



2013 SENATE BILL 298

September 10, 2013 - Introduced by Senator LEIBHAM, cosponsored by Representative ENDSLEY. Referred to Joint Committee on Finance.

1 **AN ACT to repeal** 20.395 (2) (fs); **to amend** 20.395 (2) (ft) and 86.31 (3g); **to**
2 **create** 20.395 (2) (fs) of the statutes; and **to affect** 2013 Wisconsin Act 20,
3 section 9145 (7L) (b) (intro.) and 2013 Wisconsin Act 20, section 9145 (7L) (c);
4 **relating to:** a grant for the relocation of a county trunk highway in Manitowoc
5 and Sheboygan counties and making an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, as created in 2013 Wisconsin Act 20 (the Biennial Budget Act), the Department of Transportation (DOT) must award a grant in the 2013-15 fiscal biennium to Manitowoc County, Sheboygan County, the town of Centerville in Manitowoc County, the town of Mosel in Sheboygan County, the town of Sheboygan in Sheboygan County, and the village of Cleveland in Manitowoc County (affected local governments) for the relocation of CTH "LS" in Manitowoc and Sheboygan counties and the construction of access roads to properties along CTH "LS" (the project) if the affected local governments reach a jurisdictional transfer agreement that meets certain criteria. The amount of the grant may not exceed \$4,200,000 or 50 percent of the project costs, whichever is less. The grant must be paid from DOT's appropriation for discretionary grants under the Local Roads Improvement Program (LRIP), notwithstanding limitations on or eligibility requirements for LRIP aids.

Under this bill, the grant is not paid from the LRIP program appropriation. Instead, the grant is paid from a new, sum certain appropriation of \$4,000,000 for fiscal year 2013-14. The bill removes the requirement that the grant not exceed 50

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percent of the project costs. The bill also reduces the allocation under LRIP for discretionary grants for county trunk highway improvements by \$400,000 in fiscal year 2013-14.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

1 **SECTION 1.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
2 the following amounts for the purposes indicated:

	2013-14	2014-15
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4 **20.395 Transportation, department of**

5 (2) LOCAL TRANSPORTATION ASSISTANCE

6 (fs) Grant for CTH “LS” relocation

project; state funds	SEG	B	4,000,000	-0-
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8 **SECTION 2.** 20.395 (2) (fs) of the statutes is created to read:

9 20.395 (2) (fs) *Grant for CTH “LS” relocation project, state funds.* Biennially,
10 the amounts in the schedule for the grant under 2013 Wisconsin Act 20, section 9145
11 (7L).

12 **SECTION 3.** 20.395 (2) (fs) of the statutes, as created by 2013 Wisconsin Act ...
13 (this act), is repealed.

14 **SECTION 4.** 20.395 (2) (ft) of the statutes, as affected by 2013 Wisconsin Act 20,
15 is amended to read:

16 20.395 (2) (ft) *Local roads improvement program; discretionary grants, state*
17 *funds.* As a continuing appropriation, the amounts in the schedule for the local roads
18 improvement program under s. 86.31 (3g) to (3r), for the payments required under

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1 2007 Wisconsin Act 20, section 9148 (3) and (14qq), and ~~2013 Wisconsin Act 20,~~
2 ~~section 9145 (7L),~~ and for the grant under 2007 Wisconsin Act 20, section 9148 (9z).

3 **SECTION 5.** 86.31 (3g) of the statutes is amended to read:

4 86.31 (3g) COUNTY TRUNK HIGHWAY IMPROVEMENTS — DISCRETIONARY GRANTS.
5 From the appropriation under s. 20.395 (2) (ft), the department shall allocate
6 ~~\$5,355,000 in fiscal year 2007-08, \$5,462,100 in fiscal year 2008-09, and \$5,127,000~~
7 ~~in fiscal year 2009-10 years 2011-12 and 2012-13, \$4,727,000 in fiscal year 2013-14,~~
8 ~~and \$5,127,000 in fiscal year 2014-15~~ and each fiscal year thereafter, to fund county
9 trunk highway improvements with eligible costs totaling more than \$250,000. The
10 funding of improvements under this subsection is in addition to the allocation of
11 funds for entitlements under sub. (3).

12 **SECTION 6.** 2013 Wisconsin Act 20, section 9145 (7L) (b) (intro.) is amended to
13 read:

14 [2013 Wisconsin Act 20] Section 9145 (7L) (b) (intro.) ~~Notwithstanding~~
15 ~~limitations on the amount and use of aids provided under section 86.31 of the~~
16 ~~statutes, or on eligibility requirements for receiving aids under section 86.31 of the~~
17 ~~statutes, the~~ From the appropriation under section 20.395 (2) (fs) of the statutes, as
18 created by 2013 Wisconsin Act ... (LRB-3102/1), the department shall award a grant
19 in the 2013-15 fiscal biennium to the affected local governments for the project if the
20 affected local governments reach a jurisdictional transfer agreement that specifies
21 all of the following to the satisfaction of the department:

22 **SECTION 7.** 2013 Wisconsin Act 20, section 9145 (7L) (c) is repealed.

23 **SECTION 8. Fiscal changes.**

24 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation
25 to the department of transportation under section 20.395 (2) (ft) of the statutes, as

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1 affected by the acts of 2013, the dollar amount is decreased by \$4,000,000 for the first
2 fiscal year of the fiscal biennium in which this subsection takes effect to decrease
3 funding for the purposes for which the appropriation is made.

4 **SECTION 9. Effective dates.** This act takes effect on the day after publication,
5 except as follows:

6 (1) The repeal of section 20.395 (2) (fs) of the statutes takes effect on July 1,
7 2015.

8 (END)