



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBb0985/6 2

ARG&JK:cjs:md&rs

Stays KRM

LFB:.....Runde (FA) - Changes to Milwaukee County regional transit authority and KRM authority

**FOR 2009-11 BUDGET — NOT READY FOR INTRODUCTION**

**ASSEMBLY AMENDMENT ,**

**TO ASSEMBLY SUBSTITUTE AMENDMENT 1,**

**TO 2009 ASSEMBLY BILL 75**

Ignore  
notes  
on side  
p. 4

6/12 These are changes  
made to master per Al Runde  
on 6/12 just after midnight

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 226, line 16: delete "KRM" and substitute "southeastern regional
- 3 transit".
- 4 **2.** Page 242, line 16: delete "KRM" and substitute "Southeastern regional
- 5 transit".
- 6 **3.** Page 364, line 13: delete "~~regional transit~~ KRM" and substitute
- 7 "southeastern regional transit".
- 8 **4.** Page 368, line 24: delete "~~transit~~ KRM" and substitute "Southeastern
- 9 regional transit".

1           **5.** Page 369, line 1: delete “~~regional transit~~ KRM” and substitute  
2           “southeastern regional transit”.

3           **6.** Page 428, line 18: after “under s.” insert “66.1038 or”.

4           **7.** Page 429, line 5: after “under s.” insert “66.1038 or”.

5           **8.** Page 672, line 11: delete “KRM” and substitute “southeastern regional  
6           transit”.

7           **9.** Page 672, line 17: delete “KRM” and substitute “SOUTHEASTERN REGIONAL  
8           TRANSIT”.

9           **10.** Page 672, line 18: on lines 18 and 23, delete “KRM” and substitute  
10          “southeastern regional transit”.

11          **11.** Page 673, line 14: delete “county executive of”.

12          **12.** Page 673, line 15: after “County” insert “board chairperson”.

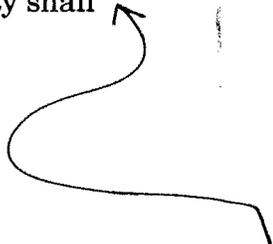
13          **13.** Page 673, line 23: after “Milwaukee” insert “and a stop at the intersection  
14          of Lincoln Avenue and Bay Street in the city of Milwaukee”.

15          **14.** Page 673, line 23: after that line insert:

16               “(dm) A KRM commuter rail line may not include a stop in any municipality  
17               in the counties of Racine and Kenosha, other than in the city of Racine or the city of  
18               Kenosha, unless the municipality in which the stop is to be located provides for a  
19               sustainable mechanism to generate additional moneys for transit systems receiving  
20               funding under s. 85.20 that operate in Kenosha County or Racine County, as  
21               applicable.”.

22          **15.** Page 673, line 24: after “77.” insert “From these fees, the authority shall  
23          ~~do all of the following:~~”.

~~do all of the following:~~



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~~16. Page 673, line 24. after that line insert.~~

~~It~~ transfer \$1 for each transaction to each of the cities of Racine and Kenosha,

to support their respective transit systems, if each city, respectively, demonstrates <sup>that it</sup> ~~has~~ established <sup>a new</sup> funding source sufficient to generate revenues equal to or greater than the amounts to be transferred to each city under this subdivision. <sup>from the remaining fees, the authority may do all of the following:</sup>

1% Retain not more than \$2 for each transaction for administration of the authority.

2% Retain the difference between the amount of the fees imposed under subch.

XIII of ch. 77 and the amount of those fees transferred or retained under <sup>subds. 1.</sup>

<sup>and 2.</sup> for expenditures related to the KRM commuter rail line, including <sup>planning</sup>

construction, maintenance, operations, and engineering expenditures.”

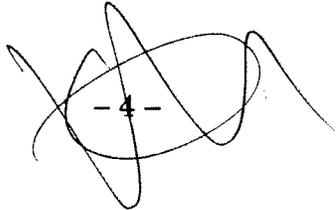
17. Page 675, line 22: after that line insert:

“(i) The authority is the only entity in the counties of Milwaukee, Racine, and Kenosha that may submit an application to the federal transit administration in the U.S. department of transportation, ~~in connection with the KRM commuter rail line~~. If the Milwaukee Transit Authority under s. 66.1038, or the operator of any transit system in Kenosha County or Racine County receiving funding under s. 85.20, develops a plan for a transit project that requires approval of the federal transit administration, that plan and the federal funding application relating to the project shall be submitted to the southeastern regional transit authority and may not be submitted directly to the federal transit administration.”

18. Page 699, line 24: after “66.1039” insert “, the Milwaukee Transit Authority created under s. 66.1038, and the southeastern regional transit authority created under s. 59.58 (7)”.

#. Page 673, line 24. after that line insert:

this paragraph  
subds. 1.  
planning



1           **19.** Page 720, line 11: after that line insert:

2           “SECTION 1487t. 66.1038 of the statutes is created to read:

3           **66.1038 Milwaukee Transit Authority. (1) DEFINITIONS.** In this section,  
4           “authority” means the Milwaukee Transit Authority created under this section.

5           **(2) CREATION.** There is created the Milwaukee Transit Authority, a public body  
6           corporate and politic and a separate governmental entity. This authority may  
7           transact business and exercise any powers granted to it under this section. The  
8           jurisdictional area of this authority is the geographic area formed by the territorial  
9           boundaries of Milwaukee County.

10          **(3) GOVERNANCE.** (a) The powers of the authority shall be vested in its board  
11          of directors. Directors shall be appointed for 2-year terms. A majority of the board  
12          of directors’ full authorized membership constitutes a quorum for the purpose of  
13          conducting the authority’s business and exercising its powers. Action may be taken  
14          by the board of directors upon a vote of a majority of the directors present and voting,  
15          unless the bylaws of the authority require a larger number.

16          (b) The board of directors of the authority consists of the following members:

17                1. Two members from Milwaukee County, appointed by the Milwaukee County  
18                board chairperson.

19                2. Two members from Milwaukee County, appointed by the mayor of the city  
20                of Milwaukee.

21                3. One member from Milwaukee County, appointed by the governor.

22          (c) The bylaws of the authority shall govern its management, operations, and  
23          administration, consistent with the provisions of this section.

*Stet.  
no  
changes*

*Stet.  
no  
changes*

1           (4) POWERS. (a) Notwithstanding s. 59.84 (2) and any other provision of this  
2 chapter or ch. 59 or 85, but subject to sub. (5), the authority may contract with  
3 Milwaukee County for the authority's provision of transit services within Milwaukee  
4 County and shall have all powers necessary and convenient to carry out this purpose.  
5 The authority's powers shall be limited to those specified in this subsection and sub.  
6 (5).

7           (5) RECEIPT OF TAX REVENUES. (a) Subject to par. (b), the authority may receive  
8 the tax revenues authorized under s. 77.70 (2).

9           (b) Milwaukee County may impose the taxes under s. 77.70 (2) if all of the  
10 following apply:

11           1. The Milwaukee County board contracts with the authority for the authority  
12 to provide transit services in Milwaukee County.

13           2. Milwaukee County enacts an ordinance authorizing the county to impose the  
14 taxes under s. 77.70 (2) ~~and the ordinance is ratified by the electors at a referendum~~  
15 ~~held in Milwaukee County.~~

16           (6) BUDGETS; REVENUES; AUDIT. The board of directors of the authority shall  
17 annually prepare a budget for the authority. Revenues of the authority shall be used  
18 only for the expenses and specific purposes of the authority. The authority shall  
19 maintain an accounting system in accordance with generally accepted accounting  
20 principles and shall have its financial statements audited annually by an  
21 independent certified public accountant.

22           (7) OTHER STATUTES. This section does not limit the powers of political  
23 subdivisions to enter into intergovernmental cooperation or contracts or to establish  
24 separate legal entities under s. 66.0301 or 66.1021 or any other applicable law, or

1 otherwise to carry out their powers under applicable statutory provisions. Section  
2 66.0803 (2) does not apply to the authority.”.

3 **20.** Page 721, line 20: delete lines 20 to 25.

4 **21.** Page 722, line 1: before “(b)” insert “(2) CREATION OF TRANSIT  
5 AUTHORITIES.”.

6 **22.** Page 723, line 6: delete the material beginning with “terms,” and ending  
7 with “2-year” on line 7.

8 **23.** Page 723, line 12: delete lines 12 to 18.

9 **24.** Page 728, line 9: delete lines 9 to 11.

10 **25.** Page 729, line 3: delete “subs. (4) and (4m),” and substitute “sub. (4).”.

11 **26.** Page 734, line 13: delete the material beginning with “Except” and ending  
12 with “rates” on line 14 and substitute “Rates”.

13 **27.** Page 735, line 13: delete lines 13 to 21.

14 **28.** Page 747, line 14: delete “s. 66.1039,” and substitute “s. 66.1038 or  
15 66.1039.”.

16 **29.** Page 772, line 18: delete “KRM” and substitute “southeastern regional  
17 transit”.

18 **30.** Page 839, line 24: after “under s.” insert “66.1038 or”.

19 **31.** Page 989, line 23: ~~delete~~ <sup>after</sup> “REGIONAL” ~~and substitute~~ <sup>insert</sup>  
20 “SOUTHEASTERN”.

21 **32.** Page 989, line 24: delete “TRANSIT KRM” and substitute “REGIONAL  
22 TRANSIT”.

*fix component*

→

1           **33.** Page 1008, line 25: after “under s.” insert “66.1038 or”.

2           **34.** Page 1020, line 10: after that line insert:

3           “**SECTION 1856d.** 77.70 of the statutes is renumbered 77.70 (1) and amended  
4 to read:

5           77.70 (1) Any county desiring to impose county sales and use taxes under this  
6 subchapter may do so by the adoption of an ordinance, stating its purpose and  
7 referring to this subchapter. The rate of the tax imposed under this subsection is 0.5  
8 percent of the gross receipts or sales price. The county sales and use taxes may be  
9 imposed only for the purpose of directly reducing the property tax levy and only in  
10 their entirety as provided in this subchapter. That ordinance shall be effective on the  
11 first day of January, the first day of April, the first day of July or the first day of  
12 October. A certified copy of that ordinance shall be delivered to the secretary of  
13 revenue at least 120 days prior to its effective date. The repeal of any such ordinance  
14 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
15 delivered to the secretary of revenue at least 60 days before the effective date of the  
16 repeal.

17           **SECTION 1856e.** 77.70 (1) of the statutes, as affected by Wisconsin Acts 2 and  
18 ... (this act), is repealed and recreated to read:

19           77.70 (1) Any county desiring to impose county sales and use taxes under this  
20 subchapter may do so by the adoption of an ordinance, stating its purpose and  
21 referring to this subchapter. The rate of the tax imposed under this subsection is 0.5  
22 percent of the sales price or purchase price. The county sales and use taxes may be  
23 imposed only for the purpose of directly reducing the property tax levy and only in  
24 their entirety as provided in this subchapter. That ordinance shall be effective on the

1 first day of January, the first day of April, the first day of July or the first day of  
2 October. A certified copy of that ordinance shall be delivered to the secretary of  
3 revenue at least 120 days prior to its effective date. The repeal of any such ordinance  
4 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
5 delivered to the secretary of revenue at least 120 days before the effective date of the  
6 repeal.

7 SECTION 1856f. 77.70 (2) of the statutes is created to read:

8 77.70 (2) In addition to the taxes imposed under sub. (1), if Milwaukee County  
9 satisfies the conditions under s. 66.1038 (5) (b), Milwaukee County ~~shall~~ adopt an  
10 ordinance to impose a sales and use tax under this subchapter at the rate of 0.65  
11 percent of the gross receipts or sales price. The taxes may be imposed only in their  
12 entirety. If Milwaukee County imposes the taxes under this subsection, it shall not  
13 levy property taxes for transit purposes. If Milwaukee County imposes the taxes  
14 under this subsection, it shall distribute an amount equal to 0.5 percent of the gross  
15 receipts or sales price to the Milwaukee Transit Authority created under s. 66.1038  
16 and the remainder to the municipalities located in whole or in part in Milwaukee  
17 County in proportion to the number of police and fire personnel employed in each  
18 municipality. An ordinance adopted under this subsection shall be effective on the  
19 first day of January, the first day of April, the first day of July or the first day of  
20 October. A certified copy of that ordinance shall be delivered to the secretary of  
21 revenue at least 120 days prior to its effective date. The repeal of any such ordinance  
22 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
23 delivered to the secretary of revenue at least 120 days before the effective date of the  
24 repeal.

May

1 SECTION 1856g. 77.70 (2) of the statutes, as created by 2009 Wisconsin Act ...  
2 (this act), is repealed and recreated to read:

3 77.70 (2) In addition to the taxes imposed under sub. (1), if Milwaukee County  
4 satisfies the conditions under s. 66.1038 (5) (b), Milwaukee County ~~shall~~ <sup>may</sup> adopt an  
5 ordinance to impose a sales and use tax under this subchapter at the rate of 0.65  
6 percent of the sales price or purchase price. The taxes may be imposed only in their  
7 entirety. If Milwaukee County imposes the taxes under this subsection, it shall not  
8 levy property taxes for transit purposes. If Milwaukee County imposes the taxes  
9 under this subsection, it shall distribute an amount equal to 0.5 percent of the sales  
10 price or purchase price to the Milwaukee Transit Authority created under s. 66.1038  
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12 County in proportion to the number of police and fire personnel employed in each  
13 municipality. An ordinance adopted under this subsection shall be effective on the  
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17 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
18 delivered to the secretary of revenue at least 120 days before the effective date of the  
19 repeal.”.

20 35. Page 1021, line 15: delete the material beginning with “, or 1.0” and ending  
21 with “(2) (a),” on line 16.

22 36. Page 1022, line 18: delete “rate of 0.5%” and substitute “rate of 0.5% rates  
23 under s. 77.70”.

1           **37.** Page 1023, line 6: delete “rate of 0.5 percent” and substitute “rates under  
2 s. 77.70”.

3           **38.** Page 1023, line 16: delete “rate of 0.5%” and substitute “rate of 0.5% rates  
4 under s. 77.70”.

5           **39.** Page 1024, line 7: delete “rate of 0.5 percent” and substitute “rates under  
6 s. 77.70”.

7           **40.** Page 1025, line 1: delete “rate of 0.5%” and substitute “rate of 0.5% rates  
8 under s. 77.70”.

9           **41.** Page 1025, line 15: delete “rate of 0.5 percent” and substitute “rates under  
10 s. 77.70”.

11           **42.** Page 1026, line 6: delete “rate of 0.5 percent” and substitute “rate of 0.5  
12 percent rates under s. 77.70”.

2 colon stays

13           **43.** Page 1026, line 16: delete “rate of 0.5 percent” and substitute “rates under  
14 s. 77.70”.

15           **44.** Page 1036, line 19: delete “REGIONAL TRANSIT KRM” and substitute  
16 “SOUTHEASTERN REGIONAL TRANSIT”.

17           **45.** Page 1036, line 23: delete “A regional transit The KRM” and substitute  
18 “A The southeastern regional transit”.

19           **46.** Page 1036, line 24: delete “\$16” and substitute “\$18”.

20           **47.** Page 1037, line 7: delete the material beginning with “regional” and  
21 ending with “KRM” on line 8 and substitute “southeastern regional transit”.

22           **48.** Page 1037, line 13: on lines 13 and 20, delete “KRM” and substitute  
23 “southeastern regional transit”.

1           **49.** Page 1038, line 1: on lines 1, 8, 9, 17 and 18, delete “KRM” and substitute  
2           “southeastern regional transit”.

3           **50.** Page 1063, line 7: delete “KRM” and substitute “southeastern regional  
4           transit”.

5           **51.** Page 1064, line 6: delete the material beginning with “transit” and ending  
6           with “(a)” on line 7 and substitute “Milwaukee Transit Authority under s. 66.1038”.

7           **52.** Page 1064, line 7: delete “KRM” and substitute “southeastern regional  
8           transit”.

9           **53.** Page 1189, line 20: after that line insert:

10           “SECTION 2223m. 111.70 (1) (j) of the statutes is amended to read:

11           111.70 (1) (j) “Municipal employer” means any city, county, village, town,  
12           metropolitan sewerage district, school district, long-term care district, transit  
13           authority under s. 59.58 (7), 66.1038, or 66.1039, or any other political subdivision  
14           of the state, or instrumentality of one or more political subdivisions of the state, that  
15           engages the services of an employee and includes any person acting on behalf of a  
16           municipal employer within the scope of the person’s authority, express or implied,  
17           but specifically does not include a local cultural arts district created under subch. V  
18           of ch. 229.”.

19           **54.** Page 1496, line 20: after “under s.” insert “66.1038 or”.

20           **55.** Page 1594, line 16: after “under s.” insert “66.1038 or”.

21           **56.** Page 1831, line 15: delete “KRM” and substitute “SOUTHEASTERN REGIONAL  
22           TRANSIT”.



## Gary, Aaron

---

**From:** Runde, Al  
**Sent:** Friday, June 12, 2009 11:54 AM  
**To:** Gary, Aaron  
**Cc:** Ammerman, Fred  
**Subject:** RE: underlying draft

Aaron. Go ahead make the change on the /2 (of the super)

---

**From:** Gary, Aaron  
**Sent:** Friday, June 12, 2009 11:41 AM  
**To:** Runde, Al  
**Cc:** Ammerman, Fred  
**Subject:** RE: underlying draft

Al,

Since we're now running a /2, there is just one minor change I would like to make to this draft.

Looking at LRBb0985/2, p. 3, lines 8 and 9, I would like to change "those fees transferred or retained under this paragraph ..." to "those fees transferred under this paragraph or retained under subd. 1. ..."

I think this would be a little clearer given that fees are retained under subd. 2. also. Please let me know if it is OK to make this change.

Aaron

Aaron R. Gary  
*Attorney, Legislative Reference Bureau*  
608.261.6926 (voice)  
608.264.6948 (fax)  
aaron.gary@legis.state.wi.us

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**From:** Runde, Al  
**Sent:** Friday, June 12, 2009 9:25 AM  
**To:** Gary, Aaron; Kreye, Joseph  
**Cc:** Ammerman, Fred  
**Subject:** underlying draft

Guys,

I've talked with Rick and Cathlene and they mentioned that we should look for a slash 2 on 0985/1 that will match the language we marked up on the super/simple amendment early this morning.

Let me know if you guys have any questions on it.

Al

Al Runde  
Legislative Fiscal Analyst  
Wisconsin Legislative Fiscal Bureau  
(608) 266-3847



AMR

LFB:.....Runde (FA) - Changes to Milwaukee County regional transit authority and KRM authority

**FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION**

**ASSEMBLY AMENDMENT ,**

**TO ASSEMBLY SUBSTITUTE AMENDMENT 1,**

**TO 2009 ASSEMBLY BILL 75**

One change - p. 3

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9 XIII of ch. 77 and the amount of those fees transferred ~~or retained~~<sup>e</sup> under this  
10 paragraph <sup>or retained under subd. 1.</sup> for expenditures related to the KRM commuter rail line, including  
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12 **17.** Page 675, line 22: after that line insert:

13 "(i) The authority is the only entity in the counties of Milwaukee, Racine, and  
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3           **66.1038 Milwaukee Transit Authority. (1) DEFINITIONS.** In this section,  
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5           **(2) CREATION.** There is created the Milwaukee Transit Authority, a public body  
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19 principles and shall have its financial statements audited annually by an  
20 independent certified public accountant.

21           **(7) OTHER STATUTES.** This section does not limit the powers of political  
22 subdivisions to enter into intergovernmental cooperation or contracts or to establish  
23 separate legal entities under s. 66.0301 or 66.1021 or any other applicable law, or  
24 otherwise to carry out their powers under applicable statutory provisions. Section  
25 66.0803 (2) does not apply to the authority.”.

- 1           **20.** Page 721, line 20: delete lines 20 to 25.
- 2           **21.** Page 722, line 1: before “(b)” insert “**(2)** CREATION OF TRANSIT  
3 AUTHORITIES.”.
- 4           **22.** Page 723, line 6: delete the material beginning with “terms,” and ending  
5 with “2-year” on line 7.
- 6           **23.** Page 723, line 12: delete lines 12 to 18.
- 7           **24.** Page 728, line 9: delete lines 9 to 11.
- 8           **25.** Page 729, line 3: delete “subs. (4) and (4m),” and substitute “sub. (4).”.
- 9           **26.** Page 734, line 13: delete the material beginning with “Except” and ending  
10 with “rates” on line 14 and substitute “Rates”.
- 11           **27.** Page 735, line 13: delete lines 13 to 21.
- 12           **28.** Page 747, line 14: delete “s. 66.1039.” and substitute “s. 66.1038 or  
13 66.1039.”.
- 14           **29.** Page 772, line 18: delete “KRM” and substitute “southeastern regional  
15 transit”.
- 16           **30.** Page 839, line 24: after “under s.” insert “66.1038 or”.
- 17           **31.** Page 989, line 23: after “**REGIONAL**” insert “**SOUTHEASTERN**”.
- 18           **32.** Page 989, line 24: delete “**TRANSIT KRM**” and substitute “**REGIONAL**  
19 **TRANSIT**”.
- 20           **33.** Page 1008, line 25: after “under s.” insert “66.1038 or”.
- 21           **34.** Page 1020, line 10: after that line insert:

1           **“SECTION 1856d.** 77.70 of the statutes is renumbered 77.70 (1) and amended  
2 to read:

3           77.70 (1) Any county desiring to impose county sales and use taxes under this  
4 subchapter may do so by the adoption of an ordinance, stating its purpose and  
5 referring to this subchapter. The rate of the tax imposed under this subsection is 0.5  
6 percent of the gross receipts or sales price. The county sales and use taxes may be  
7 imposed only for the purpose of directly reducing the property tax levy and only in  
8 their entirety as provided in this subchapter. That ordinance shall be effective on the  
9 first day of January, the first day of April, the first day of July or the first day of  
10 October. A certified copy of that ordinance shall be delivered to the secretary of  
11 revenue at least 120 days prior to its effective date. The repeal of any such ordinance  
12 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
13 delivered to the secretary of revenue at least 60 days before the effective date of the  
14 repeal.

15           **SECTION 1856e.** 77.70 (1) of the statutes, as affected by Wisconsin Acts 2 and  
16 ... (this act), is repealed and recreated to read:

17           77.70 (1) Any county desiring to impose county sales and use taxes under this  
18 subchapter may do so by the adoption of an ordinance, stating its purpose and  
19 referring to this subchapter. The rate of the tax imposed under this subsection is 0.5  
20 percent of the sales price or purchase price. The county sales and use taxes may be  
21 imposed only for the purpose of directly reducing the property tax levy and only in  
22 their entirety as provided in this subchapter. That ordinance shall be effective on the  
23 first day of January, the first day of April, the first day of July or the first day of  
24 October. A certified copy of that ordinance shall be delivered to the secretary of  
25 revenue at least 120 days prior to its effective date. The repeal of any such ordinance

1 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
2 delivered to the secretary of revenue at least 120 days before the effective date of the  
3 repeal.

4 **SECTION 1856f.** 77.70 (2) of the statutes is created to read:

5 77.70 (2) In addition to the taxes imposed under sub. (1), if Milwaukee County  
6 satisfies the conditions under s. 66.1038 (5) (b), Milwaukee County may adopt an  
7 ordinance to impose a sales and use tax under this subchapter at the rate of 0.65  
8 percent of the gross receipts or sales price. The taxes may be imposed only in their  
9 entirety. If Milwaukee County imposes the taxes under this subsection, it shall not  
10 levy property taxes for transit purposes. If Milwaukee County imposes the taxes  
11 under this subsection, it shall distribute an amount equal to 0.5 percent of the gross  
12 receipts or sales price to the Milwaukee Transit Authority created under s. 66.1038  
13 and the remainder to the municipalities located in whole or in part in Milwaukee  
14 County in proportion to the number of police and fire personnel employed in each  
15 municipality. An ordinance adopted under this subsection shall be effective on the  
16 first day of January, the first day of April, the first day of July or the first day of  
17 October. A certified copy of that ordinance shall be delivered to the secretary of  
18 revenue at least 120 days prior to its effective date. The repeal of any such ordinance  
19 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
20 delivered to the secretary of revenue at least 120 days before the effective date of the  
21 repeal.

22 **SECTION 1856g.** 77.70 (2) of the statutes, as created by 2009 Wisconsin Act ...  
23 (this act), is repealed and recreated to read:

24 77.70 (2) In addition to the taxes imposed under sub. (1), if Milwaukee County  
25 satisfies the conditions under s. 66.1038 (5) (b), Milwaukee County may adopt an

1 ordinance to impose a sales and use tax under this subchapter at the rate of 0.65  
2 percent of the sales price or purchase price. The taxes may be imposed only in their  
3 entirety. If Milwaukee County imposes the taxes under this subsection, it shall not  
4 levy property taxes for transit purposes. If Milwaukee County imposes the taxes  
5 under this subsection, it shall distribute an amount equal to 0.5 percent of the sales  
6 price or purchase price to the Milwaukee Transit Authority created under s. 66.1038  
7 and the remainder to the municipalities located in whole or in part in Milwaukee  
8 County in proportion to the number of police and fire personnel employed in each  
9 municipality. An ordinance adopted under this subsection shall be effective on the  
10 first day of January, the first day of April, the first day of July or the first day of  
11 October. A certified copy of that ordinance shall be delivered to the secretary of  
12 revenue at least 120 days prior to its effective date. The repeal of any such ordinance  
13 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
14 delivered to the secretary of revenue at least 120 days before the effective date of the  
15 repeal.”.

16 **35.** Page 1021, line 15: delete the material beginning with “, or 1.0” and ending  
17 with “(2) (a),” on line 16.

18 **36.** Page 1022, line 18: delete “rate of 0.5%” and substitute “rate of 0.5% rates  
19 under s. 77.70”.

20 **37.** Page 1023, line 6: delete “rate of 0.5 percent” and substitute “rates under  
21 s. 77.70”.

22 **38.** Page 1023, line 16: delete “rate of 0.5%” and substitute “rate of 0.5% rates  
23 under s. 77.70”.

1           **39.** Page 1024, line 7: delete “rate of 0.5 percent” and substitute “rates under  
2 s. 77.70”.

3           **40.** Page 1025, line 1: delete “rate of 0.5%” and substitute “rate of 0.5% rates  
4 under s. 77.70”.

5           **41.** Page 1025, line 15: delete “rate of 0.5 percent” and substitute “rates under  
6 s. 77.70”.

7           **42.** Page 1026, line 2: delete “rate of 0.5 percent” and substitute “rate of 0.5  
8 percent rates under s. 77.70”.

9           **43.** Page 1026, line 16: delete “rate of 0.5 percent” and substitute “rates under  
10 s. 77.70”.

11           **44.** Page 1036, line 19: delete “~~REGIONAL TRANSIT~~ KRM” and substitute  
12 “SOUTHEASTERN REGIONAL TRANSIT”.

13           **45.** Page 1036, line 23: delete “~~A regional transit~~ The KRM” and substitute  
14 “~~A~~ The southeastern regional transit”.

15           **46.** Page 1036, line 24: delete “\$16” and substitute “\$18”.

16           **47.** Page 1037, line 7: delete the material beginning with “regional” and  
17 ending with “KRM” on line 8 and substitute “southeastern regional transit”.

18           **48.** Page 1037, line 13: on lines 13 and 20, delete “KRM” and substitute  
19 “southeastern regional transit”.

20           **49.** Page 1038, line 1: on lines 1, 8, 9, 17 and 18, delete “KRM” and substitute  
21 “southeastern regional transit”.

22           **50.** Page 1063, line 7: delete “KRM” and substitute “southeastern regional  
23 transit”.



**Gary, Aaron**

---

**From:** Runde, Al  
**Sent:** Friday, June 12, 2009 2:50 PM  
**To:** Gary, Aaron; Kreye, Joseph  
**Cc:** Ammerman, Fred  
**Subject:** write-up of changes

**Attachments:** aa to aa to asa MTA.doc

Guys here is our write-up of the changes we discussed.

1<sup>st</sup> paragraph is Aarons  
2<sup>nd</sup> paragraph is Joes.

Al



aa to aa to asa  
MTA.doc (26 KB...

→ <sup>For</sup> Attachment - see insert A

Al Runde

Legislative Fiscal Analyst

Wisconsin Legislative Fiscal Bureau

(608) 266-3847

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

Mtg w/  
Al Kunde

6/12 2:15 pm

Milwaukee Co. : 0.15% tax

• ~~not~~ not part of RTA → no contingency

0.5% tax

only occur if Milw Co. board

votes to create the MTA;

~~or~~

if MTA created, M board

has to K w/ MTA

and provide 0.5%

Insert #

## 1. MILWAUKEE TRANSIT AUTHORITY

Specify that the Milwaukee Transit Authority would only be created if the Milwaukee County Board adopts a resolution authorizing the ~~County to be member of the~~ Authority. Specify that if the board creates the Milwaukee Transit Authority, the board would have the authority to adopt a resolution imposing 0.5% sales and use taxes. If it imposes the 0.5% sales and use taxes, require the Milwaukee County board to contract with the Milwaukee Transit Authority for provision of transit service in the county and provide the Authority with the revenues equivalent to the 0.5% sales and use taxes. Continue to specify that if the taxes are imposed, the county board would not be allowed to levy property taxes for transit purposes.

Specify that the Milwaukee County board could adopt a resolution imposing 0.15% sales and use taxes without any contingency as to whether the board creates or contracts with the Milwaukee Transit Authority. The board would continue to be required to allocate revenue from the 0.15% sales and use taxes to the underlying municipalities in proportion to the number of police and fire employees within each municipality.



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBb0985/4 4  
ARG&JK:cjs:jf

RMNR

LFB:.....Runde (FA) - Changes to Milwaukee County regional transit authority and KRM authority

**FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION**

**ASSEMBLY AMENDMENT ,**

**TO ASSEMBLY SUBSTITUTE AMENDMENT 1,**

**TO 2009 ASSEMBLY BILL 75**

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

2 **1.** Page 226, line 16: delete "KRM" and substitute "southeastern regional  
3 transit".

4 **2.** Page 242, line 16: delete "KRM" and substitute "Southeastern regional  
5 transit".

6 **3.** Page 364, line 13: delete "~~regional transit~~ KRM" and substitute  
7 "southeastern regional transit".

8 **4.** Page 368, line 24: delete "~~transit~~ KRM" and substitute "Southeastern  
9 regional transit".

1           **5.** Page 369, line 1: delete “~~regional transit~~ KRM” and substitute  
2           “southeastern regional transit”.

3           **6.** Page 428, line 18: after “under s.” insert “66.1038 or”.

4           **7.** Page 429, line 5: after “under s.” insert “66.1038 or”.

5           **8.** Page 672, line 11: delete “KRM” and substitute “southeastern regional  
6           transit”.

7           **9.** Page 672, line 17: delete “KRM” and substitute “SOUTHEASTERN REGIONAL  
8           TRANSIT”.

9           **10.** Page 672, line 18: on lines 18 and 23, delete “KRM” and substitute  
10          “southeastern regional transit”.

11          **11.** Page 673, line 14: delete “county executive of”.

12          **12.** Page 673, line 15: after “County” insert “board chairperson”.

13          **13.** Page 673, line 23: after “Milwaukee” insert “and a stop at the intersection  
14          of Lincoln Avenue and Bay Street in the city of Milwaukee”.

15          **14.** Page 673, line 23: after that line insert:

16          “(dm) A KRM commuter rail line may not include a stop in any municipality  
17          in the counties of Racine and Kenosha, other than in the city of Racine or the city of  
18          Kenosha, unless the municipality in which the stop is to be located provides for a  
19          sustainable mechanism to generate additional moneys for transit systems receiving  
20          funding under s. 85.20 that operate in Kenosha County or Racine County, as  
21          applicable.”.

22          **15.** Page 673, line 24: after “77.” insert “From these fees, the authority shall  
23          transfer \$1 for each transaction to each of the cities of Racine and Kenosha, to

1 support their respective transit systems, if each city, respectively, demonstrates that  
2 it has established a new funding source sufficient to generate revenues equal to or  
3 greater than the amounts to be transferred to each city under this subdivision. From  
4 the remaining fees, the authority may do all of the following:”.

5 **16.** Page 673, line 24: after that line insert:

6 “1. Retain not more than \$2 for each transaction for administration of the  
7 authority.

8 2. Retain the difference between the amount of the fees imposed under subch.  
9 XIII of ch. 77 and the amount of those fees transferred under this paragraph or  
10 retained under subd. 1. for expenditures related to the KRM commuter rail line,  
11 including planning, construction, maintenance, operations, and engineering  
12 expenditures.”.

13 **17.** Page 675, line 22: after that line insert:

14 “(i) The authority is the only entity in the counties of Milwaukee, Racine, and  
15 Kenosha that may submit an application to the federal transit administration in the  
16 U.S. department of transportation. If the Milwaukee Transit Authority under s.  
17 66.1038, or the operator of any transit system in Kenosha County or Racine County  
18 receiving funding under s. 85.20, develops a plan for a transit project that requires  
19 approval of the federal transit administration, that plan and the federal funding  
20 application relating to the project shall be submitted to the southeastern regional  
21 transit authority and may not be submitted directly to the federal transit  
22 administration.”.

*[Handwritten scribble]*

*is created if the Milwaukee County board adopts a resolution approving the creation of the authority. Once created, the*

1 **18.** Page 699, line 24: after “66.1039” insert “, the Milwaukee Transit  
2 Authority created under s. 66.1038, and the southeastern regional transit authority  
3 created under s. 59.58 (7)”.

4 **19.** Page 720, line 11: after that line insert:

5 “SECTION 1487t. 66.1038 of the statutes is created to read:

6 **66.1038 Milwaukee Transit Authority.** (1) DEFINITIONS. In this section,  
7 “authority” means the Milwaukee Transit Authority created under this section.

*authorizing the county to be a member of the authority*

8 (2) CREATION. ~~There is created~~ the Milwaukee Transit Authority, a public body  
9 corporate and politic and a separate governmental entity. This authority may  
10 transact business and exercise any powers granted to it under this section. The  
11 jurisdictional area of this authority is the geographic area formed by the territorial  
12 boundaries of Milwaukee County.

13 (3) GOVERNANCE. (a) The powers of the authority shall be vested in its board  
14 of directors. Directors shall be appointed for 2-year terms. A majority of the board  
15 of directors’ full authorized membership constitutes a quorum for the purpose of  
16 conducting the authority’s business and exercising its powers. Action may be taken  
17 by the board of directors upon a vote of a majority of the directors present and voting,  
18 unless the bylaws of the authority require a larger number.

19 (b) *If the authority is created under sub. (2),* The board of directors of the authority consists of the following members:

20 1. Two members from Milwaukee County, appointed by the Milwaukee County  
21 board chairperson.

22 2. Two members from Milwaukee County, appointed by the mayor of the city  
23 of Milwaukee.

24 3. One member from Milwaukee County, appointed by the governor.

*if Milwaukee County imposes the taxes under s. 77.70 (2), shall contract*

(c) The bylaws of the authority shall govern its management, operations, and administration, consistent with the provisions of this section.

(4) POWERS. (a) Notwithstanding s. 59.84 (2) and any other provision of this chapter or ch. 59 or 85, but subject to sub. (5), <sup>once created</sup> the authority ~~may~~ contract with

Milwaukee County for the authority's provision of transit services within Milwaukee County <sup>The authority</sup> and shall have all powers necessary and convenient to carry out this purpose. <sub>stet: leave as typed</sub>

The authority's powers shall be limited to those specified in this subsection and sub.

(5).

(5) RECEIPT OF TAX REVENUES. (a) Subject to par. (b), the authority may receive the tax revenues authorized under s. 77.70 (2). <sub>STET: leave as typed</sub>

(b) Milwaukee County ~~may~~ impose the taxes under s. 77.70 (2) ~~if all of the following apply:~~ <sup>if Milwaukee County imposes these taxes,</sup> and the ~~following apply:~~

1. The Milwaukee County board <sup>shall</sup> contract with the authority for the authority to provide transit services in Milwaukee County.

2. Milwaukee County enacts an ordinance authorizing the county to impose the taxes under s. 77.70 (2).

(6) BUDGETS; REVENUES; AUDIT. The board of directors of the authority shall annually prepare a budget for the authority. Revenues of the authority shall be used only for the expenses and specific purposes of the authority. The authority shall maintain an accounting system in accordance with generally accepted accounting principles and shall have its financial statements audited annually by an independent certified public accountant.

(7) OTHER STATUTES. This section does not limit the powers of political subdivisions to enter into intergovernmental cooperation or contracts or to establish separate legal entities under s. 66.0301 or 66.1021 or any other applicable law, or

if the authority is created under sub. (2),

1 otherwise to carry out their powers under applicable statutory provisions. Section  
2 66.0803 (2) does not apply to the authority.”.

3 **20.** Page 721, line 20: delete lines 20 to 25.

4 **21.** Page 722, line 1: before “(b)” insert “**(2) CREATION OF TRANSIT**  
5 **AUTHORITIES.**”.

6 **22.** Page 723, line 6: delete the material beginning with “terms,” and ending  
7 with “2-year” on line 7.

8 **23.** Page 723, line 12: delete lines 12 to 18.

9 **24.** Page 728, line 9: delete lines 9 to 11.

10 **25.** Page 729, line 3: delete “subs. (4) and (4m),” and substitute “sub. (4),”.

11 **26.** Page 734, line 13: delete the material beginning with “Except” and ending  
12 with “rates” on line 14 and substitute “Rates”.

13 **27.** Page 735, line 13: delete lines 13 to 21.

14 **28.** Page 747, line 14: delete “s. 66.1039,” and substitute “s. 66.1038 or  
15 66.1039,”.

16 **29.** Page 772, line 18: delete “KRM” and substitute “southeastern regional  
17 transit”.

18 **30.** Page 839, line 24: after “under s.” insert “66.1038 or”.

19 **31.** Page 989, line 23: after “**REGIONAL**” insert “**SOUTHEASTERN**”.

20 **32.** Page 989, line 24: delete “**TRANSIT KRM**” and substitute “**REGIONAL**  
21 **TRANSIT**”.

22 **33.** Page 1008, line 25: after “under s.” insert “66.1038 or”.

1           **34.** Page 1020, line 10: after that line insert:

2           “**SECTION 1856d.** 77.70 of the statutes is renumbered 77.70 (1) and amended  
3 to read:

4           77.70 (1) Any county desiring to impose county sales and use taxes under this  
5 subchapter may do so by the adoption of an ordinance, stating its purpose and  
6 referring to this subchapter. The rate of the tax imposed under this subsection is 0.5  
7 percent of the gross receipts or sales price. The county sales and use taxes may be  
8 imposed only for the purpose of directly reducing the property tax levy and only in  
9 their entirety as provided in this subchapter. That ordinance shall be effective on the  
10 first day of January, the first day of April, the first day of July or the first day of  
11 October. A certified copy of that ordinance shall be delivered to the secretary of  
12 revenue at least 120 days prior to its effective date. The repeal of any such ordinance  
13 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
14 delivered to the secretary of revenue at least 60 days before the effective date of the  
15 repeal.

16           **SECTION 1856e.** 77.70 (1) of the statutes, as affected by Wisconsin Acts 2 and  
17 ... (this act), is repealed and recreated to read:

18           77.70 (1) Any county desiring to impose county sales and use taxes under this  
19 subchapter may do so by the adoption of an ordinance, stating its purpose and  
20 referring to this subchapter. The rate of the tax imposed under this subsection is 0.5  
21 percent of the sales price or purchase price. The county sales and use taxes may be  
22 imposed only for the purpose of directly reducing the property tax levy and only in  
23 their entirety as provided in this subchapter. That ordinance shall be effective on the  
24 first day of January, the first day of April, the first day of July or the first day of

*The Milwaukee Transit Authority is created*

1 October. A certified copy of that ordinance shall be delivered to the secretary of  
2 revenue at least 120 days prior to its effective date. The repeal of any such ordinance  
3 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
4 delivered to the secretary of revenue at least 120 days before the effective date of the  
5 repeal.

6 **SECTION 1856f.** 77.70 (2) of the statutes is created to read:

7 77.70 (2) In addition to the taxes imposed under <sup>subs</sup> (1) ~~if Milwaukee County~~ <sup>and (3)</sup>

8 ~~satisfies the conditions~~ under s. 66.1038 <sup>(2)</sup> (5) (b), Milwaukee County may adopt an  
9 ordinance to impose a sales and use tax under this subchapter at the rate of <sup>0.5</sup> 0.65

10 percent of the gross receipts or sales price. The taxes may be imposed only in their  
11 entirety. If Milwaukee County imposes the taxes under this subsection, it shall not  
12 levy property taxes for transit purposes. If Milwaukee County imposes the taxes  
13 under this subsection, it shall distribute an amount equal to 0.5 percent of the gross

14 receipts or sales price to the Milwaukee Transit Authority created under s. 66.1038  
15 and the remainder to the municipalities located in whole or in part in Milwaukee  
16 County in proportion to the number of police and fire personnel employed in each  
17 municipality. An ordinance adopted under this subsection shall be effective on the

18 first day of January, the first day of April, the first day of July or the first day of  
19 October. A certified copy of that ordinance shall be delivered to the secretary of  
20 revenue at least 120 days prior to its effective date. The repeal of any such ordinance  
21 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
22 delivered to the secretary of revenue at least 120 days before the effective date of the  
23 repeal.

24 **SECTION 1856g.** 77.70 (2) of the statutes, as created by 2009 Wisconsin Act ...

25 (this act), is repealed and recreated to read:

*\*the tax revenue*

(9)

the tax revenue

The Milwaukee Transit Authority is created

mls

and (3)

0.5

1 77.70 (2) In addition to the taxes imposed under sub. (1) if Milwaukee County  
 2 satisfies the conditions under s. 66.1038 (5) (b), Milwaukee County may adopt an  
 3 ordinance to impose a sales and use tax under this subchapter at the rate of 0.65  
 4 percent of the sales price or purchase price. The taxes may be imposed only in their  
 5 entirety. If Milwaukee County imposes the taxes under this subsection, it shall not  
 6 levy property taxes for transit purposes. If Milwaukee County imposes the taxes  
 7 under this subsection, it shall distribute an amount equal to 0.5 percent of the sales  
 8 price or purchase price to the Milwaukee Transit Authority created under s. 66.1038  
 9 and the remainder to the municipalities located in whole or in part in Milwaukee  
 10 County in proportion to the number of police and fire personnel employed in each  
 11 municipality. An ordinance adopted under this subsection shall be effective on the  
 12 first day of January, the first day of April, the first day of July or the first day of  
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 14 revenue at least 120 days prior to its effective date. The repeal of any such ordinance  
 15 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
 16 delivered to the secretary of revenue at least 120 days before the effective date of the  
 17 repeal."

INSERT  
9-17

18 **35.** Page 1021, line 15: delete the material beginning with “, or 1.0” and ending  
 19 with “(2) (a),” on line 16.

20 **36.** Page 1022, line 18: delete “rate of 0.5%” and substitute “rate of 0.5% rates  
 21 under s. 77.70”.

22 **37.** Page 1023, line 6: delete “rate of 0.5 percent” and substitute “rates under  
 23 s. 77.70”.

1           **38.** Page 1023, line 16: delete “rate of 0.5%” and substitute “~~rate of 0.5%~~ rates  
2 under s. 77.70”.

3           **39.** Page 1024, line 7: delete “rate of 0.5 percent” and substitute “rates under  
4 s. 77.70”.

5           **40.** Page 1025, line 1: delete “rate of 0.5%” and substitute “~~rate of 0.5%~~ rates  
6 under s. 77.70”.

7           **41.** Page 1025, line 15: delete “rate of 0.5 percent” and substitute “rates under  
8 s. 77.70”.

9           **42.** Page 1026, line 2: delete “rate of 0.5 percent” and substitute “~~rate of 0.5~~  
10 percent rates under s. 77.70”.

11           **43.** Page 1026, line 16: delete “rate of 0.5 percent” and substitute “rates under  
12 s. 77.70”.

13           **44.** Page 1036, line 19: delete “~~REGIONAL TRANSIT~~ KRM” and substitute  
14 “SOUTHEASTERN REGIONAL TRANSIT”.

15           **45.** Page 1036, line 23: delete “~~A regional transit~~ The KRM” and substitute  
16 “~~A~~ The southeastern regional transit”.

17           **46.** Page 1036, line 24: delete “\$16” and substitute “\$18”.

18           **47.** Page 1037, line 7: delete the material beginning with “~~regional~~” and  
19 ending with “KRM” on line 8 and substitute “southeastern regional transit”.

20           **48.** Page 1037, line 13: on lines 13 and 20, delete “KRM” and substitute  
21 “southeastern regional transit”.

22           **49.** Page 1038, line 1: on lines 1, 8, 9, 17 and 18, delete “KRM” and substitute  
23 “southeastern regional transit”.

1           **50.** Page 1063, line 7: delete “KRM” and substitute “southeastern regional  
2 transit”.

3           **51.** Page 1064, line 6: delete the material beginning with “transit” and ending  
4 with “(a)” on line 7 and substitute “Milwaukee Transit Authority under s. 66.1038”.

5           **52.** Page 1064, line 7: delete “KRM” and substitute “southeastern regional  
6 transit”.

7           **53.** Page 1189, line 20: after that line insert:

8           “SECTION 2223m. 111.70 (1) (j) of the statutes is amended to read:

9           111.70 (1) (j) “Municipal employer” means any city, county, village, town,  
10 metropolitan sewerage district, school district, long-term care district, transit  
11 authority under s. 59.58 (7), 66.1038, or 66.1039, or any other political subdivision  
12 of the state, or instrumentality of one or more political subdivisions of the state, that  
13 engages the services of an employee and includes any person acting on behalf of a  
14 municipal employer within the scope of the person’s authority, express or implied,  
15 but specifically does not include a local cultural arts district created under subch. V  
16 of ch. 229.”.

17           **54.** Page 1496, line 20: after “under s.” insert “66.1038 or”.

18           **55.** Page 1594, line 16: after “under s.” insert “66.1038 or”.

19           **56.** Page 1831, line 15: delete “KRM” and substitute “SOUTHEASTERN REGIONAL  
20 TRANSIT”.

21           **57.** Page 1831, line 16: delete “KRM” and substitute “southeastern regional  
22 transit”.

23

(END)

¶ Page 1898, line 17: after that line insert:  
¶ “(14r) MILWAUKEE COUNTY TAX. The repeal and recreation of sections  
77.70 (1), (2), and (3) of the statutes takes effect on October 1, 2009.”

INSERT 9-17

1 October. A certified copy of that ordinance shall be delivered to the secretary of  
2 revenue at least 120 days prior to its effective date. The repeal of any such ordinance  
3 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
4 delivered to the secretary of revenue at least 120 days before the effective date of the  
5 repeal.

6 SECTION 1856<sup>eh</sup> 77.70 (2) <sup>(3)</sup> of the statutes is created to read: <sup>mbas</sup> and (2)

7 77.70 (2) <sup>(3)</sup> <sup>(B)</sup> In addition to the taxes imposed under <sup>(1)</sup> <sup>(3)</sup> if Milwaukee County  
8 satisfies the conditions under s. 66.1038 (5) (b) Milwaukee County may adopt an  
9 ordinance to impose a sales and use tax under this subchapter at the rate of <sup>(2)</sup> 0.65 <sup>(0.15)</sup>  
10 percent of the gross receipts or sales price. The taxes may be imposed only in their  
11 entirety. If Milwaukee County imposes the taxes under this subsection, it shall not  
12 levy property taxes for transit purposes. If Milwaukee County imposes the taxes  
13 under this subsection, it shall distribute an amount equal to 0.5 percent of the gross  
14 receipts or sales price to the Milwaukee Transit Authority created under s. 66.1038  
15 and the remainder to the municipalities located in whole or in part in Milwaukee

16 County in proportion to the number of police and fire personnel employed in each  
17 municipality. An ordinance adopted under this subsection shall be effective on the  
18 first day of January, the first day of April, the first day of July or the first day of  
19 October. A certified copy of that ordinance shall be delivered to the secretary of  
20 revenue at least 120 days prior to its effective date. The repeal of any such ordinance  
21 shall be effective on December 31. A certified copy of a repeal ordinance shall be  
22 delivered to the secretary of revenue at least 120 days before the effective date of the  
23 repeal.

24 SECTION 1856<sup>i</sup> 77.70 (2) <sup>(3)</sup> of the statutes, as created by 2009 Wisconsin Act ...

25 (this act), is repealed and recreated to read:

the tax revenue



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77.70 (2) In addition to the taxes imposed under sub (1) <sup>sub</sup> if Milwaukee County <sup>and (2)</sup> satisfies the conditions under s. 66.1038 (5) (b), Milwaukee County may adopt an ordinance to impose a sales and use tax under this subchapter at the rate of 0.65 <sup>0.15</sup> percent of the sales price or purchase price. The taxes may be imposed only in their entirety. If Milwaukee County imposes the taxes under this subsection, it shall not levy property taxes for transit purposes. If Milwaukee County imposes the taxes under this subsection, it shall distribute an amount equal to 0.5 percent of the sales price or purchase price to the Milwaukee Transit Authority created under s. 66.1038 and the remainder to the municipalities located in whole or in part in Milwaukee County in proportion to the number of police and fire personnel employed in each municipality. An ordinance adopted under this subsection shall be effective on the first day of January, the first day of April, the first day of July or the first day of October. A certified copy of that ordinance shall be delivered to the secretary of revenue at least 120 days prior to its effective date. The repeal of any such ordinance shall be effective on December 31. A certified copy of a repeal ordinance shall be delivered to the secretary of revenue at least 120 days before the effective date of the repeal."

the tax revenue

**35.** Page 1021, line 15: delete the material beginning with “, or 1.0” and ending with “(2) (a),” on line 16.

**36.** Page 1022, line 18: delete “rate of 0.5%” and substitute “rate of 0.5% rates under s. 77.70”.

**37.** Page 1023, line 6: delete “rate of 0.5 percent” and substitute “rates under s. 77.70”.

end of insert 9-17

## Runde, Al

---

**From:** Lundquist, Lisa  
**Sent:** Friday, June 12, 2009 3:58 PM  
**To:** Runde, Al  
**Subject:** RE: Write-up of MTA and Milwaukee County TA changes

I am so so so so sorry about this.

Mason and Richards spoke and this is what they would like:

Create the Milwaukee Transit Authority (in statute)

The Milwaukee county board, by a simple majority vote, may authorize the county to be a member of the authority. Specify that if the board becomes a member of the MTA, the board would have the authority to adopt a resolution imposing a 0.5% sales and use tax for transit service in Milwaukee County.

Specify that the county may only impose a 0.5% sales and use tax for transit service in Milwaukee if it contracts with the Milwaukee transit authority for providing transit service in Milwaukee County. Continue to specify that if the taxes are imposed, the county board would not be allowed to levy property taxes for transit purposes.

The second part of your summary regarding the 0.15% sales tax is all good.

I understand what you're saying about how do you have a MTA without Milwaukee Co being a member- I tried to express that to them but they said that MTA and the Milwaukee county board are separate entities and Milwaukee County board would have to vote to join the authority. I think the problem is that they don't want it to be up to a vote to create the MTA for fear that it would fail but they don't want the legislature to be responsible for imposing the sales tax.

Thank you!!!

Lisa

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**From:** Runde, Al  
**Sent:** Friday, June 12, 2009 2:52 PM  
**To:** Lundquist, Lisa  
**Cc:** Ammerman, Fred  
**Subject:** Write-up of MTA and Milwaukee County TA changes

Lisa,

Here is our write-up of the changes we discussed.

Let us know if it is OK.

Al

<< File: aa to aa to asa MTA.doc >>

Al Runde

Legislative Fiscal Analyst

Wisconsin Legislative Fiscal Bureau

(608) 266-3847