

1999 DRAFTING REQUEST**Assembly Amendment (AA-AB133)**Received: **06/10/99**Received By: **isagerro**Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau**By/Representing: **Dyck**This file may be shown to any legislator: **NO**Drafter: **isagerro**

May Contact:

Alt. Drafters:

Subject: **Transportation - railroads**Extra Copies: **PEN
TNF
RCT****Pre Topic:**

LFB:.....Dyck -

Topic:

Passenger railroad station improvement grant program

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>
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<END>

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FE Sent For: *13-6-1499 kmj* *CH 6-14* *CH KM 6-14* **<END>**

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1/2 6/14 jlg *6/14* *6/14 km*
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1?	isagerro	1-6-99 Kmg	Kmg 12	JTB Kmg			

FE Sent For:

<END>

Fast, Timothy

From: Dyck, Jon
Sent: Thursday, June 10, 1999 1:10 PM
To: Fast, Timothy; Sager-Rosenthal, Ivy
Subject: correction on new appropriation

DOT suggests 2(cu) for the local choo-choo train station appropriation. I believe I had said 2(cv).

Jon Dyck, Fiscal Analyst
Legislative Fiscal Bureau

Fast, Timothy

From: Dyck, Jon
Sent: Thursday, June 10, 1999 10:44 AM
To: Fast, Timothy; Sager-Rosenthal, Ivy
Subject: FW: New appropriations

Here is the language from Jim Thiel on design-build:

"SECTION XXXXXX. Notwithstanding sec. 84.11, Stats. (1991- 92) or secs. 84.01(13), 84.06(2) and 84.11, Stats., (1997-98) or any other statute, the department of transportation may use the design-build concept and enter into a design-build contract for one high cost local bridge for which an agreement apportioning costs has been executed by all participating agencies prior to July 1, 1993 under Section TRANS 215.08(2), Wis. Admin. Code, in any county having a population of 500,000 or more. The design-build process and project must also receive the specific approval of the federal government pursuant to federal Special Experimental Project No. 14, Innovative Contracting Practices, and SECTION 1307(e)(2) of Public Law 105-178. For purposes of this provision, "design-build" means a method of construction under which the engineering, design and construction are provided by a single entity through a competitive selection process that utilizes, at a minimum, qualifications, quality, time of completion and cost as award criteria. The design-build contract shall be entered into by the department and approved by the Governor. The contract shall incorporate prevailing wage rates under sec. 103.50, Stats., and be subject to public works lien and performance and payment bond requirements under secs. 779.14 and 779.15, Stats. The contract may contain disadvantaged business enterprise participation provisions consistent with 49 Code of Federal Regulations Part 26. To be eligible to participate in the competitive selection process, entities seeking the contract must be prequalified as a contractor and design consultant by the department. The department shall submit a report to the Legislature on the effectiveness of design-build contracting procedures not later than 5 years after the date of enactment of this Act."

Also, below is the e-mail from DOT on the new appropriations. ~~Perhaps the new local appropriation could be (cv):~~

Jon Dyck, Fiscal Analyst
Legislative Fiscal Bureau

-----Original Message-----

From: Nooyen, Cindy
Sent: Thursday, June 10, 1999 8:40 AM
To: Dyck, Jon
Cc: Beaupre, Sandy; Riopelle, Patrick; Mansfield, Mark
Subject: RE: New appropriations

I would suggest the following:

Aviation Career Education , State Funds (2)(ds) 238

Passenger Railroad Station Improvement Grants (2)(ct) 237

-----Original Message-----

From: Dyck, Jon
Sent: Thursday, June 10, 1999 8:04 AM
To: Nooyen, Cindy
Cc: Beaupre, Sandy; Riopelle, Patrick
Subject: New appropriations

Cindy,

As a result of last night's JFC action on the transportation budget, we have to create two new appropriations: one for the aviation career education program and one for a passenger railroad station grant program. What letters and numbers should I use for these appropriations? I need a response fairly quickly, if that is possible?



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0657/1

ISR:f:...

LFB:.....Dyck – Passenger railroad station improvement grant program

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

*Today
S
note*

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

2 ✓ 1. Page 410, line 13: after that line insert:

3 "SECTION 345m. 20.395 (2) (ct) of the statutes is created to read:

4 20.395 (2) (ct) *Passenger railroad station improvement grants, state funds.*

5 Biennially, the amounts in the schedule to make passenger railroad station
6 improvement grants under s. 85.055.

7 SECTION 345n. 20.395 (2) (cu) of the statutes is created to read:

8 20.395 (2) (cu) *Passenger railroad station improvement grants, local funds.* All
9 moneys received from any local unit of government for passenger railroad station
10 improvements under s. 85.055, for such purposes." *or other sources*

11 ✓ 2. Page 913, line 15: after that line insert:

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

LRBb0657/1dn

ISR,.....

King

June 12, 1999

Jon Dyck:

Is the definition of local governmental unit what you intended? I modeled the definition after the definition in section 85.06 (1) (b), stats.

This amendment requires that before a local governmental unit may receive a grant, it must first adopt a resolution supporting the railroad station. A private entity is not subject to a similar requirement. Is this your intent? *that*

Please review this amendment carefully to make sure it reflects your intent. If you have any questions, feel free to contact me.

Ivy G. Sager-Rosenthal
Legislative Attorney
Phone: (608) 261-4455
E-mail: Ivy.Sager-Rosenthal@legis.state.wi.us

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

LRBb0657/1dn
ISR:kmg:km

June 12, 1999

Jon Dyck:

Is the definition of local governmental unit what you intended? I modeled the definition after the definition in section 85.06 (1) (b), stats.

This amendment requires that, before a local governmental unit may receive a grant, it must first adopt a resolution supporting the railroad station. A private entity is not subject to a similar requirement. Is this your intent?

Please review this amendment carefully to make sure that it reflects your intent. If you have any questions, feel free to contact me.

Ivy G. Sager-Rosenthal
Legislative Attorney
Phone: (608) 261-4455
E-mail: Ivy.Sager-Rosenthal@legis.state.wi.us

Sager-Rosenthal, Ivy

From: Dyck, Jon
Sent: Sunday, June 13, 1999 8:13 AM
To: Sager-Rosenthal, Ivy
Subject: 0657/1 and 0648/1

Ivy,

On 0657/1, I think that counties may want to apply for this program. Why don't we do something similar to the harbor program under 85.095: define eligible applicant to include municipality, town, county or agency of those governments or private entity. Also, does the local government pass a resolution or does the governing body pass a resolution? If you think it is correct to say that the local government would pass the resolution, then don't worry about changing that.

On 0648/1, I wouldn't ask to change this if I specifically hadn't asked Sen. Jauch's office if he wanted this to be an ongoing requirement or just a nonstat provision. He only wanted it to apply during 1999-01. So, could be make this a nonstat and just notwithstanding s. 114.34 (3)?

Thanks.

Jon Dyck, Fiscal Analyst
Legislative Fiscal Bureau



State of Wisconsin
1999 - 2000 LEGISLATURE

2
LRBb0657/3
ISR:kmg:km

RMP + Jg

LFB:.....Dyck - Passenger railroad station improvement grant program

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

Today

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

2 1. Page 410, line 13: after that line insert:

3 "SECTION 345m. 20.395 (2) (ct) of the statutes is created to read:

4 20.395 (2) (ct) *Passenger railroad station improvements grants, state funds.*

5 Biennially, the amounts in the schedule to make passenger railroad station
6 improvement grants under s. 85.055.

7 SECTION 345n. 20.395 (2) (cu) of the statutes is created to read:

8 20.395 (2) (cu) *Passenger railroad station improvements, local funds.* All
9 moneys received from any local unit of government or other sources for passenger
10 railroad station improvements under s. 85.055, for such purposes."

11 2. Page 913, line 15: after that line insert:

means a city, village, town or county or an agency or subdivision of a city, village, town or county

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"SECTION 1830j. 85.055 of the statutes is created to read:

85.055 Passenger railroad station improvements. (1) In this section,

"Local governmental unit" ~~has the meaning given in s. 59.72 (1) (a).~~

(2) The department shall administer a passenger railroad station improvement grant program. From the appropriation under s. 20.395 (2) (ct), the department shall award grants to local governmental units or private entities for the construction or rehabilitation of passenger railroad stations along existing or proposed rail passenger routes. The amount of a grant awarded under this section shall be limited to an amount equal to 33% of the cost of the project or \$60,000, whichever is less.

(3) The department may not award a grant under this section to a ~~local governmental unit~~ *public entity* unless the ~~local governmental unit~~ *governing body of the city, town, village or county* has adopted a resolution supporting the proposed project.

(4) The department shall promulgate rules to administer the program."

(END)



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0657/2-3
ISR:kmg&jlg:jl
RMR
mays

LFB:.....Dyck - Passenger railroad station improvement grant program

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

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8 20.395 (2) (cu) *Passenger railroad station improvements grants local funds.* All
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11 2. Page 913, line 15: after that line insert:



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0657/3
ISR:kmg&jlg:ch

LFB:.....Dyck - Passenger railroad station improvement grant program

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

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