

1999 DRAFTING REQUEST

Assembly Amendment (AA-AB133)

Received: 06/10/99

Received By: nelsorp1

Wanted: Soon

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Dyck

This file may be shown to any legislator: NO

Drafter: nelsorp1

May Contact:

Alt. Drafters:

Subject: **Transportation - highways**

Extra Copies:

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PEN

Pre Topic:

LFB:.....Dyck -

Topic:

Study of making Tolles Road a state trunk highway

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>
/1	nelsorp1 06/10/99	chanaman 06/10/99	martykr 06/10/99	_____	lrb_docadmin 06/10/99		
/2	nelsorp1 06/11/99	chanaman 06/11/99	jfrantze 06/11/99	_____	lrb_docadmin 06/11/99		

FE Sent For:

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FE Sent For:

cmh
6/11
/2

Jb 6/11

Jb
<END>
6/11

KSlt

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/1	nelsorp1	CMH 6/10	DM 6/10	JA 6/10			

FE Sent For:

1

<END>

TRANSPORTATION -- STATE HIGHWAY PROGRAM

Study of the Conversion of Tolles Road in Rock County to a State Highway

*Farm -
Talk to W.F.
there is a stat.*

Motion:

Move to require DOT, not later than June 30, 2000, to conduct a study on whether Tolles Road in Rock County should be a state trunk highway and to report the results of the study to the Governor and Legislature.

13-172

Note:

Tolles Road is a 4.5-mile town road in the Town of Porter in Rock County. The road is classified as a minor collector road on the basis of traffic volume and function. Normally, major and minor collector roads are county highways.

MO#	
Burke	Y
Decker	Y
Jauch	Y
Moore	Y
Shibilski	Y
Plache	Y
Cowles	Y
Panzer	Y
Gard	Y
Porter	Y
Kaufert	Y
Albers	Y
Duff	Y
Ward	Y
Huber	Y
Riley	Y

15-1



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0635/1
RPN.....

SOON

CMH

LFB:.....Dyck - Study of making Tolles Road a state trunk highway

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

1 At the locations indicated, amend the bill as follows:

2 1. Page 1423, line 12: after that line insert:

non
state.

3 " (7g) STATE TRUNK HIGHWAY STUDY. The department of transportation shall,
4 under section 84.295 (2) of the statutes, study whether Tolles Road in Rock County
5 should be a state trunk highway, and, by June 30, 2000, submit a report presenting
6 the results of that study to the governor, and to the legislature in the manner
7 provided under section 13.172 (2) of the statutes. "

8 (END)



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0635/1
RPN:cmh:km
TNF

LFB:.....Dyck - Study of making Tolles Road a state trunk highway

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

RPN: Thank you for your help.
My comments, suggestions

① Add D-NOTE "private or local bill". Arguably, even though it deals with state trunk highway system, it may not meet Milwaukee Brewtest. See attached examples. PEN's short and sweet, although I'd replace "This amendment is" with ~~is~~ "This amendment may be....", esp. in this case

1 At the locations indicated, amend the bill as follows:

2 1. Page 1423, line 12: after that line insert: ADDITION

3 "(7g) STATE TRUNK HIGHWAY STUDY. The department of transportation shall,
4 under section 84.295 (2) of the statutes, study whether Tolles Road in Rock County
5 should be a state trunk highway, and, by June 30, 2000, submit a report presenting
6 the results of that study to the governor, and to the legislature in the manner
7 provided under section 13.172 (2) of the statutes."

8 (END)

"an addition to the state trunk highway system" or "an additional state trunk highway"

or title to
"TOLLES ROAD IN ROCK COUNTY STUDY."



Soon
State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0635/2
RPN:cmh:km

D-Note

LFB:.....Dyck - Study of making Tolles Road a state trunk highway

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

1 At the locations indicated, amend the bill as follows:

2 1. Page 1423, line 12: after that line insert,

3 “(7g) STATE TRUNK HIGHWAY^(c) STUDY. The department of transportation shall,
4 under section 84.295 (2) of the statutes, study whether Tolles Road in Rock County
5 ^{added to the} should be a state trunk highway ^{system}, and, by June 30, 2000, submit a report presenting
6 the results of that study to the governor, and to the legislature in the manner
7 provided under section 13.172 (2) of the statutes.”.

8

(END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb1275/1dn
~~TNF:skg.ks~~

RPN cmh

DO635P
an

From '95
senior

John:

- ① This draft includes changes suggested by Tim East. He also asked that I include the following note regarding a "private or local law".
- ② It is possible that a Wisconsin court may conclude that this amendment is a "private or local law". Under art. IV, sec. 18, of the Wisconsin constitution, a "private or local law" is required to be enacted as single-subject legislation. If a court determined that this amendment constituted a "private or local law", the amendment cannot validly be enacted as part of the biennial budget act (which clearly encompasses more than one subject).

Timothy N. Fast
Legislative Attorney
266-9739

RPN

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

LRBb0635/2dn
RPN:cmh:jf

June 11, 1999

John:

This draft includes changes suggested by Tim Fast. He also asked that I include the following note regarding a "private or local law".

It is possible that a Wisconsin court may conclude that this amendment is a "private or local law". Under art. IV, sec. 18, of the Wisconsin Constitution, a "private or local law" is required to be enacted as single-subject legislation. If a court determined that this amendment constituted a "private or local law", the amendment cannot validly be enacted as part of the biennial budget act (which clearly encompasses more than one subject).

Robert P. Nelson
Senior Legislative Attorney
Phone: (608) 267-7511



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0635/2
RPN:cmh:jf

LFB:.....Dyck – Study of making Tolles Road a state trunk highway

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1423, line 12: after that line insert:

3 “(7g) STATE TRUNK HIGHWAY ADDITION STUDY. The department of transportation
4 shall, under section 84.295 (2) of the statutes, study whether Tolles Road in Rock
5 County should be added to the state trunk highway system, and, by June 30, 2000,
6 submit a report presenting the results of that study to the governor, and to the
7 legislature in the manner provided under section 13.172 (2) of the statutes.”

8 (END)