

2001 DRAFTING REQUEST

Bill

Received: 10/16/2000

Received By: fasttn

Wanted: As time permits

Identical to LRB:

For: Administration-Budget

By/Representing: Etzler

This file may be shown to any legislator: NO

Drafter: fasttn

May Contact:

Alt. Drafters:

Subject: **Transportation - highways**

Extra Copies: **PJH, DOT - 1**

Pre Topic:

DOA:.....Etzler -

Topic:

Scenic byways 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>
/?	fasttn 10/19/2000	gilfokm 10/19/2000					
/1			pgreensl 10/23/2000		lrb_docadmin 10/23/2000		
/2	fasttn 10/23/2000	gilfokm 10/30/2000	pgreensl 10/30/2000		lrb_docadmin 10/30/2000		

FE Sent For:

<END>

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/?	fasttn 10/19/2000	gilfokm 10/19/2000		10/30 CHK/PG			
/1		2-10/30 KMG	pgreensl 10/23/2000		lrb_docadmin 10/23/2000		

FE Sent For:

10/30
PG

<END>

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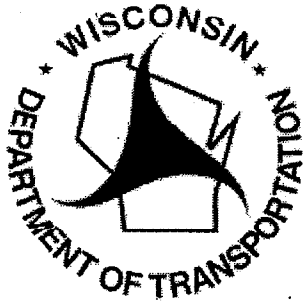
Instructions:

See Attached

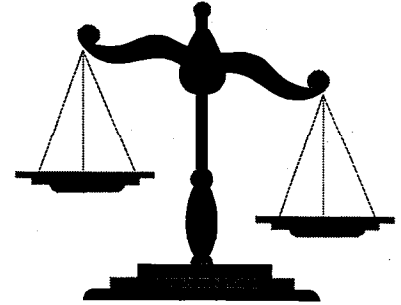
Drafting History:

<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/?	fasttn 10/19/2000	lrb_editor 11-10/19 King	10/20 PK	10/20 PK/ks			
FE Sent For:							

<END>



Wisconsin Department of Transportation
Office of General Counsel



To: Paul Nilsen, Attorney
Legislative Reference Bureau

From : Joe Maassen, Deputy General Counsel
Office of General Counsel - WisDOT *Joe*

Date: July 31, 2000

Subject: WisDOT Budget Legislation Drafting Request

Paul, attached is another initiative that WisDOT would like drafted as budget legislation.

This proposal is as follows:

B026 - Scenic Byway Program. The 99-01 budget (Act 9) created a Scenic Byways program (s. 84.106) and inserted language in Chapter 20 to specify that the program be funded in the state, federal and local appropriations of the Highway Maintenance, Repair and Traffic Operations Program. Amending s. 20.395(3)(eq)(ev) and (x) to remove scenic byways language would allow the department the flexibility to provide match funding based on the activities being funded..

We would greatly appreciate it if you could begin work on them as your schedule permits.

Thank you.

cc: Jim Hoelzel - Office of Policy & Budget

**LEGISLATIVE BUDGET/NON-BUDGET PROPOSAL
2001-2003 BIENNIUM**

Wisconsin Department of Transportation

DT1586 5/2000

Instructions: Complete this form for any budget/non-budget legislative initiative for which a Division requests the Secretary's Office (SO) approval. Check the budget box only if the proposal has a fiscal impact on department expenditures or revenue. This form must be signed by the Division Administrator(s). Include this form with your budget submittal materials or return two completed copies to the Office of Policy & Budget (OPB), Attention: Jim Hoelzel. One copy will be retained by OPB and the other copy provided to the Office of General Counsel. The form is available in the department forms catalog on dotnet.

Short Title of Topic Scenic Byway Program			
Type of Proposal <input checked="" type="checkbox"/> Budget <input type="checkbox"/> Non-Budget	OGC OFFICE USE ONLY "T" Number Assigned T044		
	"B" Number Assigned B026	"NB" Number Assigned	
Date Submitted	Division(s) Division of Transportation Infrastructure Development		
OPB Contact Person	Area Code - Telephone Number		
Lead Division Contact Person Scott Schnacky	Area Code - Telephone Number 266-7594		
OGC Contact Person	Area Code - Telephone Number		
Define Problem Precisely The 99-01 budget (Act 9) created a Scenic Byways program (ss 84.106) and inserted language in Chapter 20 to specify that the program be funding in the state, federal, and local appropriations of the Highway Maintenance, Repair and Traffic Operations program. The federal discretionary fund program for scenic byways includes eligibility for a variety of activities unrelated to Maintenance/Traffic Operations such as planning, design, and development of a State scenic byways program; development and implementation of a scenic byway marketing program; corridor planning; etc. It is neither appropriate nor desirable to use state Highway Maintenance, Repair and Traffic Operations funding to match federal discretionary awards except for purposes directly related to that program such as marking and signing of scenic byways. The source of matching funds should be determined by the activities being funded.			
Description of Proposed Change Amending s.20.395(3)(eq)(ev), and (x) to remove scenic byways language. This would allow the department the flexibility to provide match funding based on the activities being funded.			
Justification for Change The Division of Investment Management manages the Scenic Byways program. They have applied for and received discretionary funding for some planning activities identified above, and were prepared to use the appropriate match funding for these activities. However, due to the statutory language in Act 9, we were required to match these activities from the state Maintenance/Traffic Operations appropriation. Modification of the language would enable the department to use the matching fund source which most appropriately reflects the activities for which discretionary federal funds are awarded.			
Describe any legislative history and related statutory language The 99-01 budget created this program and added language to the appropriations as noted above.			

*Scenic byways
s. 84.106*

(Division Administrator Signature)

(Date)

(Division Administrator Signature)

(Date)

2001

Date (time) needed SOON
(turned in 10/19/00)

LRB- 07591 1

DOA BUDGET DRAFT

TNF: Kmg

Use the appropriate components and routines developed for bills.

>>FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION<<

AN ACT . . . [DO NOT generate catalog]; relating to: the budget.
.....
.....

Analysis by the Legislative Reference Bureau

- If titles are needed in the analysis, in the component bar:
- For the main heading, execute: create → anal: → title: → head
 - For the subheading, execute: create → anal: → title: → sub
 - For the sub-subheading, execute: create → anal: → title: → sub-sub
- For the analysis text, in the component bar:
- For the text paragraph, execute: create → anal: → text

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION #.

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

head TRANSPORTATION
sub HIGHWAYS

1 AN ACT to amend 20.395 (3) (eq), (ev) and (ex) of the statutes; relating to the
2 scenic byways program and making an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, the department of transportation (DOT) administers a scenic byways program, under which this state nominates its highways that have outstanding scenic, historic, cultural, natural, recreational, or archeological qualities for federal designation as a scenic byway. Projects undertaken on federally designated scenic byways are eligible for increased federal grants and technical assistance.

This bill eliminates explicit expenditure authority for the scenic byways program administered by DOT.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 20.395 (3) (eq), (ev) and (ex) of the statutes, as affected by 1999

4 Wisconsin Act 19, is amended to read:

5 20.395 (3) (eq) Highway maintenance, repair, and traffic operations, state
6 funds. Biennially, the amounts in the schedule for the maintenance and repair of

Prop w/
Solid



SECTION 1

1 roadside improvements under s. 84.04, state trunk highways under s. 84.07^v and
 2 bridges that are not on the state trunk highway system under s. 84.10; for highway
 3 operations such as permit issuance, pavement marking, highway signing, traffic
 4 signalization^v and highway lighting under ss. 84.04, 84.07, 84.10^v and 348.25 to 348.27
 5 and ch. 349; ~~for the scenic byway program under s. 84.106~~; and for the disadvantaged
 6 business demonstration and training program under s. 84.076. This paragraph does

7 ~~not apply to special maintenance activities under s. 84.04 on roadside improvements.~~

8 ~~SEC. #. AM; 20.395 (3) (ev)~~ → NOTE: BuD

9 ^(ev) Highway maintenance, repair^v and traffic operations, local funds. All
 10 moneys received from any local unit of government or other sources for the

11 maintenance and repair of roadside improvements under s. 84.04, state trunk
 12 highways under s. 84.07^v and bridges that are not on the state trunk highway system
 13 under s. 84.10; for signing under s. 86.195; for highway operations such as permit
 14 issuance, pavement marking, highway signing, traffic signalization^v and highway
 15 lighting under ss. 84.04, 84.07, 84.10^v and 348.25 to 348.27 and ch. 349; ~~for the scenic
 16 byway program under s. 84.106~~; and for the disadvantaged business demonstration
 17 and training program under s. 84.076; for such purposes. This paragraph does not

17 ~~apply to special maintenance activities under s. 84.04 on roadside improvements.~~

18 ~~SEC. #. AM; 20.395 (3) (ex)~~ → NOTE: BuD

19 ^(ex) Highway maintenance, repair^v and traffic operations, federal funds. All
 20 moneys received from the federal government for the maintenance and repair of

21 roadside improvements under s. 84.04, state trunk highways under s. 84.07^v and
 22 bridges that are not on the state trunk highway system under s. 84.10; for highway
 23 operations such as permit issuance, pavement marking, highway signing, traffic
 24 signalization^v and highway lighting under ss. 84.04, 84.07, 84.10^v and 348.25 to 348.27
 25 and ch. 349; ~~for the scenic byway program under s. 84.106~~; and for the disadvantaged
 business demonstration and training program under s. 84.076; for such purposes.

Prog. #. AM; 20.395 (3) (ev)

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1 This paragraph does not apply to special maintenance activities under s. 84.04 on
2 roadside improvements.

3

→ NOTE: BUD
(END)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0759/17
TNF:kmg:pg
2. (Redraft
maker has
been run)

D-NOTE
WANTED SOON
turned in 10/23/00

DOA:.....Etzler - Scenic byways program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

Caroline
See Kmg:

DON'T
GEN. CAT

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

TRANSPORTATION

HIGHWAYS

Under current law, (the) DOT administers a scenic byways program, under which this state nominates its highways that have outstanding scenic, historic, cultural, natural, recreational, or archaeological qualities for federal designation as a scenic byway. Projects undertaken on federally designated scenic byways are eligible for increased federal grants and technical assistance.

This bill eliminates explicit expenditure authority for the scenic byways program administered by DOT.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 20.395 (3) (eq) of the statutes is amended to read:

3 20.395 (3) (eq) *Highway maintenance, repair, and traffic operations, state*
4 *funds.* Biennially, amounts in the schedule for the maintenance and repair of

1 roadside improvements under s. 84.04, state trunk highways under s. 84.07, and
2 bridges that are not on the state trunk highway system under s. 84.10; for highway
3 operations such as permit issuance, pavement marking, highway signing, traffic
4 signalization, and highway lighting under ss. 84.04, 84.07, 84.10, and 348.25 to
5 348.27 and ch. 349; ~~for the scenic byway program under s. 84.106;~~ and for the
6 disadvantaged business demonstration and training program under s. 84.076. This
7 paragraph does not apply to special maintenance activities under s. 84.04 on
8 roadside improvements.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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

10 20.395 (3) (ev) *Highway maintenance, repair, and traffic operations, local*
11 *funds.* All moneys received from any local unit of government or other sources for
12 the maintenance and repair of roadside improvements under s. 84.04, state trunk
13 highways under s. 84.07, and bridges that are not on the state trunk highway system
14 under s. 84.10; for signing under s. 86.195; for highway operations such as permit
15 issuance, pavement marking, highway signing, traffic signalization, and highway
16 lighting under ss. 84.04, 84.07, 84.10, and 348.25 to 348.27 and ch. 349; ~~for the scenic~~
17 ~~byway program under s. 84.106;~~ and for the disadvantaged business demonstration
18 and training program under s. 84.076; for such purposes. This paragraph does not
19 apply to special maintenance activities under s. 84.04 on roadside improvements.

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

21 20.395 (3) (ex) *Highway maintenance, repair, and traffic operations, federal*
22 *funds.* All moneys received from the federal government for the maintenance and

1 repair of roadside improvements under s. 84.04, state trunk highways under s. 84.07,
2 and bridges that are not on the state trunk highway system under s. 84.10; for
3 highway operations such as permit issuance, pavement marking, highway signing,
4 traffic signalization, and highway lighting under ss. 84.04, 84.07, 84.10, and 348.25
5 to 348.27 and ch. 349; ~~for the scenic byway program under s. 84.106;~~ and for the
6 disadvantaged business demonstration and training program under s. 84.076; for
7 such purposes. This paragraph does not apply to special maintenance activities
8 under s. 84.04 on roadside improvements.

****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

9

(END)

D-NOTE

LRB-0759/2dn

:Kmg:

DRAFTER'S NOTE

This draft deletes references to the scenic
byway program from the appropriations under s.
20.395 (3)(ev) and (ex), stats.

TNF

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0759/2dn
TNF:kmg:pg

October 30, 2000

This draft deletes references to the scenic byway program from the appropriations under s. 20.395 (3) (ev) and (ex), stats.

Timothy N. Fast
Senior Legislative Attorney
Phone: (608) 266-9739
E-mail: tim.fast@legis.state.wi.us



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0759/2

TNF:kmg:pg

DOA:.....Etzler – Scenic byways program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

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HIGHWAYS

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(END)