



2019 ASSEMBLY BILL 276

June 7, 2019 - Introduced by Representatives SANFELIPPO, FELZKOWSKI, BRANDTJEN, HORLACHER, KNODL, KUGLITSCH, MAGNAFICI, NEYLON, OTT, QUINN, RAMTHUN, SORTWELL, TAUCHEN, THIESFELDT and WICHGERS, cosponsored by Senators TIFFANY, CRAIG, COWLES, FEYEN, NASS, WANGGAARD and BERNIER. Referred to Committee on Transportation.

1 **AN ACT** *to create* 84.06 (14) of the statutes; **relating to:** water quality
2 management in state highway projects.

Analysis by the Legislative Reference Bureau

This bill requires the Department of Transportation, in its specifications for highway improvements, to encourage the proposal of alternate water quality management plans from those provided in DOT's specifications. The bill also provides that DOT may not reject a bid based on the bidder's proposed use of an alternate water quality management plan if the proposed plan will result in water quality performance at least as good as would be achieved under DOT's specifications and at no greater cost than would be achieved under DOT's specifications.

For further information see the **state** 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:

3 **SECTION 1.** 84.06 (14) of the statutes is created to read:
4 84.06 (14) WATER QUALITY MANAGEMENT. (a) In this subsection, "water quality
5 management plan" means a plan for the management of storm water and drainage

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1 during construction of a highway improvement, after construction of the
2 improvement during the operative life of the improvement, or both.

3 (b) All specifications for highway improvements prepared by the department
4 for improvements within its jurisdiction shall include an encouragement to propose,
5 for use in the improvement, an alternate water quality management plan from that
6 provided in the specification.

7 (c) Notwithstanding s. 85.19, the department may not reject a bid under sub.
8 (2) based on the bidder's proposed use of an alternate water quality management
9 plan from that provided in the highway improvement specification if the proposed
10 plan will result in water quality performance at least as good as would be achieved
11 under the plan provided in the specification and at no greater cost than would be
12 achieved under the plan provided in the specification.

13 (END)