

2001 DRAFTING REQUEST

Bill

Received: **01/17/2001**

Received By: **jkreye**

Wanted: **Soon**

Identical to LRB:

For: **Jeff Stone (608) 266-8590**

By/Representing: **tami**

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

Drafter: **jkreye**

May Contact:

Alt. Drafters:

Subject: **Transportation - airports**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Air carrier assistance

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>
/?	jkreye 01/17/2001	hhagen 01/24/2001		_____			State
/1			pgreensl 01/24/2001	_____	lrb_docadmin 01/24/2001	lrb_docadmin 02/01/2001	

FE Sent For: **01/30/2001.**

<END>

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FE Sent For:

Handwritten note: 01-30-01 (1/1) with an arrow pointing to the left.

<END>

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1/1	jkreye	1, hmk 1/24/01	1/24 PG	1/24 PG/hmk			

FE Sent For:

<END>

Bill Request Form

Legislative Reference Bureau

100 N. Hamilton Street
Legal Section 266-3561

Use of this form is optional. It is often better to talk directly with the LRB attorney who will draft the bill.
Use this form only for bill draft requests. Attach more pages if necessary.

Date January 17, 2001

Legislator, agency, or other person requesting this draft Rep. Jeff Stone

Person submitting request (name and phone number) Tami Rongstad 6-8591

Persons to contact for questions about this draft (names and phone numbers) _____

Tami Rongstad 6-8591 Rep. Stone 6-8591

Describe the problem, including any helpful examples. How do you want to solve the problem?

please redraft (1999-2000) AB 94
for this session.

see 4817/1
& 5051/1

Joe Krueger

Please attach a copy of any correspondence or other material that may help us. If you know of any statute sections that might be affected, list them or provide a marked-up copy.

You may attach a marked-up copy of any LRB draft or provide its number (e.g., 1999 LRB-2345/1 or 1997 AB-67). 99-00 AB 94

Requests are confidential unless stated otherwise. May we tell others that we are working on this for you? YES NO

If yes: Anyone who asks? YES NO
Any legislator? YES NO

Only the following persons _____

Do you consider this request urgent? YES NO If yes, please indicate why _____

priority agenda item - pre budget

Should we give this request priority over any pending request of this legislator, agency, or person?

YES NO

1999 ASSEMBLY BILL 941

1-17-01
500N

March 28, 2000 - Introduced by Representatives STONE, JENSEN, GARD, DUFF, WALKER, JESKEWITZ, KLUSMAN, WIECKERT, KAUFERT, KEDZIE, TOWNSEND, SERATTI, SKINDRUD, KELSO and VRAKAS. Referred to Committee on Rules.

- 1 AN ACT to repeal 20.395 (2) (dq); to amend 20.395 (4) (aq), 20.395 (9) (rd) and
- 2 20.395 (9) (td); and to create 20.395 (2) (dr) and 114.41 of the statutes; relating
- 3 to: financial assistance for an air carrier that operates from a hub facility,
- 4 creating an airport financing committee, granting rule-making authority, and
- 5 making appropriations.

Analysis by the Legislative Reference Bureau

This bill creates a grant program administered by the department of transportation to award grants totaling \$1,500,000 annually to air carriers having a hub facility in this state. The bill defines "air carrier" as any person engaged in the business of transportation in aircraft of persons or property for hire on regularly scheduled flights. The bill defines "hub facility" as: a facility at an airport from which an air carrier company operated at least 45 common carrier departing flights each weekday in the prior year and from which it transported passengers to at least 15 nonstop destinations; or as an airport or any combination of airports in this state from which an air carrier company cumulatively operated at least 20 common carrier departing flights each weekday in the prior year, if the air carrier company's headquarters are in this state.

Under current law, revenues derived from aeronautics activities in this state, including moneys received from taxes on air carrier companies, from aircraft registration fees, and from general aviation fuel taxes, are deposited in the segregated transportation fund. Aeronautics activities are funded from a sum certain appropriation in the segregated transportation fund.

ASSEMBLY BILL 941

Beginning on July 1, 2003, this bill directs all revenues derived from aeronautics activities that are currently deposited in the transportation fund to a new appropriation. Aeronautics activities are funded from these receipts, instead of from a sum certain appropriation.

Finally, the bill creates an airport financing committee consisting of members appointed by the governor. The bill requires the committee to review and evaluate this state's airport system needs and the current system of funding those needs and to recommend changes, if any, to better meet those needs. The bill requires the committee to submit a report not later than December 31, ~~2000~~²⁰⁰¹, to the legislature and to the governor containing the committee's evaluation, findings, and recommendations. The committee's recommendations, if any, should, if enacted, generate revenue in amounts equal to or greater than the sum of moneys appropriated for aeronautical activities in fiscal year ~~2001~~²⁰⁰².

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. 20.395 (2) (dq) of the statutes, ~~as affected by 1999 Wisconsin Act 9,~~
 2 is repealed.
- 3 SECTION 2. 20.395 (2) (dr) of the statutes is created to read:
 4 20.395 (2) (dr) *Aeronautical activities, state funds.* All moneys received from
 5 taxes on air carrier companies under ch. 76, from aircraft registration fees under s.
 6 114.20, from general aviation fuel taxes under subch. III of ch. 78 and from any other
 7 tax or fee received from an aeronautical activity and deposited in the transportation
 8 fund, except moneys appropriated under pars. (dv) and (dx) and sub. (4) (es), and all
 9 moneys transferred under 1999 Wisconsin Act ... (this act), section 8 (1), for the
 10 purposes of the state's share of airport projects under ss. 114.34 and 114.35; for
 11 developing air marking and other air navigational facilities; for administration of the
 12 powers and duties of the secretary of transportation under s. 114.31; for costs
 13 associated with aeronautical activities under s. 114.31, except for the program under
 14 s. 114.31 (3) (b); for awarding grants under s. 114.41; and for the administration of

ASSEMBLY BILL 941

1 other aeronautical activities, except aircraft registration under s. 114.20, authorized
2 by law.

3 SECTION 3. 20.395 (4) (aq) of the statutes is amended to read:

4 20.395 (4) (aq) *Departmental management and operations, state funds.* The
5 amounts in the schedule for departmental planning and administrative activities
6 and the administration and management of departmental programs except those
7 programs under subs. (2) (bq), (cq) and ~~(dq)~~ (dr) and (3) (iq), including those activities
8 in s. 85.07 and including not less than \$220,000 in each fiscal year to reimburse the
9 department of justice for legal services provided the department under s. 165.25 (4)
10 (a) and including activities related to the demand management and ride-sharing
11 program under s. 85.24 that are not funded from the appropriation under sub. (1)
12 (bs), (bv) or (bx), the minority civil engineer scholarship and loan repayment
13 incentive grant program under s. 85.107, the Type 1 motorcycle, moped and motor
14 bicycle safety program under s. 85.30 and to match federal funds for mass transit
15 planning.

16 SECTION 4. 20.395 (9) (rd) of the statutes is amended to read:

17 20.395 (9) (rd) *Airport construction major cost carry-over.* When an airport
18 development project is approved by the governor under s. 114.33 (3), the moneys
19 allocated for the project from sub. (2) ~~(dq)~~ (dr) shall be considered encumbered and
20 carried-over to subsequent years to meet the state's share of the project.

21 SECTION 5. 20.395 (9) (td) of the statutes, as affected by 1999 Wisconsin Act 9,
22 is amended to read:

23 20.395 (9) (td) *Real estate major cost carry-over.* Subject to s. 86.255, when a
24 highway, airport or railroad land acquisition project is approved by the secretary

ASSEMBLY BILL 941

SECTION 5

1 under s. 84.09, 85.09 or 114.33, the moneys allocated for the project from subs. (2)
2 (~~bq~~), (~~dq~~) (dr) and (eq) and (3) (~~bq~~), (cq) and (eq) may be considered encumbered.

3 **SECTION 6.** 114.41 of the statutes is created to read:

4 **114.41 Air carrier hub facility grant program.** (1) In this section:

5 (a) "Air carrier company" means any person engaged in the business of
6 transportation in aircraft of persons or property for hire on regularly scheduled
7 flights. In this paragraph, "aircraft" has the meaning given in s. 76.02 (1).

8 (b) "Hub facility" means any of the following:

9 1. A facility at an airport from which an air carrier company operated at least
10 45 common carrier departing flights each weekday in the prior year and from which
11 it transported passengers to at least 15 nonstop destinations, as defined by rule by
12 the department of revenue, or transported cargo to nonstop destinations, as defined
13 by rule by the department of revenue.

14 2. An airport or any combination of airports in this state from which an air
15 carrier company cumulatively operated at least 20 common carrier departing flights
16 each weekday in the prior year, if the air carrier company's headquarters, as defined
17 by rule by the department of revenue, is in this state.

18 (2) The department of transportation shall administer an air carrier hub
19 facility grant program. On July 1, 2003, and each July 1 thereafter, the department
20 shall award grants totaling \$1,500,000 to any air carrier having a hub facility in this
21 state. Grants under this section shall be paid from the appropriation under s. 20.395
22 (2) (dr).

23 **SECTION 7. Nonstatutory provisions.**

24 (1) AIRPORT FINANCING COMMITTEE. There is created an airport financing
25 committee consisting of members appointed by the governor. The governor shall

ASSEMBLY BILL 941

1 appoint members representing the department of transportation, the department of
 2 commerce, airport managers, airlines serving this state, the general aviation
 3 community, the people of this state, and private businesses having an interest in
 4 transportation policy and financing. The committee shall review and evaluate this
 5 state's airport system needs and the current system of funding those needs and shall
 6 recommend changes, if any, to better meet those needs. The committee shall
 7 evaluate, among other things: aircraft registration fees; aviation fuel taxes and fees;
 8 allocation of sales tax receipts from the sale of aircraft, parts, and services to the
 9 appropriation account under section 20.395 (2) (dr) of the statutes, as created by this
 10 act, and allocation of other moneys to that appropriation account. The committee's
 11 recommendations, if any, should, if enacted, generate revenue in amounts equal to
 12 or greater than the sum of moneys appropriated for aeronautical activities in fiscal
 13 year ~~2000~~²⁰⁰² Not later than December 31, ~~2000~~²⁰⁰¹, the committee shall submit a report
 14 containing the committee's evaluation, findings, and recommendations to the
 15 governor, and to the legislature in the manner provided under section 13.172 (2) of
 16 the statutes.

17 **SECTION 8. Appropriation changes.**

18 (1) ^{A.R.B.} The unencumbered balance of the appropriation to the department of
 19 transportation under section 20.395 (2) (dq) of the statutes immediately before the
 20 effective date of this subsection is transferred to the appropriation account under
 21 section 20.395 (2) (dr) of the statutes, as created by this act.

22 **SECTION 9. Initial applicability.**

23 (1) REVENUES RECEIVED FROM AD VALOREM TAX ON AIR CARRIERS. The treatment of
 24 section 20.395 (2) (dr) of the statutes first applies to moneys received from taxes and
 25 fees on July 1, 2003.

ASSEMBLY BILL 941

SECTION 10

1 **SECTION 10. Effective dates.** This act takes effect on the day after publication,
2 except as follows:

3 (1) The treatment of section 20.395 (2) (dq) and (dr), (4) (aq) and (9) (rd) and
4 (td) of the statutes and SECTION 8 (1) of this act take effect on July 1, 2003.

5

AA
"A"
LAR "B"
(END)

INSERT 4-2

Section #. 20.395 (9) (td) of the statutes is amended to read:

20.395 (9) (td) *Real estate major cost carry-over.* Subject to s. 86.255, when a highway, airport or railroad land acquisition project is approved by the secretary under s. 84.09, 85.09 or 114.33, the moneys allocated for the project from subs. (2) (bq), ~~(dq)~~ and (eq) and (3) (bq), (cq) and (eq) may be considered encumbered.

(dn)

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; 1999 a. 9, 109, 146, 167, 185.

end of insert 4-2

Barman, Mike

From: Kreye, Joseph
Sent: Tuesday, January 30, 2001 11:33 AM
To: Barman, Mike
Subject: FE for 01-2115/1

Hi Mike,

Would you please put in a request for a fiscal estimate on 01-2115/1 (Rep. Stone)? Thanks.

Joseph T. Kreye, Legislative Attorney
Legislative Reference Bureau
(608) 266-2263
joseph.kreye@legis.state.wi.us

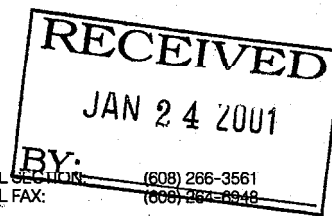


State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

STEPHEN R. MILLER
CHIEF



January 24, 2001

MEMORANDUM

To: Representative Stone

From: Joseph T. Kreye, Legislative Attorney

Re: LRB-2115 Air carrier assistance

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-2263 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.

*Rush
Please
☺
thanks!*