

2001 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB55)

Received: 06/16/2001

Received By: fasttn

Wanted: Soon

Identical to LRB:

For: Senate Democratic Caucus

By/Representing: Keckhaver

This file may be shown to any legislator: NO

Drafter: fasttn

May Contact:

Addl. Drafters:

Subject: **Transportation - railroads**

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

Submit via email: NO

Requester's email:

Pre Topic:

SDC:.....Keckhaver - CN2009,2010

Topic:

Ladysmith quiet zone demonstration project

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 06/17/2001	hhagen 06/17/2001		_____			
/1			rschluet 06/18/2001	_____	lrb docadmin 06/18/2001		
/2	fasttn 06/18/2001	hhagen 06/18/2001	pgreensl 06/19/2001	_____	gretskl 06/19/2001		

FE Sent For:

<END>

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/?	fasttn 06/17/2001	hhagen 06/17/2001		ARG/PJH 6/19			
/1		12 hah 6/18/01	rschluet 06/18/2001 6/19 DG		lrb_docadmin 06/18/2001		

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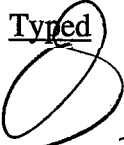

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1?	fasttn	lkmb 6/17/01		 6-18-01			

FE Sent For:

<END>

TRANSPORTATION – LOCAL TRANSPORTATION PROJECTS

CN2009

Motion for Quiet Zone Demonstration Project in Ladysmith

Move to require the Office of the Commissioner of Railroads to allocate funds from amounts appropriated for railroad crossing improvements for improvements in the city of Ladysmith as follows: (a) \$270,000 for the installation of safety measures at two railroad crossings in the City of Ladysmith to bring those crossings into compliance with provisions in a Federal Railroad Administration proposed rule for the establishment of locomotive quiet zones.

Note: Current federal law requires the Federal Railroad Administration (FRA) to promulgate administrative rules requiring trains to sound their horns before crossing every public, at grade railroad crossing. The FRA is given authority, however, to specify certain supplemental safety measures (in addition to standard gates and flashing lights) that may be implemented at crossings so that communities may establish quiet zones, also known as whistle bans. The supplemental safety measures identified in the proposed rule, which was submitted in January, 2000, include the installation of a raised median to prevent vehicles from driving around crossing gates, gates that cross completely across all lanes of traffic, or the temporary closing of the crossing during periods of the horn ban. The requirements in the final rule, which has not been published yet, may be different than the requirements in the proposed rule. The rules would become effective one year after the final rules are published.

This motion would require the Office of the Commission on Railroads to allocate funds for the construction of supplemental safety measures at other crossing to comply with the quiet zone provisions in FRA's proposed rules. Total funding in the bill for railroad crossings improvements would be set at \$4,749,400 in 2001-02 and \$5,249,300 in 2002-03.

TRANSPORTATION – LOCAL TRANSPORTATION PROJECTS

CN2010

Motion for Emergency Underpass for the City of Ladysmith

Move to require the Office of the Commissioner of Railroads to allocate funds from amounts appropriated for railroad crossing improvements for improvements in the city of Ladysmith as follows: (a) \$480,000 for the construction of an emergency vehicle underpass under the railroad tracks on Phillips Street.

Note: This motion would require the Office of the Commission on Railroads to allocate funds for the construction of an emergency underpass.

Total funding in the bill for railroad crossing improvements would be set at \$4,749,400 in 2001-02 and \$5,249,300 in 2002-03.

Ladysmith is bisected by railroad tracks. Ladysmith has about 20 trains pass through daily and they ~~are~~ range from 1 to 2 miles in length. If a train is passing through or derails and there is a medical emergency or fire, emergency vehicles cannot always get to the location or back to the hospital because the trains block their access to the other side to the city.

The emergency underpass would provide emergency vehicle access to the entire city.

2001

Date (time) needed

soon / D-Note /
(turned in 6/17)

LRB b 1098 1 1

AMDT TO BUDGET SUB AMDT

TNF : hnh

See form AMENDMENTS — COMPONENTS & ITEMS.

SENATE AMENDMENT
~~TO SENATE AMENDMENT~~
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2001 SENATE BILL 55

At the locations indicated, amend the substitute amendment ~~amendment~~ as follows:

#. Page [✓]343, line [✓]22.: after that line insert:

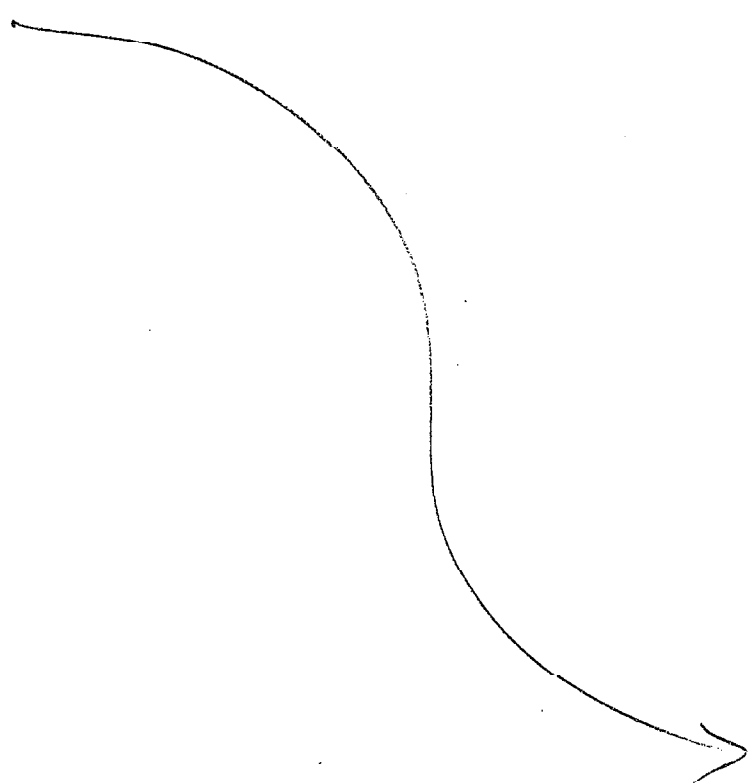
#. Page ~~.....~~, line ~~.....~~:

#. Page ~~.....~~, line ~~.....~~:

#. Page ~~.....~~, line ~~.....~~:

#. Page ~~.....~~, line ~~.....~~:

#. Page ~~.....~~, line ~~.....~~:



654p.

Section # 20.395 (2) (gr) of the statutes is amended to read:

2 20.395 (2) (gr) *Railroad crossing improvement and protection installation, state funds.* As a continuing appropriation, the amounts in the schedule to pay the costs for railroad crossing protection improvements under s. 195.28 (2) ~~and~~ for the installation of railroad crossing gates under 1999 Wisconsin Act 9, section 9150 (9g).

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), (c); 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.

and for the purposes ~~described~~ ^{specified} under 2001 Wisconsin Act, ... (this act), section 9152 (5g)

054 r
Section # 20.395 (2) (gx) of the statutes is amended to read:

20.395 (2) (gx) *Railroad crossing improvement, federal funds.* All moneys received from the federal government for the purposes of railroad crossing protection under s. 195.28 and for the purposes of railroad crossing gates under 1999 Wisconsin Act 9, section 9150 (9g), for such purposes. "

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.

and for the purposes ~~specified~~ ^{specified} under 2001 Wisconsin Act.... (this act), section 9152 (5g)

#. Page 1359, line 15: after that line insert:

^{CS}
"(5g) RAILROAD CROSSING IMPROVEMENTS IN LADYSMITH.

NJP (a) The department of transportation shall allocate \$270,000 in the 2001-03 fiscal biennium from the appropriations under section 20.395(2)(gr) and (gx) of the statutes, as affected by this act, for the installation of safety measures at 2 railroad crossings in the city of Ladysmith in ^{Rush} Rush County to bring the railroad crossings into compliance with provisions of a proposed rule of the federal railroad administration relating to locomotive quiet zones.

(b) The department of transportation shall allocate \$480,000 in the 2001-03 fiscal biennium from the appropriations under section 20.395(2)(gr) and (gx) of the statutes, as affected by this act, for the construction of an underpass under the railroad tracks on Phillips Street for the purpose of providing emergency vehicle access to the entire city of Ladysmith."

(END)

D-NOTE

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

61098/1dn
LRBb0800/1dn
TNF ~~files~~
hmb

~~June 16, 2001~~
Date

14
Please note that this amendment may be challenged as a private or local law. Under article ~~4~~, section 18, of the Wisconsin Constitution, legislation that is specific to any person, place, or thing must be enacted as single-subject legislation unless the subject matter relates to a state responsibility of statewide dimension and its enactment will have direct and immediate effect on a specific statewide concern or interest.

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

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb1098/1dn

TNF:hmh:rs

June 18, 2001

Please note that this amendment may be challenged as a private or local law. Under article IV, section 18, of the Wisconsin Constitution, legislation that is specific to any person, place, or thing must be enacted as single-subject legislation unless the subject matter relates to a state responsibility of statewide dimension and its enactment will have direct and immediate effect on a specific statewide concern or interest.

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D-NOTE
State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb1098/I 2 (Redraft)
TNF:hmh:rs makes
has
stays been
run

WANTED soon
(turned in 6/18)

SDC:.....Keckhaver - CN2009,2010 Ladysmith quiet zone demonstration project

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS SENATE AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 343, line 22: after that line insert:

3 **"SECTION 654p.** 20.395 (2) (gr) of the statutes is amended to read:

4 20.395 (2) (gr) *Railroad crossing improvement and protection installation,*
5 *state funds.* As a continuing appropriation, the amounts in the schedule to pay the
6 costs for railroad crossing protection improvements under s. 195.28 (2) ~~and~~, for the
7 installation of railroad crossing gates under 1999 Wisconsin Act 9, section 9150 (9g),
8 and for the purposes specified under 2001 Wisconsin Act ... (this act), section 9152
9 (5g).

10 **SECTION 654r.** 20.395 (2) (gx) of the statutes is amended to read:

1 20.395 (2) (gx) *Railroad crossing improvement, federal funds.* All moneys
2 received from the federal government for the purposes of railroad crossing protection
3 under s. 195.28 ~~and~~, for the purposes of railroad crossing gates under 1999 Wisconsin
4 Act 9, section 9150 (9g), and for the purposes specified under 2001 Wisconsin Act
5 (this act), section 9152 (5g) for such purposes.”

6 **2.** Page 1359, line 15: after that line insert:

7 “(5g) RAILROAD CROSSING IMPROVEMENTS IN LADYSMITH. (a) The department of
8 transportation shall allocate \$270,000 in the 2001-03 fiscal biennium from the
9 appropriations under section 20.395 (2) (gr) and (gx) of the statutes, as affected by
10 this act, for the installation of safety measures at 2 railroad crossings in the city of
11 Ladysmith in Rusk County to bring the railroad crossings into compliance with
12 provisions of a proposed rule of the federal railroad administration relating to
13 locomotive quiet zones.

14 (b) The department of transportation shall allocate \$480,000 in the 2001-03
15 fiscal biennium from the appropriations under section 20.395 (2) (gr) and (gx) of the
16 statutes, as affected by this act, for the construction ~~of~~ an underpass under the
17 railroad tracks on Phillips Street for the purpose of providing emergency vehicle
18 access to the entire city of Ladysmith.”

19 (END)

of ✓

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

2dn
LRBb1098/1dn
TNF:hmh:rs

June 18, 2001

Please note that this amendment may be challenged as a private or local law. Under article IV, section 18, of the Wisconsin Constitution, legislation that is specific to any person, place, or thing must be enacted as single-subject legislation unless the subject matter relates to a state responsibility of statewide dimension and its enactment will have direct and immediate effect on a specific statewide concern or interest.

Timothy N. Fast
Senior Legislative Attorney
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This draft is identical to LRBb1098/1, except that proposed section 9152(5g) is changed from "construction on an underpass" to "construction of an ~~underpass~~".

underpass

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb1098/2dn
TNF:hmh:pg

June 19, 2001

This draft is identical to LRBb1098/1, except that proposed section 9152 (5g) is change from "construction on an underpass" to "construction of an underpass".

Please note that this amendment may be challenged as a private or local law. Under article IV, section 18, of the Wisconsin Constitution, legislation that is specific to any person, place, or thing must be enacted as single-subject legislation unless the subject matter relates to a state responsibility of statewide dimension and its enactment will have direct and immediate effect on a specific statewide concern or interest.

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SDC:.....Keckhaver – CN2009,2010 Ladysmith quiet zone demonstration project

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7 installation of railroad crossing gates under 1999 Wisconsin Act 9, section 9150 (9g),
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9 (5g).

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