

1993 Assembly Bill 719

Date of enactment: **April 13, 1994**
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1993 WISCONSIN ACT 279

AN ACT *to renumber* 59.967 (10), 59.967 (11), 59.968 (7m), 66.943 (10) and 66.943 (11); *to amend* 59.968 (8); and *to create* 59.967 (10) (b), 59.967 (11) (b), 59.967 (12), 59.968 (7m) (b), 59.968 (9), 66.94 (30m), 66.943 (10) (b), 66.943 (11) (b), 66.943 (12) and 85.20 (3) (b) 4 of the statutes, **relating to:** territorial limitation on mass transit services.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 59.967 (10) of the statutes is renumbered 59.967 (10) (a).

SECTION 2. 59.967 (10) (b) of the statutes is created to read:

59.967 (10) (b) Notwithstanding any other provision of this section, no joint municipal transit commission under par. (a) may provide service outside the corporate limits of the parties to the contract under s. 66.30 which establish the joint municipal transit commission unless the joint municipal transit commission receives financial support for the service pursuant to a contract with a public or private organization for such service. This paragraph does not apply to service provided by a joint municipal transit commission outside the corporate limits of the parties to the contract under s. 66.30 which establish the joint municipal transit commission if the joint municipal transit commission is providing the service on the effective date of this paragraph [revisor inserts date], without receiving financial support from a public or private organization for the service, and elects to continue such service.

SECTION 3. 59.967 (11) of the statutes is renumbered 59.967 (11) (a).

SECTION 4. 59.967 (11) (b) of the statutes is created to read:

59.967 (11) (b) Notwithstanding any other provision of this section, no county may contract with a private

organization to provide service outside the corporate limits of such county unless the county receives financial support for the service pursuant to a contract with a public or other private organization for such service. This paragraph does not apply to service provided under par. (a) outside the corporate limits of a county if a private organization is providing the service on the effective date of this paragraph [revisor inserts date], without receiving financial support from a public or private organization for the service, and the county elects to continue such service.

SECTION 5. 59.967 (12) of the statutes is created to read:

59.967 (12) Notwithstanding any other provision of this section, no transit commission may provide service outside the corporate limits of the county which establishes the transit commission unless the transit commission receives financial support for the service pursuant to a contract with a public or private organization for such service. This subsection does not apply to service provided by a transit commission outside the corporate limits of the county which establishes the transit commission if the transit commission is providing the service on the effective date of this subsection [revisor inserts date], without receiving financial support from a public or private organization for the service, and elects to continue such service.

SECTION 6. 59.968 (7m) of the statutes is renumbered 59.968 (7m) (a).

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SECTION 7. 59.968 (7m) (b) of the statutes is created to read:

59.968 (7m) (b) Notwithstanding any other provision of this section, no joint transit commission under par. (a) may provide service outside the corporate limits of the parties to the contract under s. 66.30 which establish the joint transit commission unless the joint transit commission receives financial support for the service pursuant to a contract with a public or private organization for such service. This paragraph does not apply to service provided by a joint transit commission outside the corporate limits of the parties to the contract under s. 66.30 which establish the joint transit commission if the joint transit commission is providing the service on the effective date of this paragraph [revisor inserts date], without receiving financial support from a public or private organization for the service, and elects to continue such service.

SECTION 8. 59.968 (8) of the statutes is amended to read:

59.968 (8) Subsections (4) to (7m) (a) shall only apply if a county board by a two-thirds vote of its membership so authorizes.

SECTION 9. 59.968 (9) of the statutes is created to read:

59.968 (9) (a) Notwithstanding any other provision of this section, no county which acquires a transportation system under this section may provide service outside the corporate limits of such county unless the county receives financial support for the service pursuant to a contract with a public or private organization for such service. This subsection does not apply to service provided by a county outside the corporate limits of such county if the county is providing the service on the effective date of this paragraph [revisor inserts date], without receiving financial support from a public or private organization for the service, and elects to continue such service.

(b) Notwithstanding any other provision of this section, no county which establishes a transportation system under this section may contract with an operator to provide service under sub. (7) (a) outside the corporate limits of such county unless the county receives financial support for the service pursuant to a contract with a public or private organization for such service. This paragraph does not apply to service provided under sub. (7) (a) outside the corporate limits of a county pursuant to a contract between the county and an operator if an operator is providing the service on the effective date of this paragraph [revisor inserts date], without receiving financial support from a public or private organization for the service, and the county elects to continue such service.

SECTION 10. 66.94 (30m) of the statutes is created to read:

66.94 (30m) **LIMITATION ON SERVICE.** Notwithstanding any other provision of this section, no authority may provide service outside the corporate limits of the metro-

politan district for which the authority is established unless the authority receives financial support for the service pursuant to a contract with a public or private organization for such service. This subsection does not apply to service provided by an authority outside the corporate limits of the metropolitan district for which the authority is established if the authority is providing the service on the effective date of this subsection [revisor inserts date], without receiving financial support from a public or private organization for the service, and elects to continue such service.

SECTION 11. 66.943 (10) of the statutes is renumbered 66.943 (10) (a).

SECTION 12. 66.943 (10) (b) of the statutes is created to read:

66.943 (10) (b) Notwithstanding any other provision of this section, no joint municipal transit commission under par. (a) may provide service outside the corporate limits of the parties to the contract under s. 66.30 which establish the joint municipal transit commission unless the joint municipal transit commission receives financial support for the service pursuant to a contract with a public or private organization for such service. This paragraph does not apply to service provided by a joint municipal transit commission outside the corporate limits of the parties to the contract under s. 66.30 which establish the joint municipal transit commission if the joint municipal transit commission is providing the service on the effective date of this paragraph [revisor inserts date], without receiving financial support from a public or private organization for the service, and elects to continue such service.

SECTION 13. 66.943 (11) of the statutes is renumbered 66.943 (11) (a).

SECTION 14. 66.943 (11) (b) of the statutes is created to read:

66.943 (11) (b) Notwithstanding any other provision of this section, no municipality may contract with a private organization to provide service outside the corporate limits of such municipality unless the municipality receives financial support for the service pursuant to a contract with a public or other private organization for such service. This paragraph does not apply to service provided under par. (a) outside the corporate limits of a municipality if a private organization is providing the service on the effective date of this paragraph [revisor inserts date], without receiving financial support from a public or private organization for the service, and the municipality elects to continue such service.

SECTION 15. 66.943 (12) of the statutes is created to read:

66.943 (12) Notwithstanding any other provision of this section, no transit commission may provide service outside the corporate limits of the city which establishes the transit commission unless the transit commission receives financial support for the service pursuant to a

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contract with a public or private organization for such service. This subsection does not apply to service provided by a transit commission outside the corporate limits of the city which establishes the transit commission if the transit commission is providing the service on the effective date of this subsection [revisor inserts date], without receiving financial support from a public or private organization for the service, and elects to continue

such service.

SECTION 16. 85.20 (3) (b) 4. of the statutes is created to read:

85.20 (3) (b) 4. The eligible applicant complies with any applicable provisions of ss. 59.967 (10) (b), (11) (b) and (12), 59.968 (7m) (b) and (9), 66.94 (30m) and 66.943 (10) (b), (11) (b) and (12) with respect to limitation on service.