

1999 SENATE BILL 492

March 21, 2000 - Introduced by Senators COWLES, ROESSLER, HUELSMAN and FITZGERALD, cosponsored by Representatives HAHN, BLACK and OTT. Referred to Committee on Insurance, Tourism, Transportation and Corrections.

1 **AN ACT relating to:** federal funding for railroad crossing protection
2 improvements.

Analysis by the Legislative Reference Bureau

Under current law, the secretary of transportation is required to submit to the joint committee on finance (JCF) a proposed plan to adjust appropriations of federal funds to the department of transportation (DOT) for a fiscal year if the most recent estimate of federal funds available to DOT for that fiscal year is less than 95% or more than 105% of the amount shown in the appropriation schedule for federal funds appropriated to DOT. If, within 14 days after the cochairpersons of JCF determine that the proposed plan is complete, JCF does not meet to review the plan, the secretary of transportation shall implement the plan. If JCF meets and approves, or modifies and approves, the proposed plan, the secretary of transportation shall implement the approved plan.

This bill provides that, if the most recent estimate of federal funds available to DOT for the 2000-01 fiscal year is more than 105% of the amount of federal funds shown in the appropriation schedule for federal funds appropriated to DOT for that fiscal year, the secretary of transportation shall include in the proposed plan submitted to JCF an adjustment that reflects an increase of \$2,000,000 to the expenditure estimate of federal funds in the 2000-01 fiscal year to pay the costs for certain railroad crossing protection improvements.

The bill also provides that, if the most recent estimate of federal funds available to DOT for the 2000-01 fiscal year is more than 100% but not more than 105% of the amount of federal funds shown in the appropriation schedule for federal funds

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appropriated to DOT for that fiscal year, the secretary of transportation shall, before making any other adjustments, make an adjustment that reflects an increase by the amount that such federal funds available to DOT exceeds 100% or by \$2,000,000, whichever is less, to the expenditure estimate of federal funds in the 2000–01 fiscal year to pay the costs for certain railroad crossing protection improvements.

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:

1 **SECTION 1. Nonstatutory provisions.**

2 (1) FEDERAL APPROPRIATIONS; RAILROAD CROSSING IMPROVEMENTS.

3 (a) In this subsection:

4 1. “Amount of federal funds” has the meaning given in section 84.03 (2) (a) 1.
5 of the statutes.

6 2. “The schedule” has the meaning given in section 84.03 (2) (a) 2. of the
7 statutes.

8 (b) If the department of transportation’s most recent estimate of the amount
9 of federal funds that the department will expend under section 20.395 of the statutes
10 in the 2000–01 fiscal year is more than 105% of the amount of federal funds shown
11 in the schedule for the appropriations under section 20.395 of the statutes for that
12 fiscal year, the secretary of transportation shall include in the plan submitted to the
13 joint committee on finance under section 84.03 (2) (b) 1. of the statutes an adjustment
14 to the expenditure estimate under section 20.395 (2) (gx) of the statutes that reflects
15 an increase in that estimate of \$2,000,000.

16 (c) If the department of transportation’s most recent estimate of the amount of
17 federal funds that the department will expend under section 20.395 of the statutes
18 in the 2000–01 fiscal year is more than 100% but not more than 105% of the amount

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1 of federal funds shown in the schedule for the appropriations under section 20.395
2 of the statutes for that fiscal year, the secretary of transportation shall, before
3 making any other adjustment to the expenditure estimate for a federal appropriation
4 for that fiscal year, adjust the expenditure estimate under section 20.395 (2) (gx) of
5 the statutes to reflect an increase in that estimate by the amount that the estimate
6 of federal funds that the department will expend under section 20.395 of the statutes
7 for that fiscal year exceeds 100% of the amount of federal funds shown in the schedule
8 for the appropriations under section 20.395 of the statutes for that fiscal year or by
9 the amount of \$2,000,000, whichever is less.

10 (d) Notwithstanding section 16.42 (1) (e) of the statutes, in submitting
11 information under section 16.42 of the statutes for purposes of the 2001–03 biennial
12 budget bill, the department of transportation shall submit information concerning
13 the appropriation under section 20.395 (2) (gx) of the statutes as though any change
14 in estimated expenditures required by this subsection had not been made.

15 (END)