

**1999 DRAFTING REQUEST**

Bill

Received: **11/05/1999**

Received By: **nilsepe**

Wanted: **As time permits**

Identical to LRB:

For: **Glenn Grothman (608) 264-8486**

By/Representing: **Maggie**

This file may be shown to any legislator: NO

Drafter: **nilsepe**

May Contact:

Alt. Drafters:

Subject: **Transportation - mass transit**

Extra Copies: **TNF**

**Pre Topic:**

No specific pre topic given

**Topic:**

Light rail; no state aid for operating expenses, prohibit construction

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Reauired</u>
I?	nilsepe 1 1/08/1999	csicilia 1 1/22/1999		_____			State
/1			martykr 1 1/23/1999	_____	gretskl 1 1/23/1999	lrb_docadmin 01/05/2000	

FE Sent For:

<END>

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1?	nilsepe	1 cjs 11/17/99	Kim 11/23	Maggie 11/23			

FE Sent For:

<END>

~~XXXXXX~~ ~~XXXX~~

Kill for Rep. Grothman; Maggie 1/5 4:30 pm  
repeal budget sunset And old bill

06.94 (9m)

85.205

Act 9 section 9150 (36m) - renumber to state



~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

insert

gen  
cal

1 **AN ACT** relating to: light rail and the urban mass transit operating  
2 assistance program.

the department of  
transportation

**Analysis by the Legislative Reference Bureau**

Current law prohibits any mass transit authority, governing body of any county, city, village or town or any agency, corporation, instrumentality or subunit of a county, city, village or town from entering into a contract for any purpose related to a light rail mass transit system, if the cost of any of the contracted items would be paid for or reimbursed by federal interstate cost estimate (ICE) funds or funds received from the state. Current law also prohibits (DOT) from expending or encumbering any federal ICE funds or state funds for any purpose related to a light rail mass transit system. These restrictions on contracting and expending or encumbering funds do not apply to the Kenosha light rail mass transit system currently under construction, to funds expended or activity related to a mass transit system that is done under the memorandum of agreement concerning USH 12. The restrictions expire on June 30, 2001.

X

This bill eliminates the June 30, 2001, sunset of those restrictions. Under the bill, the restrictions are made permanent.

insert  
A

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

3 SECTION 1. 66.94 (9m) of the statutes, as created by 1999 Wisconsin Act 9, is  
4 amended to read:

1           **66.94 (9m)** LIMITONCONTRACTINGFORLIGHTRAIL. Notwithstanding any other  
 2 provision of this section, no authority may enter into a contract for any purpose  
 3 related to a light rail mass transit system if the cost of any of the contracted items  
 4 would be paid for by, or reimbursed with, federal funds received under P.L. 102-240,  
 5 section 1045, or P.L. 105-277, section 373, or any funds received from the state. This  
 6 subsection does not apply to any light rail mass transit system that is being  
 7 constructed on <sup>October 29, 1999</sup> ~~the effective date of this subsection~~ <sup>revisor inserts date</sup>. This  
 8 subsection does not apply to any funds expended or activity related to a mass transit  
 9 system that is done under the memorandum of agreement concerning USH 12  
 10 between Middleton and Lake Delton, Wisconsin, that was executed by the governor,  
 11 the secretary of transportation, the secretary of natural resources, the county  
 12 executive of Dane County, the administrative coordinator of Sauk County, and  
 13 others, and that became effective on April 22, 1999. ~~This subsection does not apply~~

14 ~~after June 30, 2001.~~

WPO: change  
 component  
 history: 1999 a. 9.4  
 Move to  
 back of  
 bill 16  
 Does not  
 sort properly

15 ~~SECTION 9.~~ 1999 Wisconsin Act 9, section 9150 (3bm) <sup>is renumbered 66.941</sup>

16 and amended to read:

**66.941 Contracting for design or construction of light rail prohibited.**

18 Notwithstanding any other provision of ~~chapter~~ <sup>cc.</sup> 59, 60, 61, 62 or 66 ~~of the statutes,~~

19 no governing body of any city, village, town or county and no agency, corporation,

20 instrumentality or subunit of a city, village, town or county <sup>WPO leave comma as it was</sup> may enter into a contract

21 for any purpose related to a light rail mass transit system if the cost of any of the

22 contracted items would be paid for by, or reimbursed with, federal funds received

23 under P.L. 102-240, section 1045, or P.L. 105-277, section 373, or any funds received

24 from the state. This ~~section~~ does not apply to any funds expended or activity

~~subsection~~ Section

1 related to a mass transit system that is done under the memorandum of agreement  
 2 concerning USH 12 between Middleton and Lake Delton, Wisconsin, that was  
 3 executed by the governor, the secretary of transportation, the secretary of natural  
 4 resources, the county executive of Dane County, the administrative coordinator of  
 5 Sauk County, and others, and that became effective on April 22, 1999. ~~This~~  
 6 ~~subsection does not apply after June 30, 2001.~~

7 **SECTION 85.205** of the statutes, as created by 1999 Wisconsin Act 9, is  
 8 amended to read:

9 **85.205 Prohibited expenditures for light rail.** Notwithstanding ss.  
 10 85.022, 85.062 and 85.063, the department may not encumber or expend any federal  
 11 funds received under P.L. 102-240, section 1045, or P.L. 105-277, section 373, or  
 12 state funds for any purpose related to a light rail mass transit system. This section  
 13 does not apply to any light rail mass transit system that is being constructed on the  
 14 ~~effective date of this section.~~ <sup>October 29, 1999</sup> ~~(reviser inserts 1999).~~ This section does not apply to  
 15 any funds expended or activity related to a mass transit system that is done under  
 16 the memorandum of agreement concerning USH 12 between Middleton and Lake  
 17 Delton, Wisconsin, that was executed by the governor, the secretary of  
 18 transportation, the secretary of natural resources, the county executive of Dane  
 19 County, the administrative coordinator of Sauk County, and others: and that became  
 20 effective on April 22, 1999. ~~This section does not apply after June 30, 2001.~~

History: 1999 a. 9.

(END)

21

insert  
3-7

← w/o leave as they were  
commas ↓

October 29, 1999

# 1997 ASSEMBLY BILL 902

March 11, 1998 – Introduced by Representatives GROTHMAN, JENSEN, WALKER and ZUKOWSKI, cosponsored by Senator ROSENZWEIG. Referred to Committee on Highways and Transportation.

1 **AN ACT to create** 85.20 (4m) (g) of the statutes; **relating to:** prohibiting urban  
2 mass transit aid payments for newly established rail service.

*keep comma WFO: make sure hyphen complies with current style requirements*

### Analysis by the Legislative Reference Bureau

DOT

*Also,* Under current law, the department of transportation makes state aid payments to local public bodies in urban areas to assist the local public bodies with the expenses of operating an urban mass transit system. An urban mass transit system is transportation by bus, shared-ride taxicab, rail, or other conveyance, either publicly or privately owned, that provides the public with general or special service on a regular and continuing basis.

*in VSCA A*

This bill prohibits such state aid payments for urban mass transit systems that provide transportation service by rail, unless such rail service is established by the date on which this bill becomes law or is provided by Amtrak.

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** 85.20 (4m) (g) of the statutes is created to read:

4 85.20 (4m) (g) Notwithstanding sub. (3), the department may not pay state aids  
5 under this section for a mass transit system that provides transportation services by

*in VSCA 3:7*





**ASSEMBLY BILL 902**

1 rail unless the transportation services by rail are provided on or before the effective  
2 date of this paragraph . . . . [revisor inserts date]. Any increase in the level of  
3 transportation service by rail of a mass transit system that provides such service on  
4 or before the effective date of this paragraph . . . . [revisor inserts date], is eligible for  
5 an increase in the amount of state aid payable under this section. An eligible  
6 applicant may not use aids paid under this section to support transportation services  
7 by rail unless the services are eligible for aid under this section. This paragraph does  
8 not apply to Amtrak, as defined in s. 85.06 (1) (a).

9 ~~(END)~~

(end insert 3-7)

**SUBMITTAL  
'FORM**

**LEGISLATIVE REFERENCE BUREAU  
Legal Section Telephone: 266-3561  
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and **sign** on the appropriate line(s) below.

**Date:** 1/23/1999

**To:** Representative Grothman

**Relating to LRB drafting number:** LRB-3901

**Topic**

Light rail; no state aid for operating expenses, prohibit construction

**Subject(s)**

Transportation - mass transit

1. **JACKET** the draft for introduction \_\_\_\_\_  
in the **Senate** or the **Assembly**  (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached \_\_\_\_\_.  
A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE** NOW, prior to introduction \_\_\_\_\_.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Paul E. Nilsen, Legislative Attorney  
Telephone: (608) 261-6926