

1999 DRAFTING REQUEST

Bill

Received: **12/15/98**

Received By: **kuesejt**

Wanted: **Soon**

Identical to LRB:

For: **Administration-Budget 6-7973**

By/Representing: **Grinde**

This file may be shown to any legislator: **NO**

Drafter: **kuesejt**

May Contact:

Alt. Drafters:

Subject: **State Government - miscellaneous
Munis - miscellaneous
Counties**

Extra Copies: **MES - 1**

Topic:

DOA:.....Grinde - Planning grants provided by DOA to local governments

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>Required</u>
/?	kuesejt 12/16/98 nilsepe 12/16/98	jgeller 12/16/98		_____			State
/1			jfrantze 12/17/98	_____	lrb_docadmin 12/17/98		State
/2	kuesejt 12/29/98 nilsepe 12/29/98	jgeller 12/29/98	ismith 12/29/98	_____	lrb_docadmin 12/29/98		State
/3	kuesejt 01/5/99	jgeller 01/7/99	martykr 01/7/99	_____	lrb_docadmin 01/7/99		

1/7/99 10:27:56 AM

Page 2

Vers. Drafted Reviewed Typist Proofed Submitted Jacketed Required

FE Sent For:

<END>

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1/3
FE Sent For: *kuesejt 1/5*
3 1/5 jlg km/2
JZ km/2

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/1			jfrantze 12/17/98	_____	lrb_docadmin 12/17/98		
<i>12</i>	<i>Kuesejt</i> <i>12/29</i>		<i>JS</i> <i>12/29</i>	<i>JS/KH</i> <i>12/29</i>			

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
FE Sent For:

<END>

CORRESPONDENCE\MEMORANDUM**STATE OF WISCONSIN
Department of Administration**

Date: December 11, 1998

To: Steve Miller
Chief, Legislative Reference Bureau

From: Kirsten Grinde 
Policy and Budget Analyst, State Budget Office

Subject: FY 1999-2001 Budget Statutory Language Proposal

The following is an additional statutory language proposal for the FY1999-2001 biennial budget. I have indicated my priority ranking below.

The intent of this request is to create grants to provide assistance to local units of government and regional planning commissions for planning. The funding for the would be provided from federal TEA 21 (transportation enhancement act) moneys. Grants would be awarded by the Department of Administration (DOA) after both DOA and the Department of Transportation (DOT) approve the proposed plan for disbursement of the funds.

- Create a new PR-S appropriation in s. 20.505(1) to receive moneys transferred from DOT to fund grants for planning activities undertaken by local units of government and regional planning commissions.
- Modify the appropriation under s. 20.395(3)(ix) to allow the transfer of \$1 million annually to the new planning grants PR-S appropriation under DOA.
- In ch. 16 of the statutes provide the department the authority to award planning grants to local units of government and regional planning commissions for planning activities, including contracting for planning consultant services; costs of public planning sessions, costs of planning outreach and education activities; purchase of planning software or computerized planning data; or purchase of hardware necessary for use of planning software or computerized planning data.
- Require a 20% local match for grant awards.
- Require that distributions from the DOA planning grants appropriation be contingent on DOT concurrence in an expenditure plan.

<u>Issue</u>	<u>Status</u>	<u>Analyst</u>	<u>Priority</u>
Planning Grants and Funding	Proposal above	Kirsten	High

This request was not submitted by the agencies. If you have any questions, please contact me at 266-7973.

cc: Dave Schmiedicke

1999

Date (time) needed

SOON

LRB - 1306, 1

DOA BUDGET DRAFT

STK + Pen: jlg:

Use the appropriate components and routines developed for bills.

>>FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION<<

AN ACT ... [DO NOT generate catalog]; relating to: the budget. grants by the department of administration to local governments for planning purposes and making appropriations.

Analysis by the Legislative Reference Bureau

For the 3 titles used in an analysis, in the component bar:

For the main heading [old =M], execute: create -> anal: -> title: -> head

For the subheading [old =S], execute: create -> anal: -> title: -> sub

For the sub-subheading [old =P], execute: create -> anal: -> title: -> sub-sub

attached

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

SECTION #.

1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1306/lins2
JTK&PEN.....

head → STATE GOVERNMENT
sub → OTHER STATE GOVERNMENT

This bill permits the department of administration (DOA) to award grants to counties, cities, villages, towns or regional planning commissions to be used to finance the cost of planning activities, including contracting for planning consultant services, public planning sessions and other planning outreach and educational activities, or for the purchase of computerized planning data, planning software or the hardware required to utilize that data or software. DOA must require any local governmental unit that receives a grant under the bill to finance at least 20% of the cost of the product or service to be funded by that grant from its own resources. All proposed expenditures to be made under any grant are subject to the written approval of the secretary of transportation.

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

check spacing

~~#~~
The grants are funded by federal moneys provided to this state for transportation-related planning activities.

1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1306/1
JTK&PEN.....

SECTION 1. 16.952^X of the statutes is created to read:

16.952 Planning grants to local governmental units. (1) In this section, "local governmental unit" means a county, city, village, town or regional planning commission.

(2) From the appropriation under s. 20.505 (1)(ki)^Δ, the department[✓] may provide grants to local governmental units to be used to finance the cost of planning activities, including contracting for planning consultant services, public planning sessions and other planning outreach and educational activities, or for the purchase of computerized planning data, planning software or the hardware required to utilize that data or software. The department shall require any local governmental unit that receives a grant under this section[✓] to finance at least 20% of the cost of the product or service to be funded by the grant from the resources of the local governmental unit. Prior to awarding a grant under^Δ this section, the department shall forward a detailed statement of the proposed expenditures to be made under the grant to the secretary of transportation and obtain his or her written approval of the proposed expenditures.

Insert
PEN

SECTION 2. 20.505 (1)(ki)^X of the statutes is created to read:

20.505(1)(ki)^Δ *Planning grants to local governmental units.* The amounts in the schedule to provide planning grants to local governmental units under s. 16.952. All moneys transferred from the appropriation account under s. 20.395 (3)(ix)^Δ shall be credited to this appropriation account.

note: bud →

(END)[✓]

insert
PEN

Section #. 20.395 (3) (ix) ^X of the statutes is amended to read:

20.395 (3) (ix) *Administration and planning, federal funds.* All moneys received from the federal government for the administration and planning of departmental programs under subs. (1) to (3).

~~History: 1971 c. 40 s. 93; 1971 c. 42, 107; 1971 c. 125 ss. 122 to 137, 522 (1); 1971 c. 197, 211, 215, 307; 1973 c. 90, 142, 243, 333, 336; 1975 c. 39; 1975 c. 163 s. 16; 1975 c. 200, 224, 270, 288, 340, 422; 1977 c. 29, 377, 418; 1979 c. 34 ss. 322e to 420, 574, 575; 1979 c. 221; 1981 c. 20 ss. 238 to 300, 2202 (51) (c), (e); 1981 c. 165, 234; 1981 c. 314 s. 146; 1981 c. 347 s. 80; 1981 c. 362; 1983 a. 27 ss. 270g to 315, 2202 (20); 1983 a. 243; 1985 a. 29 ss. 357 to 402, 3202 (51) (a); 1985 a. 65, 76, 341; 1987 a. 27, 137, 349, 369, 399, 403; 1989 a. 31, 56; 1991 a. 39, 104, 239, 269; 1993 a. 16, 285, 354, 437; 1995 a. 27, 113, 201, 338, 445; 1997 a. 27, 35, 135, 237, 255.~~

and to transfer to the general fund and
credit to the appropriation account under s. 20.505 (1) (ki)
the amounts appropriated under s. 20.505 (1) (ki)

(end insert)



(2015)
State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-1306/7 2
JTK&PEN:jlg:jf

SOON

DOA:.....Grinde - Planning grants provided by DOA to local governments
FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

do not gen

- 1 AN ACT ...; relating to: grants by the department of administration to local
- 2 governments for planning purposes and making appropriations.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

OTHER STATE GOVERNMENT

This bill permits the department of administration (DOA) to award grants to counties, cities, villages, towns or regional planning commissions to be used to finance the cost of planning activities, including contracting for planning consultant services, public planning sessions and other planning outreach and educational activities, or for the purchase of computerized planning data, planning software or the hardware required to utilize that data or software. The grants are funded by federal moneys provided to this state for transportation-related planning activities. DOA must require any local governmental unit that receives a grant under the bill to finance at least 20% of the cost of the product or service to be funded by that grant from its own resources. All proposed expenditures to be made under any grant are subject to the written approval of the secretary of transportation.

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. 16.952 of the statutes is created to read:

2 16.952 Planning grants to local governmental units. (1) In this section,
3 "local governmental unit" means a county, city, village, town or regional planning
4 commission.

5 (2) From the appropriation under s. 20.505 (1) ⁽²⁾ ~~(1)~~, the department may
6 provide grants to local governmental units to be used to finance the cost of planning
7 activities, including contracting for planning consultant services, public planning
8 sessions and other planning outreach and educational activities, or for the purchase
9 of computerized planning data, planning software or the hardware required to
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11 unit that receives a grant under this section to finance at least 20% of the cost of the
12 product or service to be funded by the grant from the resources of the local
13 governmental unit. Prior to awarding a grant under this section, the department
14 shall forward a detailed statement of the proposed expenditures to be made under
15 the grant to the secretary of transportation and obtain his or her written approval
16 of the proposed expenditures.

17 SECTION 2. 20.395 (3) (ix) of the statutes is amended to read:

18 20.395 (3) (ix) Administration and planning, federal funds. All moneys
19 received from the federal government for the administration and planning of
20 departmental programs under subs. (1) to (3) and to transfer to the ^{conservation} fund and
21 credit to the appropriation account under s. 20.505 (1) ⁽²⁾ ~~(1)~~ the amounts appropriated
22 under s. 20.505 (1) ⁽²⁾ ~~(1)~~.

23 SECTION 3. 20.505 (1) ⁽²⁾ ~~(1)~~ of the statutes is created to read:

24 20.505 (1) ⁽²⁾ ~~(1)~~ Planning grants to local governmental units. ^{From the conservation} ~~The~~ amounts in ^{fund,} ~~the~~
25 the schedule to provide planning grants to local governmental units under s. 16.952.

1 All moneys ^{✓ received from the federal government and} transferred from the appropriation account under s. 20.395 (3) (ix) shall
2 be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3

(END)

dh →

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1036/2dn

PEN.....

↑
JG

December 29, 1998

Kirsten Grinde:

The federal funds that the department of administration (DOA) will use to award grants under this draft are presumably limited by federal law to transportation-related planning purposes. This draft does not limit the planning purposes for which DOA may award grants to "transportation-related" planning. That is, DOA may inadvertently award grants contrary to the permitted uses of those federal funds. However, under the draft DOA may not award a grant unless the secretary of transportation approves the award. The secretary of transportation must ensure that the award is not contrary to federal law.

Do you want to include a provision in this draft limiting the awards of federal transportation-related funds for only transportation-related purposes?

Paul E. Nilsen
Legislative Attorney
261-6926

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1306/2dn
PEN:jlg:ijs

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Do you want to include a provision in this draft limiting the awards of federal transportation-related funds for only transportation-related purposes?

Paul E. Nilsen
Legislative Attorney
261-6926

Kuesel, Jeffery

From: Grinde, Kirsten [kirsten.grinde@doa.state.wi.us]
Sent: Thursday, December 31, 1998 12:35 PM
To: Kuesel, Jeffery
Subject: LRB 1306/2

Jeff,

Sorry I wasn't clear in indicating from which fund that the planning grant SEG-S appropriation would be made. The planning grants would be made from the Transportation Fund, the same fund into which the federal funds are received.

Modify Page 2, line 20-22 to change the amended language to read: "and to transfer thge amounts appropriated under s. 20.505 (1)(z) to the appropriation account under s. 20.505 (1)(z)."

Modify Page 2, line 25 to change "conservation" to "transportation"

Let me know if you have any questions.

Thanks and Happy New Year,

Kirsten

Nilsen, Paul

From: Grinde, Kirsten [kirsten.grinde@doa.state.wi.us]
Sent: Thursday, December 31, 1998 12:10 PM
To: Nilsen, Paul
Subject: LRB 1306/2

Paul,

The answer to your drafter's note question is "No." The purpose of the federal funds is quite broad, and it is unclear that they are strictly limited to transportation-related planning. It will be up to DOT to ensure that awards are within federal requirements and limitations.

Let me know if you have any questions.

Thanks,

Kirsten



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-1306/3
JTK&PEN:jlg:ijs

wanted soon

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FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

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21 ~~and~~ credit to the appropriation account under s. 20.505 (1) (z) the amounts
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(END) ✓



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-1306/3
JTK&PEN;jlg:km

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- 3 (END)