (a) within 180 days after
15 the time that the aid should be paid, that aid is forfeited and may not be paid to that
16 eligible applicant. Aid that is forfeited under this paragraph shall be counted under
17 this section as if the aid had been paid.

18 (c) The department, in consultation with the representatives appointed under
19 s. 86.303 (5) (am), shall promulgate rules implementing this subsection. The
20 department may not require any eligible applicant to do any of the following:

21 1. Pay expenses related to law enforcement using moneys from an account
22 established under this subsection.

23 2. Maintain separate checking accounts to implement this subsection, if the
24 eligible applicant implements this subsection by segregating revenues and

1 expenditures described in this subsection in the eligible applicant's bookkeeping
2 system.".

3 **2.** Page 976, line 23: after that line insert:

4 **"SECTION 1863md.** 86.30 (11) of the statutes is created to read:

5 86.30 (11) LOCAL SEGREGATED ACCOUNT REQUIRED. (a) Notwithstanding sub. (2),
6 the department may not pay state aid under this section to a municipality or county
7 unless the municipality or county does all of the following:

8 1. Establishes and administers a separate segregated account from which
9 moneys may be used only for purposes related to local highways.

10 2. Deposits in the account established under subd. 1. all of the following:

11 a. All moneys received from this state and from the federal government for local
12 highway purposes.

13 b. All local moneys required by this state, or by the federal government, to
14 match moneys described under subd. 2. a. as a condition of receiving or expending
15 those state or federal moneys.

16 c. All local moneys allocated for local highway purposes by the local governing
17 body.

18 d. All moneys received from a local revenue source that is dedicated to local
19 highways.

20 (b) If a municipality or county does not meet the requirements under par. (a)
21 at the time that aid should be paid under this section, the department shall withhold
22 the aid payment until the municipality or county meets the requirements under par.

23 (a). When the municipality or county meets the requirements under par. (a), the
24 department shall pay the aid withheld under this paragraph, without interest,

1 except that, if the municipality or county fails to meet the requirements under par.
2 (a) within 180 days after the time that the aid should be paid, that aid is forfeited and
3 may not be paid to that municipality or county. Aid that is forfeited under this
4 paragraph shall be counted under sub. (2) as if the aid had been paid.

5 (c) The department, in consultation with the representatives appointed under
6 s. 86.303 (5) (am), shall promulgate rules implementing this subsection. The
7 department may not require any eligible applicant to do any of the following:

8 1. Pay expenses related to law enforcement using moneys from an account
9 established under this subsection.

10 2. Maintain separate checking accounts to implement this subsection, if the
11 eligible applicant implements this subsection by segregating revenues and
12 expenditures described in this subsection in the eligible applicant's bookkeeping
13 system."

14 **3.** Page 1601, line 20: after that line insert:

15 "(4t) LOCAL SEGREGATED ACCOUNT.

16 (a) The treatment of section 86.30 (11) (a) (intro.) and (b) of the statutes first
17 applies to aids payable under section 86.30 of the statutes, as affected by this act, for
18 calendar year 2001.

19 (b) The treatment of section 86.30 (11) (a) 2. of the statutes first applies to
20 moneys received or allocated for local highway purposes on January 1, 2001.

21 (c) The treatment of section 85.20 (6m) (a) (intro.) and (b) of the statutes first
22 applies to aids payable for calendar year 2001 under a contract under section 85.20
23 of the statutes.

