

2001 ASSEMBLY BILL 252

March 26, 2001 – Introduced by Representatives RICHARDS, BERCEAU, BOCK, COLON, CULLEN, GRONEMUS, RYBA and SINICKI, cosponsored by Senators GROBSCHMIDT and BURKE. Referred to Committee on Transportation.

1 **AN ACT to amend** 20.395 (2) (eq), 20.395 (2) (ev) and 20.395 (2) (ex); and **to create**
2 84.175 of the statutes; **relating to:** a bicycle and pedestrian inspection and
3 inventory program and making appropriations.

Analysis by the Legislative Reference Bureau

Under current law, the department of transportation (DOT) administers a highway bridge inspection and inventory program under which all highway bridges are required to be inspected on a continuing basis as determined by DOT. Under the program, continuing inspections are conducted by DOT with respect to highway bridges under its jurisdiction and by local authorities with respect to highway bridges under their jurisdictions.

This bill creates a bicycle and pedestrian bridge inspection and inventory program under which DOT is directed to complete by January 1, 2003, an inspection and inventory of all public bridges that are designed to be used primarily for bicycle or pedestrian travel. The bill also requires that all bicycle and pedestrian bridges be inspected on a continuing basis as determined by DOT. Continuing inspections are to be conducted by DOT with respect to bicycle and pedestrian bridges under its jurisdiction and by local authorities with respect to bicycle and pedestrian bridges under their jurisdictions.

ASSEMBLY BILL 252

For further information see the *state and local* 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) (eq) of the statutes is amended to read:

2 20.395 (2) (eq) *Highway and local bridge improvement assistance, state funds.*

3 As a continuing appropriation, the amounts in the schedule for bridge development,
4 construction, and rehabilitation under s. 84.18; for the development and
5 construction of bridges under ss. 84.12 and ~~84.17, 84.17, and 84.175~~; for payments
6 to local units of government for jurisdictional transfers under s. 84.16; and for the
7 improvement of the state trunk highway system under 1985 Wisconsin Act 341,
8 section 6 (1).

9 **SECTION 2.** 20.395 (2) (ev) of the statutes is amended to read:

10 20.395 (2) (ev) *Local bridge improvement assistance, local funds.* All moneys
11 received from any local unit of government or other source for improving bridges
12 under ss. 84.12, 84.17, ~~84.175~~, and 84.18, for such purposes.

13 **SECTION 3.** 20.395 (2) (ex) of the statutes is amended to read:

14 20.395 (2) (ex) *Local bridge improvement assistance, federal funds.* All moneys
15 received from the federal government for improving bridges under ss. 84.12, 84.17,
16 ~~84.175~~, and 84.18, for such purposes.

17 **SECTION 4.** 84.175 of the statutes is created to read:

18 **84.175 Bicycle and pedestrian bridge inspection and inventory. (1)** In
19 this section:

ASSEMBLY BILL 252

1 (a) “Bicycle bridge” means a public structure in this state that crosses a
2 waterway, a topographical barrier, a highway, or a railroad, and which is designed
3 to be used primarily for bicycle travel.

4 (b) “Pedestrian bridge” means a public structure in this state that crosses a
5 waterway, a topographical barrier, a highway, or a railroad, and which is designed
6 to be used primarily for pedestrian travel.

7 (c) “Rehabilitating” means making major repairs necessary to restore the
8 structural integrity of a bicycle or pedestrian bridge or making repairs necessary to
9 correct a major safety defect.

10 **(2)** The department shall conduct an inspection and inventory of all bicycle and
11 pedestrian bridges in this state under its jurisdiction. The inspection and inventory
12 of local bicycle and pedestrian bridges shall be done in consultation with local
13 authorities with respect to bicycle and pedestrian bridges under their jurisdictions.
14 The department shall complete the inspection and inventory required under this
15 subsection by January 1, 2003. The inspection and inventory shall include all bicycle
16 and pedestrian bridges in the state. The department shall classify each bicycle or
17 pedestrian bridge according to its safety, serviceability, and necessity for public use
18 and shall determine the cost of rehabilitating the bicycle or pedestrian bridge or of
19 replacing the bicycle or pedestrian bridge with a comparable facility. The
20 department shall adopt standards for the bicycle and pedestrian bridge inspection
21 and inventory program under this subsection.

22 **(3)** After the initial inspection and inventory under sub. (2) is completed, all
23 bicycle and pedestrian bridges in the state shall be inspected on a continuing basis
24 as determined by the department. The department shall establish standards for the

ASSEMBLY BILL 252

SECTION 4

1 continuing inspection program. The responsibility for the continuing inspection
2 program shall be as follows:

3 (a) The department shall be responsible for inspecting the bicycle and
4 pedestrian bridges under its jurisdiction.

5 (b) Local authorities shall be responsible for inspecting bicycle and pedestrian
6 bridges under their jurisdictions.

7 (END)