

1999 DRAFTING REQUEST

Assembly Amendment (AA-AB133)

Received: **06/10/99**

Received By: **olsenje**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Dyck**

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

Drafter: **olsenje**

May Contact:

Alt. Drafters:

Subject: **Transportation - miscellaneous**

Extra Copies: **PEN
TNF
RCT**

Pre Topic:

LFB:.....Dyck -

Topic:

Kinnickinnic River Bike Trail

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	olsenje 06/10/99	chanaman 06/11/99	martykr 06/11/99	_____	lrb_docadmin 06/11/99		

FE Sent For:

<END>

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/1	olsenje	<i>cmr</i> <i>6/11</i>	<i>cmr</i> <i>11</i>	<i>cmr</i> <i>6/11</i>			
FE Sent For:		<i>1</i>					

<END>

60639
Representative Riley

Jon Dyck

Form out.

9. Wausau project last budget

TRANSPORTATION -- LOCAL TRANSPORTATION PROJECTS

Kinnickinnic River Bike Trail

Motion:

Move to require DOT to approve funding for a project known as the Kinnickinnic River Bike Trail in the City of Milwaukee before approving any other project for funding in the congestion mitigation and air quality improvement program.

85.245, state.

Note:

DOT is currently considering project applications for the congestion mitigation and air quality improvement program, which funds projects intended to reduce traffic congestion and reduce automobile emissions in the ozone nonattainment areas of southeastern and east-central Wisconsin. The bill would provide \$12,498,500 FED annually for the program, which is the same as the amount provided in 1998-99.

This motion would require DOT to approve the Kinnickinnic River Bike Trail in Milwaukee for funding under the program. The estimated cost of this project is \$2.6 million. The federal congestion mitigation and air quality improvement program funds would pay for 80% of this cost.

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

11-5

97 Wis. Act 27, s. 9149 - continued

(1rm) **WAUSAU RIVER EDGE PARKWAY PROJECT**. Notwithstanding section 85.026 (2) of the statutes, as created by this act, before any other project is awarded assistance under section 85.026 of the statutes, as created by this act, the secretary of transportation shall approve the **Wausau** River Edge Parkway project in **Wausau** for an award of assistance under section 85.026 of the statutes, as created by this act, if the project is consistent with federal regulations promulgated under 23 USC 133 (b) (8). The amount of the award shall be \$94,400 or 80% of the total cost of the project, whichever is less.

s. 85.245, state.



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0639/1

JEO:.....

cm 17

D. Note Soon

LFB:.....Dyck – Kinnickinnic River Bike Trail

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

letter "g"

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

2 1. Page 1422, line 7: after that line insert: ✓

no statute

3 "(3) KINNICKINNIC RIVER BIKE TRAIL PROJECT. Notwithstanding section 85.245

4 (1) of the statutes, before approving any other project to receive federal funds

5 distributed under section 85.245 of the statutes, the secretary of transportation shall

6 approve the Kinnickinnic River Bike Trail project in the city of Milwaukee to receive

7 federal funds distributed under section 85.245 of the statutes if the project is

8 consistent with the requirements of 23 USC 149 and regulations promulgated under

9 23 USC 149."

10

(END)

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

LRBb0639/1dn

JEO:.....

cmf

~~It is possible that~~ a 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" must be enacted as single-subject legislation. If a court decided that this amendment is a "private or local law", the amendment cannot validly be enacted as part of the biennial budget act, which encompasses more than one subject.

Jefren E. Olsen
Legislative Attorney
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E-mail: Jefren.Olsen@legis.state.wi.us

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

LRBb0639/1dn
JEO:cmh:km

June 11, 1999

A 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" must be enacted as single-subject legislation. If a court decided that this amendment is a "private or local law", the amendment cannot validly be enacted as part of the biennial budget act, which encompasses more than one subject.

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State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0639/1
JEO:cmh:km

LFB:.....Dyck – Kinnickinnic River Bike Trail

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 1422, line 7: after that line insert:

3 “(3g) KINNICKINNIC RIVER BIKE TRAIL PROJECT. Notwithstanding section 85.245
4 (1) of the statutes, before approving any other project to receive federal funds
5 distributed under section 85.245 of the statutes, the secretary of transportation shall
6 approve the Kinnickinnic River Bike Trail project in the city of Milwaukee to receive
7 federal funds distributed under section 85.245 of the statutes if the project is
8 consistent with the requirements of 23 USC 149 and regulations promulgated under
9 23 USC 149.”

10 (END)