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**CR 03-007**

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The Wisconsin Department of Transportation proposes an order to amend TRANS 2.015(1) and (2m)(intro.), 2.04(2) to (4), 2.045, 2.05(1)(intro.) to (c), (2) and (3), 2.055(7) and (9), 2.06(1)(b), (2)(a)1. and 2., (b)1. to 3., (c)1. to 4. (d)1. and 2., and (3), and 2.10(1)(b)1., 2. and 5., relating to the elderly and disabled transportation capital assistance program

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**REPORT OF THE DEPARTMENT OF TRANSPORTATION  
ON THE FINAL RULE DRAFT**

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This report is submitted to the presiding officers of the Senate and Assembly for referral to the appropriate standing committees. The report consists of the following parts:

Part 1--Analysis prepared by the Department of Transportation.

Part 2--Rule text in final draft form.

Part 3--Recommendations of the Legislative Council.

Part 4--Analysis prepared pursuant to the provisions of s. 227.19(3), Stats.

Submitted by:



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**JOE MAASSEN**  
Assistant General Counsel  
Office of General Counsel  
Department of Transportation  
Room 115-B, Hill Farms State  
Transportation Building  
P. O. Box 7910  
Madison, WI 53707-7910  
(608) 266-8810

**PART 1**  
**Analysis Prepared by the Wisconsin Department of Transportation**

**STATUTORY AUTHORITY:** ss. 85.16(1), 85.22(3)(h) and 227.11(2), Stats.

**STATUTES INTERPRETED:** s. 85.22, Stats.

**General Summary of Proposed Rule.** Chapter Trans 2 establishes the Department's administrative interpretation of s. 85.22, Stats., including the administration of assistance under the federal sec. 5310 program (formerly sec. 16), and prescribes administrative policies and procedures for implementing the elderly and disabled transportation capital assistance program authorized under 85.22, Stats. The purpose of this rule making is to clarify existing provisions of the rule as well as incorporate changes to reflect current program policy and conditions and improve program administrative procedures.

This proposed rule:

Changes the grant cycle from a one-year cycle to a two-year cycle. This streamlines the program generating both a time and cost saving to both the Department and our grantees.

Attempts to assure that applicants will not duplicate existing services regardless of how they are funded.

Clarifies that application materials are sent to the Department as we plan to have applications materials come directly to the central office rather than the districts to further streamline the process. The exact location will be printed in the application.

Provides the Department with flexibility in assigning point values to the application questions. By doing this the Department will be able to adjust the importance of the criteria based on current transportation needs and trends getting the best possible candidates for today's market. All criteria and point values will continue to be printed in the application so the applicant knows in advance the weight of each question.

Other amendments include minor language changes.

**Fiscal Effect.** No fiscal impact is anticipated from the promulgation of this proposed rule. It is hoped that the Department will be able to get better vehicle prices by buying larger quantities – thus stretching program dollars.

**Copies of Proposed Rule.** Copies of the rule may be obtained upon request, without cost, by writing to Diane Poole, Department of Transportation, Bureau of Transit and Local Roads, Room 951, P. O. Box 7913, Madison, WI 53707-7913, or by calling (608) 266-0189. Hearing-impaired individuals may contact the Department using TDD (608) 266-3351. Alternate formats of the proposed rule will be provided to individuals at their request.

**PART 2**  
**TEXT OF PROPOSED RULE**

Under the authority vested in the state of Wisconsin, department of transportation, by ss. 85.15(1), 85.22(3)(h) and 227.11(2), Stats., the department of transportation hereby proposes to amend a rule interpreting s. 85.22, Stats., relating to the elderly and disabled transportation capital assistance program.

**SECTION 1.** Trans 2.015(1) and (2m)(intro.) are amended to read:

Trans 2.015(1) "Application deadline" is the first Monday in February in even numbered years.

(2m)(intro.) "Eligible applicant" means any applicant that meets eligibility requirements for assistance under the federal sec. ~~46~~ 5310 program and is one of the following:

**SECTION 2.** Trans 2.04(2) to (4) are amended to read:

Trans 2.04(2) Include in its application evidence that the proposed project will not duplicate other services provided under ~~s. 85.21, Stats.;~~

(3) Demonstrate how the proposed project will be integrated with specialized transportation services provided by public transit systems, ~~and previous other~~ federal sec. 5310 program grantees and other transit agencies located within the applicant's service area; and

(4) Include in its application evidence that the transportation service proposed for the general elderly and disabled public was designed with the cooperation of the appropriate county agencies, ~~such as committees or commissions on aging and boards created under ss. 51.42 and 51.437, Stats.~~

**SECTION 3.** Trans 2.045 is amended to read:

**Trans 2.045 Private provider participation.** Every application shall include evidence that all other transportation providers in the applicant's service area have been afforded an opportunity to comment on the service which an applicant proposes to furnish with the vehicles to be purchased with assistance under this chapter. ~~In each case where an applicant provides this opportunity to other transportation providers, the~~ This evidence shall include copies of all correspondence between the applicant and other transportation providers, except that the evidence shall include one copy of the notice required under s. Trans 2.05(1)(d) and a certified list of all other transportation providers to which the notice was mailed rather than copies of all the notices actually mailed. The department may reject an application for failure to comply with this requirement.

**SECTION 4.** Trans 2.05(1)(intro.) to (c), (2) and (3) are amended to read:

Trans 2.05(1)(intro.) Each application for capital assistance under this chapter shall be considered valid only during the annual program cycle in which it is submitted. Except as provided in s. Trans 2.06(3), an applicant for capital assistance shall prepare an application ~~within 120 days prior to the application deadline~~ according to the following schedule:

(a) On or before the first Monday in February in even numbered years, the applicant shall submit its completed application to the department.

(b) Not less than 70 days before the application deadline, the applicant shall cause to be published a "Notice to Transportation Providers" in newspapers likely to give notice in the planned service area of the applicant. The notice shall include the applicant's name; the address and phone number of a contact person; a short

description of the equipment for which the applicant is applying for a capital grant and the applicant's proposed service area.

(c) Not less than 70 days before the application deadline, the applicant shall submit its completed proposed transportation schedule and budget and shall submit a list of all other transportation providers operating within the applicant's service area to the appropriate department district office.

(2) The department shall may not grant to any applicant except those permitted under s. Trans 2.06(3) an extension or waiver of any deadline specified above in sub.

(1).

(3) At the same time that an applicant submits the original manuscript of its application to the department, it shall also submit copies for review and comment to the department's appropriate district office and to the appropriate intergovernmental review agency in accordance with Presidential Executive Order E. O. 12372. It shall also send a letter offering to submit copies for review and comment to the appropriate area agency on aging, and to the appropriate department of health and family services' division of strategic finance's area office. In order to be considered by the department, comments from these agencies must be submitted to the department's appropriate district office department within 30 days following submission of the application to the department. The department shall give appropriate consideration to review comments.

**SECTION 5.** Trans 2.055(7) and (9) are amended to read:

Trans 2.055(7) In conducting its review, the department may request interested parties to provide additional written information.- The failure of any interested party to provide information requested by the department, or to cooperate with the department in

its review, may result in dismissal of a request for review or denial of an application for capital assistance.

(9) The decision of the director of the bureau of transit and local roads shall be the final decision of the department and ~~may~~ is not be subject ~~to~~ to further appeals or judicial review.

**SECTION 6.** Trans 2.06(1)(b), (2)(a)1. and 2., (b)1. to 3., (c)1. to 4., (d)1. and 2. and (3) are amended to read:

Trans 2.06(1)(b) Using the evaluation criteria, point scores will be assigned to each application. A minimum score of ~~100 points (of a possible 270)~~ is shall be required for funding consideration.

(2)(a)1. Evidence of written agreements with other agencies to supply or receive transportation (~~0-30 points~~); and

2. Evidence that the applicant agency is willing to structure its activities in order to effect coordinated transportation (~~0-45 points~~).

(b)1. A capability to provide such service within the project area (~~0-15 points~~);

2. The development of a reasonable schedule of service to these nonclient individuals (~~0-30 points~~); and

3. Evidence of a financial plan by which to provide this service (~~0-30 points~~).

(c)1. Estimate of elderly and disabled population and sources or methodology used to derive the figure (~~0-15 points~~).

2. Percentage of the elderly and disabled population in need of service and the methodology used to arrive at the percentage (~~0-15 points~~).

3. The percentage of the elderly and disabled population which the applicant proposes to serve and how that percentage was derived (~~0-15~~).

4. How applicant's proposed service will meet the identified needs of the elderly and disabled population (0-30 points).

(d)1. Evidence of financial capabilities of the applicant in assuring that adequate operating funds will be available to support the proposed project objectives (0-15 points).

2. Evidence of managerial capabilities of the applicant in assuring that adequate personnel, experience, training, safety and other practices will be available to support the project objectives. Applicant experience with previous capital assistance under this chapter may be considered (0-30 points).

(3) If available state and federal aids exceed the amount requested by applications receiving scores at or above the minimum specified in sub. (1), the department may accept for evaluation and funding consideration additional applications or revised applications for the remaining aids. The department may waive the schedule specified in s. Trans 2.05(1) and establish alternative deadlines as it determines to be appropriate for applications submitted under this subsection.

**SECTION 7.** Trans 2.10(1)(b)1., 2. and 5. are amended to read:

Trans 2.10(1)(b)1. Monitor the expenditures of transportation funds being expended on transportation services for the elderly and disabled in the service areas area;

2. Review passenger transportation plans for the service areas area;


5. Act as an informational resource for local transportation providers regarding the requirements of the Americans with disabilities act Disabilities Act of 1990, 42 USC 12101 et seq.; and

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(END OF RULE TEXT)

**Effective Date.** This rule shall take effect on the first day of the month following publication in the Wisconsin Administrative Register as provided in s. 227.22(2)(intro.), Stats.

Signed at Madison, Wisconsin, this 23<sup>rd</sup> day of  
May, 2003.

  
FRANK J. BUSALACCHI  
Secretary  
Wisconsin Department of Transportation





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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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**Ronald Sklansky**  
*Clearinghouse Director*

**Terry C. Anderson**  
*Legislative Council Director*

**Richard Sweet**  
*Clearinghouse Assistant Director*

**Laura D. Rose**  
*Legislative Council Deputy Director*

### PART 3 CLEARINGHOUSE REPORT TO AGENCY

[THIS REPORT HAS BEEN PREPARED PURSUANT TO S. 227.15, STATS. THIS IS A REPORT ON A RULE AS ORIGINALLY PROPOSED BY THE AGENCY; THE REPORT MAY NOT REFLECT THE FINAL CONTENT OF THE RULE IN FINAL DRAFT FORM AS IT WILL BE SUBMITTED TO THE LEGISLATURE. THIS REPORT CONSTITUTES A REVIEW OF, BUT NOT APPROVAL OR DISAPPROVAL OF, THE SUBSTANTIVE CONTENT AND TECHNICAL ACCURACY OF THE RULE.]

#### CLEARINGHOUSE RULE **03-007**

AN ORDER to amend TRANS 2.015 (1) and (2m) (intro.), 2.04 (2) to (4), 2.045, 2.05 (1) (intro.) to (c), (2) and (3), 2.055 (7) and (9), 2.06 (1) (b), (2) (a) 1. and 2., (b) 1. to 3., (c) 1. to 4., (d) 1. and 2. and (3) and 2.10 (1) (b) 1., 2. and 5, relating to the elderly and disabled transportation capital assistance program.

Submitted by **DEPARTMENT OF TRANSPORTATION**

01-31-2003 RECEIVED BY LEGISLATIVE COUNCIL.

02-18-2003 REPORT SENT TO AGENCY.

RS:PGC

**LEGISLATIVE COUNCIL RULES CLEARINGHOUSE REPORT**

This rule has been reviewed by the Rules Clearinghouse. Based on that review, comments are reported as noted below:

1. STATUTORY AUTHORITY [s. 227.15 (2) (a)]

Comment Attached YES  NO

2. FORM, STYLE AND PLACEMENT IN ADMINISTRATIVE CODE [s. 227.15 (2) (c)]

Comment Attached YES  NO

3. CONFLICT WITH OR DUPLICATION OF EXISTING RULES [s. 227.15 (2) (d)]

Comment Attached YES  NO

4. ADEQUACY OF REFERENCES TO RELATED STATUTES, RULES AND FORMS [s. 227.15 (2) (e)]

Comment Attached YES  NO

5. CLARITY, GRAMMAR, PUNCTUATION AND USE OF PLAIN LANGUAGE [s. 227.15 (2) (f)]

Comment Attached YES  NO

6. POTENTIAL CONFLICTS WITH, AND COMPARABILITY TO, RELATED FEDERAL REGULATIONS [s. 227.15 (2) (g)]

Comment Attached YES  NO

7. COMPLIANCE WITH PERMIT ACTION DEADLINE REQUIREMENTS [s. 227.15 (2) (h)]

Comment Attached YES  NO



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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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Ronald Sklansky  
Clearinghouse Director

Richard Sweet  
Clearinghouse Assistant Director

Terry C. Anderson  
Legislative Council Director

Laura D. Rose  
Legislative Council Deputy Director

### CLEARINGHOUSE RULE 03-007

#### Comments

**[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 2002.]**

#### 1. Statutory Authority

In s. Trans 2.06 (1) (b), (2) (a) 1. and 2., (b) 1. to 3., (c) 1. to 4., (d) 1. and 2. and (3), point values for specific evaluation criteria and minimum scores for funding consideration are deleted. Regardless of whether all criteria and point values will continue to be printed in the application, these point values are policy determinations and therefore should be specified in the rule. If modifications to these point values or minimum scores are sought in the future, it should be done through the administrative rule process.

#### 2. Form, Style and Placement in Administrative Code

a. In the analysis, the first section of the statutes listed in the statement of statutory authority should be s. 85.16 (1), Stats.

b. In s. Trans 2.04 (3), the phrase “~~and previous federal other~~” should be replaced by the phrase “~~and previous other federal~~.” The term “federal sec. 5310 program” is defined in s. Trans 2.015 (3).

c. In s. Trans 2.055 (9), the phrase “may not be” should be amended to read “is not.”

**PART 4**  
CR 03-007

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ANALYSIS OF FINAL DRAFT OF TRANS 2

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(a) **Need for Amended Rule.** Ch. Trans 2 relates to the elderly and disabled transportation capital assistance program which outlines a one-year grant program cycle. This rule making amends the rule by changing the Section 5310 grant cycle from a one-year to a two-year cycle. By streamlining this program, the Department will be able to generate both time and cost savings to both the Department and its grantees (private non-profit transportation providers or, in some cases, local public bodies). It will eliminate the need to submit applications each year; be able to purchase vehicles at a better price as we can order a larger quantity at one time; and be able to adjust the importance of application criteria based on current transportation needs getting the best possible candidates for today's market.

(b) **Modifications as a Result of Testimony at Public Hearing.** The hearing was held in Madison on March 4, 2003. No modifications were made to the proposed rule as a result of testimony at the public hearing.

(c) **List of Persons who Appeared or Registered at Public Hearing.** The following persons appeared/registered at the hearing:

Robert Sumenek, Transportation Coordinator, Independent Living, Inc., 815 Forward Drive, Madison, WI 53711. Mr. Sumenek spoke both in favor and in opposition to the rule. He was in favor because it would save applicants and the Department time (allowing DOT to do more valuable site visits). He was in opposition because they would have to project vehicles needs over a longer period of time. Mr. Sumenek also stated that he thought the grant application point system should be tailored to the location of the grantee in the state.

Tracy Harrington, Operations Manager, Goodwill Industries, 6055 North 91<sup>st</sup> Street, Milwaukee, WI 53225. Ms. Harrington spoke for information on the rule. She did express a concern in predicting changes in the population they serve. If there were a significant change, it would be hard for them to step in quickly to fill the need (with more vehicles) with a two-year grant cycle.

Laura Stoffel, Fund Development Manager, Elder Care of Dane County, 2802 International Lane, Madison, WI 53704. Ms. Stoffel spoke for information on the rule. She was in favor of the rule change from her perspective as a grant writer. The change in the point system would allow us to effectively use federal funds and vehicles.

Jim Brown, Manager, Wheels of Independence, 2703 Industrial Street, Wisconsin Rapids, WI 54495. Mr. Brown registered both in favor of the rule and for information purposes.

The written comment period was held open until close of business on March 14, 2003 to permit the submission of comments from persons unable to attend the public hearing. Written comments were received from:

Paul Rice, President, Community Industries Corporation, 41 Park Ridge Drive, Stevens Point, WI 54481—wrote in support of the rule.

Ed Rappe, Chairperson, Transportation Coordinating Committee, Aging Resource Center, Manitowoc County Office Complex, 4319 Expo Drive, P. O. Box 935, Manitowoc, WI 54221-0935—wrote in support of the rule.

(d) **Response to Legislative Council Recommendations.** The Legislative Council comments are addressed below:

1. **Statutory Authority.** This comment was not adopted based on the following:

a. Point values for each section are clearly indicated in the application so that the applicant knows the value of each section. Additionally, the Department believes point values are not specifically policy determinations. Instead they are an application of policy.

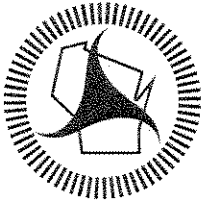
b. A blank application evaluation form (used by reviewers to score applications) is included in the application. The applicant clearly knows the point value of each section and the scoring criteria based on this form;

c. The point values would only be changed after the completion of a grant cycle, not during the current cycle. Thus the points and scoring criteria are always what is stated in the application; and

d. If the Department finds it needs to emphasize certain areas in subsequent grant cycles, it currently does not have the flexibility to adjust on an annual and timely basis. For example, the General Accounting Office recently contacted the Department to find out how it is coordinating specialized transportation with DHFS services. If the Department is mandated on a federal level to increase coordination, it will want its grantees to increase and demonstrate coordination at the local level, thus emphasize that area in the grant application.

2. **Form, Style and Placement in Administrative Code.** All three of the Legislative Council comments in this section have been incorporated into the proposed rule.

(e) **Final Regulatory Flexibility Analysis.** This proposed rule has no significant impact on small businesses.



## Wisconsin Department of Transportation

www.dot.wisconsin.gov

Jim Doyle  
Governor

Frank J. Busalacchi  
Secretary

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The Honorable Alan Lasee  
President, Wisconsin State Senate  
Room 219 South, State Capitol  
Madison, Wisconsin 53707

May 23, 2003

The Honorable John Gard  
Speaker, Wisconsin State Assembly  
Room 215 West, State Capitol  
Madison, Wisconsin 53707

RE: Proposed Administrative Rule **TRANS 2**  
Notification of Legislative Standing Committees  
**CLEARINGHOUSE RULE 03-007**

Gentlemen:

Enclosed is a copy of Clearinghouse Rule **03-007**, relating to the **elderly and disabled transportation capital assistance program**. The rule is submitted to you for referral to the appropriate standing committees.

Sincerely,

A handwritten signature in cursive script that reads "Julie A. Johnson".

Julie A. Johnson  
Paralegal

JAJ/dim

Enclosure

cc: Gary Poulson/Senator Joseph Leibham/Representative Glenn Grothman/  
Mark Wolfgram/Diane Poole

## Lindstedt, Daniel

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**From:** Lindstedt, Daniel  
**Sent:** Monday, June 09, 2003 9:30 AM  
**To:** Sen.Breske; Kedzie, Neal; Leibham, Joseph; Meyer, Mark; Sen.Breske; Sen.Kanavas; Sen.Kedzie; Sen.Leibham; Sen.Meyer  
**Cc:** Lindstedt, Daniel; Natzke, Ryan; Phillips, Matt; Piliouras, Elizabeth; Shepherd, Jeremy; Lovell, David; Salm, Don  
**Subject:** Senate Committee on Transportation and Information Infrastructure - Receipt of Rule 03-007

**PLEASE OPEN THE ATTACHED WORD DOCUMENT TO REVIEW THE NOTICE FOR RECEIPT OF: CLEARINGHOUSE RULE 03-007 (CR 03-007).**



CR 03-007 notice,  
DKL, 6.9.03....

**Daniel K. Lindstedt**  
**Clerk, Senate Committee on Transportation and Information Infrastructure**  
**Office of State Senator Joseph K. Leibham**  
**(608) 266-2056**

<b>Tracking:</b>	<b>Recipient</b>	<b>Delivery</b>	<b>Read</b>
	Sen.Breske	Delivered: 06/09/2003 9:30 AM	Read: 06/09/2003 9:39 AM
	Kedzie, Neal	Delivered: 06/09/2003 9:30 AM	
	Leibham, Joseph	Delivered: 06/09/2003 9:30 AM	Read: 06/09/2003 9:59 AM
	Meyer, Mark	Delivered: 06/09/2003 9:30 AM	
	Sen.Breske	Failed: 06/09/2003 9:30 AM	
	Sen.Kanavas	Delivered: 06/09/2003 9:30 AM	Read: 06/09/2003 9:48 AM
	Sen.Kedzie	Delivered: 06/09/2003 9:30 AM	
	Sen.Leibham	Delivered: 06/09/2003 9:30 AM	
	Sen.Meyer	Delivered: 06/09/2003 9:30 AM	
	Lindstedt, Daniel	Delivered: 06/09/2003 9:30 AM	
	Natzke, Ryan	Delivered: 06/09/2003 9:30 AM	
	Phillips, Matt	Delivered: 06/09/2003 9:30 AM	
	Piliouras, Elizabeth	Delivered: 06/09/2003 9:30 AM	
	Shepherd, Jeremy	Delivered: 06/09/2003 9:30 AM	Read: 06/09/2003 9:34 AM
	Lovell, David	Delivered: 06/09/2003 9:30 AM	
	Salm, Don	Delivered: 06/09/2003 9:30 AM	
	Ottman, Tad	Delivered: 06/09/2003 9:30 AM	Read: 06/09/2003 9:30 AM
	Anthony-Jr, Ruben	Delivered: 06/09/2003 9:31 AM	Read: 06/09/2003 10:26 AM
	Busalacchi, Frank	Delivered: 06/09/2003 9:31 AM	
	Himsel, Linda	Delivered: 06/09/2003 9:31 AM	Read: 06/09/2003 9:53 AM
	Klein, Rose	Delivered: 06/09/2003 9:31 AM	Read: 06/09/2003 1:03 PM
	Romanski, Randy	Delivered: 06/09/2003 9:31 AM	Read: 06/09/2003 1:52 PM
	'Allison Busster (WI Counties Association)'		
	'Amy Boyer (The Hamilton Consulting Group)'		
	'Barb Thome (CWAG)'		

Recipient	Delivery	Read
'Bill Broydrick (Broydrick & Associates)'		
'Bill Esbeck (WI State Telecommunications Association)'		
'Bill McCoshen (Capitol Consultants/Wimmer & Company)'		
'Bob Bartlett (Petroleum Marketers Assoc. of WI/WI Assoc. of Convenience Stores)'		
'Bob Cook (Transportation Development Association, TDA)'		
'Brian Dake (Michael Best & Friedrich)'		
'Bryan Mowry (American Heart Association)'		
'Casy Perry (WI Troopers Association)'		
'Chet Gerlach (Chet Gerlach)'		
'Chris LaRowe (WI State Telecommunications Association)'		
'Cindi Broydrick (Broydrick & Associates)'		
'Craig Thompson (WI Counties Association)'		
'Daniel R. Thompson (League of Municipalities)'		
'David Sleeter (Rock County)'		
'Dick Bohling (Verizon)'		
'Ed Huck (Alliance of Cities)'		
'Eric Petersen (Capitol Consultants/Wimmer & Company)'		
'Ernie Stetenfeld (AAA of WI)'		
Evenson, Gary PSC	Delivered: 06/09/2003 9:32 AM	
'Gary Goyke (WI Urban & Rural Transit)'		
'George Petak (Zigman Joseph Stephenson)'		
'Jeff Ranous (Zigman Joseph Stephenson)'		
'Jim Hough (The Hamilton Consulting Group)'		
'Jim Leonhart (DeWitt Ross & Stevens)'		
'Jim Villa (Office of the Milwaukee County Executive)'		
Barth, Linda PSC	Delivered: 06/09/2003 9:32 AM	Read: 06/09/2003 11:06 AM
'Lorenzo Cruz (CenturyTel)'		
'Marc Bentley (Bentley Consulting)'		
'Marjorie Ward (Bike Federation of WI)'		
'Mark Joyce (WORLDCOM)'		



Recipient	Delivery	Read
'Mark O'Connell (WI Counties Association)'		
'Matt Hauser (Petroleum Marketers Assoc. of WI/WI Assoc. of Convenience Stores)'		
'Mickey Beil (Office of the Dane County Executive)'		
'Pat Curley (City of Milwaukee)'		
'Pete Christianson (Quarles & Brady)'		
'Pete Kammer (Essie & Associates)'		
'R.J. Pirlot (WMC)'		
'Sarah Diedrick (WI Counties Association)'		
'Scott Stenger (Stenger Government Relations)'		
'Stephen Cady (Office of the Milwaukee County Executive)'		
'Thomas Dwyer (United Transportation Union)'		
'Tom Walker (WI Transportation Builders Association)'		
'Tony Driessen (Quarles & Brady)'		
'Tony Langenohl (Capitol Consultants/Wimmer & Company)'		

## **MEMORANDUM**

**DATE:** Monday, June 9, 2003

**TO:** Honorable Members of the Senate Committee on Transportation and Information Infrastructure

**FROM:** Senator Joe Leibham, Chair  
Senate Committee on Transportation and Information Infrastructure

**RE:** Receipt of Clearinghouse Rule

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The following Clearinghouse Rule has been referred to the Senate Committee on Transportation and Infrastructure:

***Clearinghouse Rule 03-007 (CR 03-007) relating to the elderly and disabled transportation capital assistance program.***

**THE DEADLINE FOR ACTION ON THIS RULE IS: Friday, June 27, 2003.**

**General Summary of Proposed Rule:** Chapter Trans 2 establishes the Department's administrative interpretation of s. 85.22, Stats., including the administration of assistance under the federal sec. 5310 program (formerly sec. 16), and prescribes administrative policies and procedures for implementing the elderly and disabled transportation capital assistance program authorized under 85.22, Stats. The purpose of this rule making is to clarify existing provisions of the rule as well as incorporate changes to reflect current program policy and conditions and improve program administrative procedures.

**This proposed rule:**

- Changes the grant cycle from a one-year cycle to a two-year cycle. This streamlines the program generating both a time and cost saving to both the Department and our grantees.
- Attempts to assure that applicants will not duplicate existing services regardless of how they are funded.
- Clarifies that application materials are sent to the Department as we plan to have applications materials come directly to the central office rather than the districts to further streamline the process. The exact location will be printed in the application.

Attached is a copy of CR 03-007 in .pdf format. CR 03-007 is also available on FOLIO. Hard copies are available from the Committee Chair, upon request.