

2001 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-SB55)

Received: 06/22/2001

Received By: fasttn

Wanted: Soon

Identical to LRB:

For: Assembly Republican Caucus 267-0898

By/Representing: Hartsough

This file may be shown to any legislator: NO

Drafter: fasttn

May Contact:

Addl. Drafters:

Subject: **Transportation - miscellaneous**

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

Submit via email: NO

Requester's email:

Pre Topic:

ARC:.....Hartsough - AM13,

Topic:

Transportation fund restructuring

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 06/27/2001	gilfokin 06/28/2001					
/1			jfrantze 06/28/2001		lrb_docadmin 06/28/2001		

FE Sent For:

<END>

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1?	fasttn	1-6/28 KMG	6/28	6/28	BT 6/28		

FE Sent For:

<END>

Increase the fee for a notification under the employer notification program (for employers of commercial truck drivers) of any conviction or suspension, revocation, cancellation, disqualification or out-of-service order entered onto an employee's driver record file from \$3 to \$4.

Provision #42, Location of Air Quality Testing Facilities

Statement of Intent:

Require that no air quality testing facility may be located within a mile of Lake Michigan.

Provision #43, High Speed Rail

Statement of Intent:

Require that the legislature must enumerate any expenditure from the rail passenger route development program for the department to spend any of its unallocated balance of \$48 million in bond proceeds authorized under s.20.866(2)(up). Additionally, require that any project enumerated under this section must be financed with no more than 20% state funds.

Provision #44, Light Rail

Statement of Intent:

Prohibit the DOT, any mass transit authority, governing body of any county, city, village or town or any agency, corporation, instrumentality or submit of a county, city, village or town from entering into a contract for any purpose related to light rail mass transit system if the cost of any of the contracted items would be paid for or reimbursed by federal funds or funds received by the state. FURTHERMORE, prohibit construction of a light rail system in Milwaukee county, unless prior approval for the development of that light rail system is obtained in a countywide referendum which is held concurrently with a general election held in November of an even-numbered year.

Provision #45, Transportation Fund Restructuring

Statement of Intent:

Restructure the transportation fund, creating five accounts with defined funding sources. Four accounts would be modal accounts, and the fifth would be an operations account.

- State & Local Highways Account – would fund appropriations and debt service only for state & local highway and bridge building, such as planning, construction, and repairs. The account would also fund any sidewalks, pedestrian and bike paths, rail crossings, and bus transit lanes which are a part of a highway project. All state planning and research will also be funded here, although they can explicitly be used for any mode. *Funding:* dedicated

revenues would include funding from federal highway programs, and state highway fees, except revenues from four cents per gallon of the state fuel tax, which will go to the Public Transportation Account.

- The Aeronautics Account - this account would fund appropriations and debt service for state aeronautics programs only. *Funding:* Dedicated revenues would be federal airport improvement funds plus state aeronautics fees and taxes.
- Public Transportation Account - This account would fund appropriations and debt service for public transportation infrastructure projects, including rail (freight, passenger, commuter), fixed guideways, transit, harbors and ferries, specialized transportation, and pedestrian and bicycle path projects that are not part of a highway project. *Funding:* Dedicated revenues would include those from four cents of the state fuel tax, the ad valorem railroad tax, and all federal rail and public transportation revenues.
- Multimodal Transportation Account - This account would fund transportation infrastructure programs that pay for more than one transportation mode. Programs include Transportation Economic Assistance and Development, Hazard Elimination Safety, CMAQ, Federal Enhancement Projects, Surface Transportation grants, and Multimodal transportation studies. *Funding:* Dedicated revenues would include federal multimodal funding at a level set by the Legislature. The remaining funds would come proportionally from each of the other three modal accounts with independent dedicated revenue streams.
- Operations Account - this account would receive a proportional share of funding from each modal account to pay for DOT operations. Funding for DMV and State Patrol programs would be paid for exclusively with Highway Account revenues. The remaining costs would be a shared responsibility.

After each budget is adjusted, DOA will calculate the revenues projected for the three modal accounts with independent revenue streams, and determine the percentage of total Transportation Fund revenues each account generates. That percentage will be used to calculate proportional payment to the Multimodal Account and the Operations Account, until the next budget is enacted.

Provision #46, State Highway Maintenance

Statement of Intent:

Enact "firewall" language defining the precise limits for the Department's future use of STH Rehabilitation funding, for activities that are part of a larger construction project. DOT has agreed to the language.

Shift \$27 million from STH Rehabilitation to STH Maintenance, in FY 2002, on a one-time basis. This will prevent the sudden reduction of maintenance funding, and allow the Department time to re-set maintenance priorities for FY 2003.

Provision #47, Emergency Vehicle Preemption (EVP) Systems

Statement of Intent:

2001

Date (time) soon
needed (turned in 6/27)

LRB b 149511

**ARC CAUCUS BUDGET AMENDMENT
[ONLY FOR CAUCUS]**

TNF: King:

See form **AMENDMENTS — COMPONENTS & ITEMS.**

**CAUCUS AMENDMENT
TO ASSEMBLY SUBSTITUTE AMENDMENT 1
TO 2001 SENATE BILL 55**

>>FOR CAUCUS SUPERAMENDMENT — NOT FOR INTRODUCTION<<

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

✓ #. Page 8, line 15: after that line insert:

#. Page, line:

#. Page, line:

#. Page, line:

#. Page, line:

#. Page, line:

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

1 **AN ACT to renumber and amend 85.52 (3) (cm); to amend 13.101 (6) (a), 20.143**
2 **(3) (sa), 20.395 (intro.), 20.395 (1) (br), 20.395 (1) (bs), 20.395 (1) (bt), 20.395 (1)**
3 **(bv), 20.395 (1) (bx), 20.395 (1) (cq), 20.395 (1) (cr), 20.395 (1) (cv), 20.395 (1) (cx),**
4 **20.395 (1) (hr), 20.395 (1) (hs), 20.395 (1) (ht), 20.395 (1) (hu), 20.395 (2) (bq),**
5 **20.395 (2) (bu), 20.395 (2) (bv), 20.395 (2) (bw), 20.395 (2) (bx), 20.395 (2) (cq),**
6 **20.395 (2) (cr), 20.395 (2) (ct), 20.395 (2) (cu), 20.395 (2) (cv), 20.395 (2) (cx),**
7 **20.395 (2) (dq), 20.395 (2) (ds), 20.395 (2) (dv), 20.395 (2) (dx), 20.395 (2) (gj),**
8 **20.395 (2) (gq), 20.395 (2) (gr), 20.395 (2) (gs), 20.395 (2) (gv), 20.395 (2) (gx),**
9 **20.395 (2) (hq), 20.395 (2) (hx), 20.395 (2) (iq), 20.395 (2) (iv), 20.395 (2) (iw),**
10 **20.395 (2) (ix), 20.395 (2) (jq), 20.395 (2) (jv), 20.395 (2) (jx), 20.395 (2) (kv),**
11 **20.395 (2) (kx), 20.395 (2) (nv), 20.395 (2) (nx), 20.395 (3) (iq), 20.395 (3) (iv),**
12 **20.395 (3) (ix), 20.395 (4) (aq), 20.395 (4) (ar), 20.395 (4) (at), 20.395 (4) (av),**
13 **20.395 (4) (ax), 20.395 (4) (ch), 20.395 (4) (eq), 20.395 (4) (er), 20.395 (4) (es),**
14 **20.395 (4) (et), 20.395 (4) (ew), 20.395 (5) (cq), 20.395 (5) (cx), 20.395 (5) (dq),**
15 **20.395 (5) (dx), 20.395 (5) (hq), 20.395 (5) (hx), 20.505 (1) (z), 20.566 (1) (qm),**

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20.566 (1) (u), 20.566 (2) (q), 20.855 (4) (q), 20.855 (4) (s), 20.855 (4) (t), 20.855 (4) (u), 25.40 (1) (b), 25.40 (1) (c), 25.40 (1) (e), 25.40 (1) (f) (intro.), 76.24 (2) (a), 84.05, 84.09 (3) (c), 84.09 (5), 84.09 (5r), 84.10 (2), 84.30 (17), 84.59 (3), 85.028, 85.09 (4i), 85.21 (3) (c), 85.25 (5), 194.04 (6), 194.51, 218.22 (2m), 344.20 (4), 345.08, 346.177 (4), 346.495 (4) and 346.65 (4r) (d); and *to create* 15.463, 20.002 (14), 20.395 (3) (jq), 20.395 (3) (jv), 20.395 (3) (jx), 20.395 (3) (kq), 20.395 (3) (kv), 20.395 (3) (kx), 20.395 (4) (as), 20.395 (4) (ay), 20.395 (5) (cr), 20.566 (2) (qm), 25.40 (1) (bg), 25.40 (1) (cg), 25.40 (1) (ed), 25.40 (1) (eg), 25.40 (1) (em), 25.40 (1) (fd), 25.40 (1) (fg), 25.40 (1) (fp), 25.40 (1) (ip), 25.40 (2) (b) 22m., 25.40 (3), 25.40 (4), 25.40 (5), 25.40 (6), 25.40 (7), 84.01 (31) and 85.52 (3) (cm) 2. of the statutes; **relating to:** creating separate accounts in the transportation fund and making appropriations.

Analysis by the Legislative Reference Bureau

This is a preliminary draft that will be used to prepare an amendment to ASA 1 to 2001 SB-55 (the biennial budget bill). An analysis will be provided in a later version.

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:~~ 99m. , as affected by 2001 Wisconsin Act... (this act),

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SECTION 13.101 (6) (a) of the statutes is amended to read:

13.101 (6) (a) As an emergency measure necessitated by decreased state revenues and to prevent the necessity for a state tax on general property, the committee may reduce any appropriation made to any board, commission, department, the University of Wisconsin System or to any other state agency or activity by such amount as it deems feasible, not exceeding 25% of the

or

(fg) to (fx),

and

1 appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), (cr),
 2 ~~and~~, 20.395 (1), (2) (cq), ~~(eg) to (ex)~~, and (gq) to (gx), (3), (4) (aq) to ~~(ax)~~ (ay), and
 3 (6) (aq) and (ar), 20.435 (6) (a) and (7) (da) and 20.445 (3) (a) and (dz) or for forestry
 4 purposes under s. 20.370 (1), or any other moneys distributed to any county, city,
 5 village, town or school district. Appropriations of receipts and of a sum sufficient
 6 shall for the purposes of this section be regarded as equivalent to the amounts
 7 expended under such appropriations in the prior fiscal year which ended June 30.
 8 All functions of said state agencies shall be continued in an efficient manner, but
 9 because of the uncertainties of the existing situation no public funds should be
 10 expended or obligations incurred unless there shall be adequate revenues to meet the
 11 expenditures therefor. For such reason the committee may make reductions of such
 12 appropriations as in its judgment will secure sound financial operations of the
 13 administration for said state agencies and at the same time interfere least with their
 14 services and activities."

#. Page 32, line 4; after that line insert:

SECTION 15.463 of the statutes is created to read:

There

16 183m, 15.463 Same; specified division. (1) DIVISION OF MOTOR VEHICLES. ~~The~~ is
 17 created in the department of transportation a division of motor vehicles."

SECTION 20.002 (14) of the statutes is created to read:

#. Page 94, line 21; after that

18 391m, 20.002 (14) TRANSFER BETWEEN ACCOUNTS IN THE TRANSPORTATION FUND. (a) No
 19 later than 30 days after the enactment of the biennial budget act for the first fiscal
 20 year of the fiscal biennium and no later than August 1 of the 2nd fiscal year of the
 21 fiscal biennium, the secretary of administration shall do all of the following:
 22

line insert:

- 23 1. Estimate the anticipated ~~revenues~~ in each account established under s.
 24 25.40 (3) to (5) for the applicable fiscal year, calculate a sum of these amounts, and
 25 determine a percentage that each account represents of such sum.

segregated fund revenues, as defined in s. 20.001 (2) (d),
to be deposited

less moneys specified in s. 25.40(6)(a) 1. to SECTION 3
4. for that fiscal year

1 2. Determine the total amount of moneys appropriated from the multimodal
2 account established under s. 25.40 (6) for the applicable fiscal year

3 3. a. Determine the total amount of moneys appropriated from the operations
4 account established under s. 25.40 (7) for the applicable fiscal year, less amounts
5 appropriated for the state traffic patrol and division of motor vehicles.

6 b. Determine the total amount of moneys appropriated from the operations
7 account established under s. 25.40 (7) for the applicable fiscal year for the state
8 traffic patrol and division of motor vehicles.

9 4. Transfer from each account established under s. 25.40 (3) to (5) to the
10 multimodal account established under s. 25.40 (6) an amount equal to the sum
11 determined under subd. 2. multiplied by the applicable percentage for that account
12 determined under subd. 1.

13 5. a. Transfer from each account established under s. 25.40 (3) to (5) to the
14 operations account established under s. 25.40 (7) an amount equal to the sum
15 determined under subd. 3. a. multiplied by the applicable percentage for that account
16 determined under subd. 1.

17 b. Transfer from the state and local highways account established under s.
18 25.40 (3) to the operations account established under s. 25.40 (7) an amount equal
19 to the sum determined under subd. 3. b.

request the secretary of
administration

20 (b) The secretary of transportation may, at any time during a fiscal year, make to
21 a recalculation under par. (a) for the purpose of reestimating anticipated revenues,
22 calculating any amounts, or, if required, transferring additional amounts under par.
23 (a) to the multimodal account established under s. 24.40 (6) or the operations account
24 established under s. 25.40 (7).

25 SECTION 4 20.143 (3) (sa) of the statutes is amended to read:
460r.

#. Page 301, line 23: after that line insert:

✓ #. Page 341, line 15: after that line insert:

1 20.143 (3) (sa) *Administration of mobile homes*. From the operations account
2 in the transportation fund, the amounts in the schedule for administration of subch.
3 V of ch. 101. "

4 " SECTION 20.395 (intro.) of the statutes is amended to read:

5 632m. **20.395 Transportation, department of.** (intro.) There is appropriated from
6 the transportation fund state and local highways account in the transportation fund,
7 from other accounts in the transportation fund if so indicated, or from other funds
8 if so indicated, to the department of transportation the amounts indicated for the
9 following programs: 632r.

✓ Insert 5-16
10 SECTION 20.395 (1) (br) of the statutes is amended to read:

11 20.395 (1) (br) *Milwaukee urban area rail transit system planning study; state*
12 *funds.* The From the public transportation account, the amounts in the schedule for
13 the purpose of providing the state share of a federally financially assisted planning
14 study of an urban rail transit system under s. 85.063 to serve the Milwaukee urban
15 area. The department shall maximize the use of federal financial aids available for
16 this study wherever feasible and appropriate. "

17 ~~SECTION 20.395 (1) (bs) of the statutes is amended to read:~~
18 ~~20.395 (1) (bs) *Demand management and ride-sharing grants, state funds.* The~~
19 ~~From the public transportation account, the amounts in the schedule for the demand~~
20 ~~management and ride-sharing grant program under s. 85.24 (3) (d).~~

21 633j. SECTION 20.395 (1) (bt) of the statutes is amended to read:

22 20.395 (1) (bt) *Urban rail transit system grants*. As a continuing appropriation,
23 from the public transportation account, the amounts in the schedule for the urban
24 rail transit system grant program under s. 85.063 (3). "

25 ~~SECTION 20.395 (1) (by) of the statutes is amended to read:~~

Insert 5-24

1 20.395 (1) (bv) *Transit and demand management aids, local funds.* ~~All From~~
2 ~~the public transportation account, all moneys received from any local unit of~~
3 ~~government or other source for urban mass transit purposes under s. 85.20, for rural~~
4 ~~public transportation purposes under s. 85.23 or for demand management and~~
5 ~~ride-sharing purposes under s. 85.24 that are not funded from other appropriations~~
6 ~~under this subsection, for such purposes.~~

7 SECTION 10. 20.395 (1) (bx) of the statutes is amended to read:

8 20.395 (1) (bx) *Transit and demand management aids, federal funds.* ~~All From~~
9 ~~the public transportation account, all moneys received from the federal government~~
10 ~~for urban mass transit purposes under s. 85.20, for rural public transportation~~
11 ~~purposes under s. 85.23 or for demand management and ride-sharing purposes~~
12 ~~under s. 85.24 that are not funded from other appropriations under this subsection,~~
13 ~~for such purposes.~~

14 SECTION 11. 20.395 (1) (cq) of the statutes is amended to read:

15 635e. 20.395 (1) (cq) *Elderly and disabled capital aids, state funds.* As a continuing
16 appropriation, from the public transportation account, the amounts in the schedule
17 for specialized transportation capital assistance for the elderly and disabled under
18 s. 85.22.

19 SECTION 12. 20.395 (1) (cr) of the statutes is amended to read:

20 635g. 20.395 (1) (cr) *Elderly and disabled county aids, state funds.* ~~The~~ From the
21 public transportation account, the amounts in the schedule for specialized
22 transportation assistance for the elderly and disabled under s. 85.21.

23 SECTION 13. 20.395 (1) (cv) of the statutes is amended to read:

24 635j. 20.395 (1) (cv) *Elderly and disabled aids, local funds.* ~~All~~ From the public
25 transportation account, all moneys received from any local unit of government or

✓ #. Page 342, line 17: after that line insert:

1 other source for specialized transportation assistance for the elderly and disabled,
2 for such purposes.

3 ~~SECTION 14~~ SECTION 14. 20.395 (1) (cx) of the statutes is amended to read:

4 635m. 20.395 (1) (cx) *Elderly and disabled aids, federal funds.* All From the public
5 transportation account, all moneys received from the federal government for
6 specialized transportation assistance for the elderly and disabled, for such purposes. " ✓

7 ~~SECTION 15~~ SECTION 15. 20.395 (1) (hr) of the statutes is amended to read:

8 637d. 20.395 (1) (hr) *Tier B transit operating aids, state funds.* ~~The~~ From the public
9 transportation account, the amounts in the schedule for mass transit aids under s.
10 85.20 (4m) (a) 7. 637e.

11 ~~SECTION 16~~ SECTION 16. 20.395 (1) (hs) of the statutes is amended to read:

12 20.395 (1) (hs) *Tier C transit operating aids, state funds.* ~~The~~ From the public
13 transportation account, the amounts in the schedule for mass transit aids under s.
14 85.20 (4m) (a) 8. 637f.

15 ~~SECTION 17~~ SECTION 17. 20.395 (1) (ht) of the statutes is amended to read:

16 20.395 (1) (ht) *Tier A-1 transit operating aids, state funds.* ~~The~~ From the public
17 transportation account, the amounts in the schedule for mass transit aids under s.
18 85.20 (4m) (a) 6. cm. 637g.

19 ~~SECTION 18~~ SECTION 18. 20.395 (1) (hu) of the statutes is amended to read:

20 20.395 (1) (hu) *Tier A-2 transit operating aids, state funds.* ~~The~~ From the
21 public transportation account, the amounts in the schedule for mass transit aids
22 under s. 85.20 (4m) (a) 6. d.

23 ~~SECTION 19~~ SECTION 19. 20.395 (2) (bq) of the statutes is amended to read:

24 641c. 20.395 (2) (bq) *Rail service assistance, state funds.* As a continuing
25 appropriation, from the public transportation account, the amounts in the schedule

1 for rail property and rail property improvements acquisition, for freight railroad
2 assistance under s. 85.08, for administrative activities related to railroad crossings
3 under chs. 84 to 86 and for administration of railroad programs under ch. 85.

4 ~~SECTION 20~~ SECTION 20.395 (2) (bu) of the statutes is amended to read:

5 641e. 20.395 (2) (bu) *Freight rail infrastructure improvements, state funds.* As a
6 continuing appropriation, from the public transportation account, the amounts in
7 the schedule for loans under s. 85.08 (4m) (d) and (e) and to make payments under
8 s. 85.085.

9 ~~SECTION 21~~ SECTION 21. 20.395 (2) (bv) of the statutes is amended to read:

10 641g. 20.395 (2) (bv) *Rail service assistance, local funds.* ~~All~~ From the public
11 transportation account, all moneys received from any local unit of government or
12 other sources for the purposes of freight railroad assistance under s. 85.08, except
13 for moneys received under par. (bw), for abandoned rail property and rail property
14 improvements acquisition under s. 85.09, for administrative activities related to
15 railroad crossings under chs. 84 to 86 and for administration of railroad programs
16 under ch. 85, for such purposes.

17 ~~SECTION 22~~ SECTION 22. 20.395 (2) (bw) of the statutes is amended to read:

18 641h. 20.395 (2) (bw) *Freight rail assistance loan repayments, local funds.* ~~All~~ From
19 the public transportation account, all moneys received from the repayment of loans
20 made under s. 85.08 (4m), to be used for loans under s. 85.08 (4m) (e).

21 ~~SECTION 23~~ SECTION 23. 20.395 (2) (bx) of the statutes is amended to read:

22 641j. 20.395 (2) (bx) *Rail service assistance, federal funds.* ~~All~~ From the public
23 transportation account, all moneys received from the federal government for the
24 purposes of abandoned rail property and rail property improvements acquisition
25 under s. 85.09, for freight railroad assistance under s. 85.08, for administrative

1 activities related to railroad crossings under chs. 84 to 86 and for administration of
2 railroad programs under ch. 85, for such purposes.

3 ~~SECTION 24~~ SECTION 24. 20.395 (2) (cq) of the statutes is amended to read:

4 641k. 20.395 (2) (cq) *Harbor assistance, state funds.* As a continuing appropriation,
5 from the public transportation account, the amounts in the schedule for harbor
6 assistance under s. 85.095 (2) (a), for administration of the harbor assistance
7 program under s. 85.095 and for grants under 1999 Wisconsin Act 9, section 9150 (4f).

8 ~~SECTION 25~~ SECTION 25. 20.395 (2) (cr) of the statutes is amended to read:

9 641m. 20.395 (2) (cr) *Rail passenger service, state funds.* As a continuing
10 appropriation, from the public transportation account, the amounts in the schedule
11 for purposes of rail passenger service assistance and promotion under s. 85.06.

12 ~~SECTION 26~~ SECTION 26. 20.395 (2) (ct) of the statutes is amended to read:

13 641n. 20.395 (2) (ct) *Passenger railroad station improvement grants, state funds.*
14 Biennially, from the public transportation account, the amounts in the schedule to
15 make passenger railroad station improvement grants under s. 85.055.

16 ~~SECTION 27~~ SECTION 27. 20.395 (2) (cu) of the statutes is amended to read:

17 641p. 20.395 (2) (cu) *Passenger railroad station improvement grants, local funds.* ~~All~~
18 From the public transportation account, all moneys received from any local unit of
19 government or other sources for passenger railroad station improvements under s.
20 85.055, for such purposes.

21 ~~SECTION 28~~ SECTION 28. 20.395 (2) (cv) of the statutes is amended to read:

22 641r. 20.395 (2) (cv) *Rail passenger service, local funds.* ~~All~~ From the public
23 transportation account, all moneys received from any local unit of government or
24 other sources for purposes of rail passenger service assistance and promotion under
25 s. 85.06, for such purposes.

1 ^{641t.} SECTION ~~29~~ 20.395 (2) (cx) of the statutes is amended to read:

2 20.395 (2) (cx) *Rail passenger service, federal funds.* All From the public
3 transportation account, all moneys received from the federal government for
4 purposes of rail passenger service assistance and promotion under s. 85.06, for such
5 purposes.

6 ^{643m.} SECTION ~~30~~ 20.395 (2) (dq) of the statutes is amended to read:

7 20.395 (2) (dq) *Aeronautics assistance, state funds.* As a continuing
8 appropriation, from the aeronautics account, the amounts in the schedule for the
9 state's share of airport projects under ss. 114.34 and 114.35; for developing air
10 marking and other air navigational facilities; for administration of the powers and
11 duties of the secretary of transportation under s. 114.31; for costs associated with
12 aeronautical activities under s. 114.31, except for the program under s. 114.31 (3) (b);
13 and for the administration of other aeronautical activities, except aircraft
14 registration under s. 114.20, authorized by law.

15 SECTION ~~31~~ ^{644m.} 20.395 (2) (ds) of the statutes is amended to read:

16 20.395 (2) (ds) *Aviation career education, state funds.* The From the
17 aeronautics account, the amounts in the schedule for an aviation career education
18 program under s. 114.31 (3) (b).

19 SECTION ~~32~~ ^{645g.} 20.395 (2) (dv) of the statutes is amended to read:

20 20.395 (2) (dv) *Aeronautics assistance, local funds.* All From the aeronautics
21 account, all moneys received by the state from any local unit of government or other
22 source for airports or other aeronautical activities under s. 114.33 or 114.37, for
23 administration of the powers and duties of the secretary of the department of
24 transportation under s. 114.31, for costs associated with aeronautical activities

✓# Page 343, line 22: after that line insert;

1 under s. 114.31 and for the administration of other aeronautical activities authorized
2 by law, for such purposes.

3 ~~SECTION 33.~~ 20.395 (2) (dx) of the statutes is amended to read:

4 645m. 20.395 (2) (dx) *Aeronautics assistance, federal funds.* ~~All~~ From the aeronautics
5 account, all moneys received from the federal government for airports or other
6 aeronautical activities under s. 114.32 or 114.33, for administration of the powers
7 and duties of the secretary of transportation under s. 114.31, for costs associated with
8 aeronautical activities under s. 114.31 and for the administration of other
9 aeronautical activities authorized by law, for such purposes. " ✓

10 " ~~SECTION 34.~~ 20.395 (2) (gj) of the statutes is amended to read:

11 651b. 20.395 (2) (gj) *Railroad crossing protection installation and maintenance, state*
12 *funds.* ~~All~~ From the public transportation account, all moneys received from railroad
13 crossing improvement assessments required under ss. 346.177, 346.495 and 346.65
14 (4r), for the purpose of railroad crossing protection installation and maintenance
15 under s. 195.28 (2) and (3). 651d.

16 ~~SECTION 35.~~ 20.395 (2) (gq) of the statutes is amended to read:

17 20.395 (2) (gq) *Railroad crossing improvement and protection maintenance,*
18 *state funds.* ~~The~~ From the public transportation account, the amounts in the
19 schedule to pay the costs for railroad crossing protection maintenance under s.
20 195.28 (3).

21 ~~SECTION 36.~~ 20.395 (2) (gr) of the statutes is amended to read:

22 20.395 (2) (gr) *Railroad crossing improvement and protection installation,*
23 *state funds.* As a continuing appropriation, from the public transportation account,
24 the amounts in the schedule to pay the costs for railroad crossing protection

1 improvements under s. 195.28 (2) and for the installation of railroad crossing gates
2 under 1999 Wisconsin Act 9, section 9150 (9g).

3 ~~SECTION 37~~ 20.395 (2) (gs) of the statutes is amended to read:

4 651g. 20.395 (2) (gs) *Railroad crossing repair assistance, state funds.* As a continuing
5 appropriation, from the public transportation account, the amounts in the schedule
6 for reimbursement of railroads under s. 86.13 (5).

7 651j. ~~SECTION 38~~ 20.395 (2) (gv) of the statutes is amended to read:

8 20.395 (2) (gv) *Railroad crossing improvement, local funds.* ~~All~~ From the public
9 transportation account, all moneys received from any local unit of government for
10 railroad crossing protection improvements under s. 195.28 (2), for such purposes.

11 651k. ~~SECTION 39~~ 20.395 (2) (gx) of the statutes is amended to read:

12 20.395 (2) (gx) *Railroad crossing improvement, federal funds.* ~~All~~ From the
13 public transportation account, all moneys received from the federal government for
14 the purposes of railroad crossing protection under s. 195.28 and for the purposes of
15 railroad crossing gates under 1999 Wisconsin Act 9, section 9150 (9g), for such
16 purposes.

17 651m. ~~SECTION 40~~ 20.395 (2) (hq) of the statutes is amended to read:

18 20.395 (2) (hq) *Multimodal transportation studies, state funds.* As a continuing
19 appropriation, from the multimodal account, the amounts in the schedule to make
20 multimodal transportation study grants and to pay multimodal transportation
21 study contracts entered into under s. 85.022.

22 651n. ~~SECTION 41~~ 20.395 (2) (hx) of the statutes is amended to read:

23 20.395 (2) (hx) *Multimodal transportation studies, federal funds.* ~~All~~ From the
24 multimodal account, all moneys received from the federal government for the

1 purposes of multimodal transportation study grants and contracts under s. 85.022,
2 for such purposes. 652m.

3 SECTION ~~42~~ 20.395 (2) (iq) of the statutes is amended to read:

4 20.395 (2) (iq) *Transportation facilities economic assistance and development,*
5 *state funds.* As a continuing appropriation, from the multimodal account, the
6 amounts in the schedule for improvement of transportation facilities for the purpose
7 of economic assistance and development under s. 84.185.

8 653g. SECTION ~~43~~ 20.395 (2) (iv) of the statutes is amended to read:

9 20.395 (2) (iv) *Transportation facilities economic assistance and development,*
10 *local funds.* ~~All~~ From the multimodal account, all moneys received from any local
11 unit of government or other source for improvement of transportation facilities,
12 except moneys received under par. (iw), for the purpose of economic assistance and
13 development under s. 84.185.

14 653m. SECTION ~~44~~ 20.395 (2) (iw) of the statutes is amended to read:

15 20.395 (2) (iw) *Transportation facility improvement loans, local funds.* ~~All~~
16 From the multimodal account, all moneys received in repayment of loans under s.
17 84.185 (6m) to be used for loans under s. 84.185 (6m).

18 654c. SECTION ~~45~~ 20.395 (2) (ix) of the statutes is amended to read:

19 20.395 (2) (ix) *Transportation facilities economic assistance and development,*
20 *federal funds.* ~~All~~ From the multimodal account, all moneys received from the
21 federal government for improvement of transportation facilities for the purpose of
22 economic assistance and development under s. 84.185.

23 SECTION ~~46~~ 20.395 (2) (jq) of the statutes is amended to read:

654e.

1 20.395 (2) (jq) *Surface transportation grants, state funds.* As a continuing
2 appropriation, from the multimodal account, the amounts in the schedule for surface
3 transportation discretionary grants under s. 85.243.

4 ^{654g.} SECTION ~~47~~, 20.395 (2) (jv) of the statutes is amended to read:

5 20.395 (2) (jv) *Surface transportation grants, local funds.* ~~All From the~~
6 multimodal account, all moneys received from any local unit of government for
7 purposes of surface transportation discretionary grants under s. 85.243, for such
8 purposes.

9 ^{654h.} SECTION ~~48~~, 20.395 (2) (jx) of the statutes is amended to read:

10 20.395 (2) (jx) *Surface transportation grants, federal funds.* ~~All From the~~
11 multimodal account, all moneys received from the federal government for purposes
12 of surface transportation discretionary grants under s. 85.243, for such purposes.

13 ^{654j.} SECTION ~~49~~, 20.395 (2) (kv) of the statutes is amended to read:

14 20.395 (2) (kv) *Congestion mitigation and air quality improvement, local funds.*
15 ~~All From the multimodal account~~, all moneys received from any local unit of
16 government for congestion mitigation and air quality improvements under s. 85.245,
17 for such purposes.

18 ^{654k.} SECTION ~~50~~, 20.395 (2) (kx) of the statutes is amended to read:

19 20.395 (2) (kx) *Congestion mitigation and air quality improvement, federal*
20 *funds.* ~~All From the multimodal account~~, all moneys received from the federal
21 government for the purposes of congestion mitigation and air quality improvement
22 under s. 85.245, for such purposes.

23 ^{654m.} SECTION ~~51~~, 20.395 (2) (nv) of the statutes is amended to read:

24 20.395 (2) (nv) *Transportation enhancement activities, local funds.* ~~All From~~
25 the multimodal account, all moneys received from any local unit of government for

Insert 15-7 ✓

1 purposes of transportation enhancement activities under s. 85.026, for such
2 purposes.

3 SECTION 52, 20.395 (2) (nx) of the statutes is amended to read:

4 20.395 (2) (nx) *Transportation enhancement activities, federal funds. All From*
5 the multimodal account, all moneys received from the federal government for
6 purposes of transportation enhancement activities under s. 85.026 and for grants
7 under s. 85.024, for such purposes.

8 SECTION 53. 20.395 (3) (iq) of the statutes is amended to read:

9 20.395 (3) (iq) ~~Administration and planning~~ Planning, state funds. The
10 amounts in the schedule for the ~~administration and planning~~ of departmental
11 programs ~~under subs. (1) to (3).~~

12 SECTION 54. 20.395 (3) (iv) of the statutes is amended to read:

13 20.395 (3) (iv) ~~Administration and planning~~ Planning, local funds. All moneys
14 received from any local unit of government or other source for the ~~administration and~~
15 planning of departmental programs ~~under subs. (1) to (3).~~

16 SECTION 55. 20.395 (3) (ix) of the statutes is amended to read:

17 20.395 (3) (ix) ~~Administration and planning~~ Planning, federal funds. All
18 moneys received from the federal government for the ~~administration and planning~~
19 of departmental programs ~~under subs. (1) to (3)~~ and to transfer to the appropriation
20 account under s. 20.505 (1) (z) the amounts in the schedule under s. 20.505 (1) (z).

21 SECTION 56. 20.395 (3) (jq) of the statutes is created to read:

22 20.395 (3) (jq) *Administration, state funds.* From the operations account, the
23 amounts in the schedule for the administration of departmental programs under
24 subs. (1) to (3).

25 SECTION 57. 20.395 (3) (jv) of the statutes is created to read:

✓ #, Page 348, line 25: after that line insert:

1 ~~20.395 (3) (jv) Administration, local funds. From the operations account, all~~
2 ~~moneys received from any local unit of government or other source for the~~
3 ~~administration of departmental programs under subs. (1) to (3).~~

4 SECTION 58. 20.395 (3) (jx) of the statutes is created to read:

5 20.395 (3) (jx) Administration, federal funds. From the operations account, all
6 moneys received from the federal government for the administration of
7 departmental programs under subs. (1) to (3) and to transfer to the appropriation
8 account under s. 20.505 (1) (z) the amounts in the schedule under s. 20.505 (1) (z).

9 " SECTION 59. 20.395 (3) (kq) of the statutes is created to read:

10 666g. 20.395 (3) (kq) Hazard elimination program, state funds. From the multimodal
11 account, the amounts in the schedule for hazard elimination activities authorized
12 under 23 USC 130 or 152. 666j.

13 SECTION 60. 20.395 (3) (kv) of the statutes is created to read:

14 20.395 (3) (kv) Hazard elimination program, local funds. From the multimodal
15 account, all moneys received from any local unit of government or other source for
16 hazard elimination activities authorized under 23 USC 130 or 152, for such
17 purposes. 666k.

18 SECTION 61. 20.395 (3) (kx) of the statutes is created to read:

19 20.395 (3) (kx) Hazard elimination program, federal funds. From the
20 multimodal account, all moneys received from federal government for hazard
21 elimination activities authorized under 23 USC 130 or 152, for such purposes. "

22 ((SECTION 62. 20.395 (4) (aq) of the statutes is amended to read:

23 668b. 20.395 (4) (aq) Departmental management and operations, state funds. The
24 From the operations account, the amounts in the schedule for departmental
25 planning and administrative activities and the administration and management of
stet: don't strike

as affected by
2001 Wisconsin
Act...
(this
act),

✓ #, Page 349, line 13: after that line insert:

transportation employment and mobility ✓

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

SECTION ~~62~~ 20.395 (4) (ar) of the statutes is amended to read:

668c.

11 20.395 (4) (ar) *Minor construction projects, state funds.* As a continuing
 12 appropriation, from the operations account, the amounts in the schedule for minor
 13 construction projects approved under s. 13.48 (10) or 16.855 (16) (b). The total
 14 construction cost of any project funded under this paragraph may not exceed the
 15 amount specified in s. 13.48 (3).

SECTION ~~64~~ 20.395 (4) (as) of the statutes is created to read:

668e.

17 20.395 (4) (as) *Motorcycle safety and mass transit planning, state funds.* The
 18 amounts in the schedule for the Type 1 motorcycle, moped, and motor bicycle safety
 19 program under s. 85.30 and to match federal funds for mass transit planning.

SECTION ~~65~~ 20.395 (4) (at) of the statutes is amended to read:

668g.

21 20.395 (4) (at) *Capital building projects, service funds.* All From the operations
 22 account, all moneys received from the fund created under s. 18.57 (1) as
 23 reimbursement for the temporary financing under sub. (9) (th) of projects for
 24 transportation administrative facilities under s. 84.01 (28) approved under s. 13.48

✓ #. Page 349, line 21: after that line insert:

1 (10) or authorized under s. 84.01 (30) that are financed under s. 84.59, for the purpose
2 of financing such projects. "

, as affected by 2001 Wisconsin Act... (this act),

3 " SECTION 66 20.395 (4) (av) of the statutes is amended to read:

4 669m. 20.395 (4) (av) Departmental management and operations, local funds. All

5 From the operations account, all moneys received from any local unit of government

stet:
don't
strike

6 or other source for departmental planning and administrative activities, for the

7 administration and management of departmental programs except those programs

8 under subs. (2) (bv) and (dv) and (3) (iv) ~~and (iv)~~, and for activities related to the

9 demand management and ride-sharing program under s. 85.24 that are not funded

transportation
employment
and
mobility

10 from the appropriation under sub. (1) (bs), (bv) or (bx), for such purposes. "

11 SECTION 67. 20.395 (4) (ax) of the statutes is amended to read:

12 20.395 (4) (ax) Departmental management and operations, federal funds. All

13 From the operations account, all moneys received from the federal government for

14 the administration and management of departmental programs except those

15 programs under subs. (2) (bx) and (dx) and (3) (ix), ~~(x)~~, and (kx), and for

16 departmental ~~planning and~~ administrative activities including all moneys received

17 as federal aid as authorized by the governor under s. 16.54 to promote highway safety

18 and continue the local traffic safety representatives program and for purposes of s.

19 85.07, and for activities related to the demand management and ride-sharing

20 program under s. 85.24 that are not funded from the appropriation under sub. (1)

21 (bs), (bv) or (bx), for such purposes.

22 SECTION 68 20.395 (4) (ay) of the statutes is created to read:

23 670e. 20.395 (4) (ay) Highway safety programs, federal funds. All moneys received

24 from the federal government as authorized by the governor under s. 16.54 to promote

✓ #. Page 350, line 8: after that line insert:

Insert 18-21

1 highway safety and continue the local traffic safety representatives program and for
2 the purposes of s. 85.07, for such purposes.

3 ^{670g.} SECTION ~~69~~ 20.395 (4) (ch) of the statutes is amended to read:

4 20.395 (4) (ch) *Gifts and grants.* All From the multimodal account, all moneys
5 received from gifts, grants, donations, bequests and devises, to carry out the
6 purposes for which made and received.

7 ^{670j.} SECTION ~~70~~ 20.395 (4) (eq) of the statutes is amended to read:

8 20.395 (4) (eq) *Data processing services, service funds.* All From the operations
9 account, all moneys received from the department or other state agencies as payment
10 for data processing services, for costs associated with these operations relating to
11 materials and equipment purchases and other direct costs relating to data
12 processing.

13 SECTION ~~71~~ 20.395 (4) (er) of the statutes is amended to read:

14 ^{670k.} 20.395 (4) (er) *Fleet operations, service funds.* All From the operations account,
15 all moneys received as payment for use of auto pool vehicles for costs associated with
16 the operation, maintenance and replacement of such vehicles.

17 ^{670m.} SECTION ~~72~~ 20.395 (4) (es) of the statutes is amended to read:

18 20.395 (4) (es) *Other department services, operations, service funds.* All From
19 the operations account, all moneys received as payment for graphic, audiovisual,
20 printing production and aircraft fleet services for costs associated with these
21 operations relating to materials and equipment purchases and other such direct
22 costs as the department deems appropriate.

23 SECTION ~~73~~ 20.395 (4) (et) of the statutes is amended to read:

^{670n.}

1 20.395 (4) (et) *Equipment acquisition.* ~~The~~ From the operations account, the
2 amounts in the schedule for acquisition of additional data processing equipment,
3 fleet vehicles, aircraft and printing equipment.

4 ^{670p.} SECTION ~~74~~ 20.395 (4) (ew) of the statutes is amended to read:

5 20.395 (4) (ew) *Operating budget supplements, state funds.* ~~All~~ From the
6 operations account, all moneys received under s. 85.15 (2), for the purpose of
7 supplementing the costs of departmental management and operations.

8 ^{671p.} SECTION ~~75~~ ^b 20.395 (5) (cq) of the statutes is amended to read:

9 20.395 (5) (cq) *Vehicle registration, inspection and maintenance, and driver*
10 *licensing and aircraft registration, state funds.* ~~The~~ From the operations account, the
11 amounts in the schedule for administering the vehicle registration and driver
12 licensing program, including the traffic violation and registration program and the
13 driver license reinstatement training program under s. 85.28, for administering the
14 motor vehicle emission inspection and maintenance program under s. 110.20, for the
15 training of inspectors under s. 110.22, for administering the fuel tax and fee
16 reporting program under s. 341.45, ~~for administering the aircraft registration~~
17 ~~program under s. 114.20~~ and to compensate for services performed, as determined
18 by the secretary of transportation, by any county providing registration services.

19 ^{671p.} SECTION ~~76~~ ^d 20.395 (5) (cr) of the statutes is created to read:

20 20.395 (5) (cr) *Aircraft registration, state funds.* From the aeronautics account,
21 the amounts in the schedule for administering the aircraft registration program
22 under s. 114.20.

23 SECTION ~~77~~ 20.395 (5) (cx) of the statutes is amended to read:

^{671p.}
⑦

// #, Page 350, line 11: after that line insert:

1 20.395 (5) (cx) *Vehicle registration and driver licensing, federal funds.* All From
2 the operations account, all moneys received from the federal government for vehicle
3 registration and driver licensing, for such purposes.

4 ^{671b. a} SECTION ~~78~~. 20.395 (5) (dq) of the statutes is amended to read:

5 20.395 (5) (dq) *Vehicle inspection, traffic enforcement and radio management,*
6 *state funds.* The From the operations account, the amounts in the schedule for
7 administering the ambulance inspection program under s. 341.085, the statewide
8 public safety radio management program under s. 85.12, the vehicle inspection and
9 traffic enforcement programs and transfers under s. 85.32. "

10 " SECTION ~~79~~. 20.395 (5) (dx) of the statutes is amended to read:

11 ^{671p,} 20.395 (5) (dx) *Vehicle inspection and traffic enforcement, federal funds.* All
12 From the operations account, all moneys received from the federal government for
13 vehicle inspection and traffic enforcement, for such purposes.

14 ^{672d.} SECTION ~~80~~. 20.395 (5) (hq) of the statutes is amended to read:

15 20.395 (5) (hq) *Motor vehicle emission inspection and maintenance program;*
16 *contractor costs; state funds.* The From the operations account, the amounts in the
17 schedule to provide for contracts for the operation of inspection stations under s.
18 110.20. ^{672f.}

19 SECTION ~~81~~, 20.395 (5) (hx) of the statutes is amended to read:

20 20.395 (5) (hx) *Motor vehicle emission inspection and maintenance programs,*
21 *federal funds.* All From the operations account, all moneys received from the federal
22 government for the purpose of the motor vehicle emission inspection and
23 maintenance program under s. 110.20, for such purposes.

****NOTE: This draft does not include any treatment of clearing accounts under s. 20.395 (9), stats.

Insert 21-23 ✓

SECTION 82

as affected by 2001 Wisconsin Act... (this act),

1 " SECTION ~~82~~ 20.505 (1) (z) of the statutes is amended to read:

2 83/m. 20.505 (1) (z) *Transportation planning grants to local governmental units.*
3 Biennially, from the ~~state and local highways~~ ^{operations} account in the transportation fund, the
4 amounts in the schedule to provide transportation planning grants to local
5 governmental units under s. 16.9651. All moneys received from the federal
6 government and transferred from the appropriation account under s. 20.395 ~~(2)(a)~~
7 shall be credited to this appropriation account. "

(4)
(at) 6

(4)
(a)
X

8 " SECTION ~~83~~ 20.566 (1) (qm) of the statutes is amended to read:

9 917t. 20.566 (1) (qm) *Administration of rental vehicle fee.* From the state and local
10 highways account in the transportation fund, the amounts in the schedule for the
11 administration of the rental vehicle fee under subch. XI of ch. 77.

12 SECTION ~~84~~ 20.566 (1) (u) of the statutes is amended to read:

13 917v. 20.566 (1) (u) *Motor fuel tax administration.* From the state and local highways
14 account in the transportation fund, the amounts in the schedule to cover the costs,
15 including data processing costs, incurred in administering the motor fuel tax law,
16 except s. 341.45.

17 SECTION ~~85~~ 20.566 (2) (q) of the statutes is amended to read:

18 917w. 20.566 (2) (q) *Railroad and air carrier tax administration.* From the public
19 transportation account in the transportation fund, the amounts in the schedule to
20 cover the costs of administering the taxes imposed on railroads ~~and air carriers~~ under
21 ch. 76.

22 SECTION ~~86~~ 20.566 (2) (qm) of the statutes is created to read:

23 917x. 20.566 (2) (qm) *Air carrier tax administration.* From the aeronautics account
24 in the transportation fund, the amounts in the schedule to cover the costs of
25 administering the taxes imposed on air carriers under ch. 76. "

#. Page 404, line 8 : after that line insert :

✓ #. Page 407, line 8: after that line insert:

1 " SECTION ~~87~~ 20.855 (4) (q) of the statutes is amended to read:

2 937r. 20.855 (4) (q) *Terminal tax distribution.* From the public transportation
3 account in the transportation fund, a sum sufficient for the towns', villages' and
4 cities' share of railroad taxes under s. 76.24 (2). "

✓ #. Page 408, line 11:
after that line insert:

5 " SECTION ~~88~~ 20.855 (4) (s) of the statutes is amended to read:

6 944g. 20.855 (4) (s) *Transfer to conservation fund; motorboat formula.* From the state
7 and local highways account in the transportation fund, a sum sufficient in an amount
8 equal to the amount to be paid into the conservation fund as determined under s.
9 25.29 (1) (c). The amounts may be paid at such intervals during each fiscal year as
10 the secretary of administration deems appropriate or necessary.

11 SECTION ~~89~~ 20.855 (4) (t) of the statutes is amended to read:

944j.

12 20.855 (4) (t) *Transfer to conservation fund; snowmobile formula.* On July 1
13 of each fiscal year, from the state and local highways account in the transportation
14 fund, a sum sufficient in an amount as determined under s. 25.29 (1) (d) to be paid
15 into the snowmobile account in the conservation fund.

16 SECTION ~~90~~ 20.855 (4) (u) of the statutes is amended to read:

944k.

17 20.855 (4) (u) *Transfer to conservation fund; all-terrain vehicle formula.* From
18 the state and local highways account in the transportation fund, a sum sufficient in
19 an amount equal to the amount to be paid into the conservation fund as determined
20 under s. 25.29 (1) (dm). The amounts may be paid at such intervals during each fiscal
21 year as the secretary of administration deems appropriate or necessary. "

22 " SECTION ~~91~~ 25.40 (1) (b) of the statutes is amended to read:

23 1122g. 25.40 (1) (b) Motor vehicle fuel and ~~general aviation fuel~~ taxes and other
24 revenues, except general aviation fuel taxes, collected under ch. 78, minus the costs
25 of collecting delinquent taxes under s. 73.03 (28).

✓ #. Page 472, line 16: after that line insert:

1 SECTION 92. 25.40 (1) (bg) of the statutes is created to read:

2 1122j. 25.40 (1) (bg) General aviation fuel taxes collected under ch. 78, minus the costs
3 of collecting delinquent taxes under s. 73.03 (28).

4 1122m. SECTION 92. 25.40 (1) (c) of the statutes is amended to read:

5 25.40 (1) (c) Taxes on air carrier companies and ~~railroad companies~~ under ch.
6 76 and aircraft registration fees under s. 114.20. " " #. Page 472, line 19:
after that line insert:

7 SECTION 92. 25.40 (1) (cg) of the statutes is created to read:

8 1123mb. 25.40 (1) (cg) Taxes on railroad companies under ch. 76.

9 SECTION 92. 25.40 (1) (e) of the statutes is amended to read:

10 1123mc. 25.40 (1) (e) All moneys paid into the state treasury by any local unit of
11 government or other sources for ~~transportation~~ highway purposes.

12 1123md. SECTION 92. 25.40 (1) (ed) of the statutes is created to read:

13 25.40 (1) (ed) All moneys paid into the state treasury by any local unit of
14 government or other sources for public transportation purposes.

15 1123me. SECTION 92. 25.40 (1) (eg) of the statutes is created to read:

16 25.40 (1) (eg) All moneys paid into the state treasury by any local unit of
17 government or other sources for aeronautics purposes.

18 1123mf. SECTION 92. 25.40 (1) (em) of the statutes is created to read:

19 25.40 (1) (em) All moneys paid into the state treasury by any local unit of
20 government or other sources for transportation purposes ~~not specified in paragraph (e) to~~

multimodal

21 1123mh. SECTION 92. 25.40 (1) (f) (intro.) of the statutes is amended to read:

22 25.40 (1) (f) (intro.) All federal aid for aeronautics, highways and other public
23 transportation purposes, including railroads but excluding aeronautics, made
24

Insert 24-21 ✓

Insert 25-12 ✓

1 available by any act of congress, subject to applicable federal regulations, except all
2 of the following: 1123mj.

3 SECTION ~~100~~ 25.40 (1) (fd) of the statutes is created to read:

4 25.40 (1) (fd) All federal aid for highways made available by any act of congress,
5 subject to applicable federal regulations.

6 SECTION ~~100~~ 25.40 (1) (fg) of the statutes is created to read:
1123mk.

7 25.40 (1) (fg) All federal aid for aeronautics made available by any act of
8 congress, subject to applicable federal regulations following.

9 SECTION ~~102~~ 25.40 (1) (fp) of the statutes is created to read: multimodal
1123mm.

10 25.40 (1) (fp) All federal aid for transportation purposes ~~not specified in pars.~~
11 ~~(fp to (fg))~~ made available by any act of congress, subject to applicable federal
12 regulations.

13 SECTION ~~103~~ 25.40 (1) (ip) of the statutes is created to read: 1123mp.

14 25.40 (1) (ip) All gifts, grants, or bequests made to the transportation fund.

15 SECTION ~~104~~ 25.40 (2) (b) 22m. of the statutes is created to read: 1123mr.

16 25.40 (2) (b) 22m. Section 20.566 (2) (qm).

17 SECTION ~~105~~ 25.40 (3) of the statutes is created to read: 1123ms.

18 25.40 (3) (a) There is established in the transportation fund a separate account
19 that is designated as the state and local highways account consisting of all of the
20 following:

21 1. All moneys specified under sub. (1) (a), except moneys related to aeronautic
22 purposes described under sub. (4) (b) or public transportation purposes described
23 under sub. (5) (b).

24 2. Except as provided in sub. (5) (a) 2., all taxes and revenues described under
25 sub. (1) (b).

1 3. Fees described under sub. (1) (bm).

2 4. All moneys specified under sub. (1) (e), (fd), (ig), and (im).

3 5. Federal aid described under sub. (1) (fd).

4 6. A percentage of the investment income described under sub. (1) (g) that is
5 ~~attributable to~~ the state and local highways account, ~~as determined~~ under s. 20.002

represents of the sum equal to the percentage that

6 (14) (a) ✓

7 7. All moneys specified under sub. (1) (j) that are ~~transferred from other funds~~
8 ~~for purposes for which moneys may be expended from the state and local highways~~
9 ~~account under par. (a).~~ not moneys in the accounts established under
10 subs. (4) to (6) ✓

11 1. (b) Except as provided in s. 20.002 (14), moneys in the state and local highways
12 account may be expended only for purposes related to highways, bridges, motor
13 vehicles, state planning and research for any transportation mode, and any
14 sidewalk, pedestrian walkway, bikeway, railroad crossing, and bus lanes constructed
15 as part of a highway project. Except as provided in s. 20.002 (14), no moneys may
16 be expended from the state and local highways account for any purpose specified
17 under sub. (4) (b), (5) (b), (6) (b), or (7) (b).

13 2.

subd. 1. and

17 1123mt SECTION 105, 25.40 (4) of the statutes is created to read:

18 25.40 (4) (a) There is established in the transportation fund a separate account
19 that is designated as the aeronautics account consisting of all of the following:

20 1. All moneys specified under sub. (1) (a) that are related to aeronautic
21 purposes described under par. (b).

22 2. All taxes described under sub. (1) (bg) and (c). ✓

23 3. All moneys specified under sub. (1) (eg). (cd) and

24 4. Federal aid described under sub. (1) (fg).

equal to the percentage that

5. A percentage of the investment income described under sub. (1) (g) that is ~~attributable to~~ the aeronautics account, ~~as determined~~ under s. 20.002 (14).

6. All moneys specified under sub. (1) (j) that are transferred from other funds for purposes for which moneys may be expended from the aeronautics account under par. (b).

(b) Except as provided in s. 20.002 (14), moneys in the aeronautics account may be expended only for purposes related to aeronautics, as defined in s. 114.002 (1). Except as provided in s. 20.002 (14), no moneys may be expended from the aeronautics account for any purpose specified under sub. (3) (b), (5) (b), (6) (b), or (7) (b).

1123mv

SECTION 107/ 25.40 (5) of the statutes is created to read:

25.40 (5) (a) There is established in the transportation fund a separate account that is designated as the public transportation account consisting of all of the following:

1. All moneys specified under sub. (1) (a) that are related to public transportation purposes described under par. (b).

2. Of the taxes described under (1) (b), 4 cents of the rate per gallon for the tax imposed under s. 78.01 (1).

3. Taxes described under sub. (1) (cg).

4. All moneys specified under sub. (1) (ed) and (ij).

5. Federal aid described under sub. (1) (f).

6. A percentage of the investment income described under sub. (1) (g) that is ~~attributable to~~ the public transportation account, ~~as determined~~ under s. 20.002 (14).

equal to the percentage that

represents of the sum

(a)

1 7. All moneys specified under sub. (1) (j) that are transferred from other funds
2 for purposes for which moneys may be expended from the public transportation
3 account under par. (b).

4 (b) Except as provided in s. 20.002 (14), moneys in the public transportation
5 account may be expended only for activities related to mass transit systems, as
6 defined in s. 85.20 (1) (e); common carriers of passengers other than by air; fixed
7 guideways; railroads; harbors and other maritime activities; specialized
8 transportation services, as defined in s. 85.21 (2) (g) and pedestrian walkway or
bikeway activities that are not constructed as part of a highway project. Except as
9 provided in s. 20.002 (14), no moneys may be expended from the public
10 transportation account for any propose specified under sub. (3) (b), (4) (b), (6) (b), or
11 (7) (b).

12 SECTION 107.25.40 (6) of the statutes is created to read:

13 25.40 (6) (a) There is established in the transportation fund a separate account
14 that is designated as the multimodal account consisting of all of the following:

15 ~~1. All moneys described in sub. (1) (a) that are not moneys in the accounts~~
16 ~~established under subs. (3) to (5)~~

17 1. All moneys specified under sub. (1) (em) and (ip).

18 2. Federal aid described under sub. (1) (fp).

19 3. All moneys specified under sub. (1) (j) that are ~~not moneys in the accounts~~
20 ~~established under subs. (3) to (5)~~

21 4. Any moneys that are not otherwise specified under sub. (3) (a), (4) (a), or (5)
22 (a).

23 5. Moneys transferred
24 ~~from~~ from the accounts established under subs. (3) to (5), as determined
25 under s. 20.002 (14).

transferred from other funds for purposes for which moneys may be expended from the multimodal account under par. (b).

(a) 4 ✓

and
Move 9 to "KA" 29-2 10

1123mw.

Insert from 28-8
"KA"

Insert 29-12 ✓

1 (b) Except as provided in s. 20.002 (14), moneys in the multimodal account may
2 be expended only for activities related to multimodal transportation. No moneys
3 may be expended from the multimodal account for any purpose specified under sub.
4 (3) (b), (4) (b), (5) (b), or (7) (b) unless the purpose relates to multimodal
5 transportation.

1123mx.

Insert 29-8 ✓

6 SECTION 109, 25.40 (7) of the statutes is created to read:

7 25.40 (7) (a) There is established in the transportation fund a separate account
8 that is designated as the operations account consisting of ~~transfers~~ from the accounts
9 established under subs. (3) to (5), as determined under s. 20.002 (14).

(a) 5, a. and b. ✓

10 (b) Except as provided in s. 20.002 (14), moneys in the operations account may
11 be expended only for operations of the department, including the state traffic patrol
12 and the division of motor vehicles.

13 " SECTION 110, 76.24 (2) (a) of the statutes is amended to read:

14 2232m. 76.24 (2) (a) All taxes paid by any railroad company derived from or
15 apportionable to docks, ore yards, piers, wharves, grain elevators, and their
16 approaches, or car ferries or terminal storage facilities, docks, pipelines and
17 pumping equipment used in transferring oil from pipelines to vessels on the basis of
18 the separate valuation provided for in s. 76.16, shall be distributed annually from the
19 public transportation account in the transportation fund to the towns, villages and
20 cities in which they those facilities are located, pursuant to certification made by the
21 department of revenue on or before August 15. "

22 " SECTION 111, 84.01 (2) of the statutes is created to read:

(34)

23 2296p. 84.01 (3) HAZARD ELIMINATION. Hazard elimination activities authorized
24 under 23 USC 130 or 152 may not be funded from the appropriations under s. 20.395
25 (3) (cq) to (cx). "

✓ #. Page 857, line 13: after that line insert :

Insert 30-1

1 ~~SECTION 112~~ 84.05 of the statutes is amended to read:

2 ^{2307d.} **84.05 Railroad crossing improvements.** On a highway which the
3 department has authority to construct and which crosses a railroad, if the
4 department determines that the construction or reconstruction of a grade separation
5 or the rearrangement or elimination of a grade crossing or other rearrangement of
6 the highway or tracks is necessary in the interest of public safety or for convenience
7 of public travel, the department shall make a plan of the construction proposed and
8 an estimate of the cost thereof, including the cost of needed right-of-way; and shall
9 endeavor to make an arrangement with all persons concerned as to all matters
10 involved in the plan, including the portion of the cost of the contemplated work which
11 the persons shall defray. If the department is unable to contract with the persons
12 concerned as to the distribution and payment of the cost of the work or the
13 maintenance thereof, the department shall lay the matter before the office of the
14 commissioner of railroads, and the office of the commissioner of railroads shall
15 review the proceedings and hold a hearing thereon in accordance with ss. 195.28 and
16 195.29, and shall fix the portion of the cost of the construction and of the maintenance
17 which is to be paid by the persons or corporations concerned, and the portion of the
18 cost, if any, to be paid by the public, which portion shall be paid from the public
19 transportation account in the transportation fund. The office of the commissioner
20 of railroads shall determine the benefits, if any, which will inure to other highways,
21 and apportion and charge to the units of government responsible for the construction
22 of such other highways a fair portion of the cost.

23 ~~SECTION 112~~ 84.09 (3) (c) of the statutes is amended to read:

24 ^{2307f.} **84.09 (3) (c)** The county highway committee when so ordered by the
25 department is authorized and empowered to sell and shall sell at public or private

1 sale, subject to such conditions and terms authorized by the department, any and all
2 buildings, structures, or parts thereof, and any other fixtures or personalty acquired
3 in the name of the county under this section or any predecessor. Any instrument in
4 the name of the county, transferring title to the property mentioned in the foregoing
5 sentence, shall be executed by the county highway committee and the county clerk.
6 The proceeds from such sale shall be deposited ~~with the state in the appropriate in~~
7 the state and local highways account in the transportation fund and the expense
8 incurred in connection with such sale shall be paid from such fund.

9 SECTION ~~1111~~ 84.09 (5) of the statutes is amended to read:

10 2307h.

84.09 (5) Subject to the approval of the governor, the department may sell at
11 public or private sale property of whatever nature owned by the state and under the
12 jurisdiction of the department when the department determines that the property
13 is no longer necessary for the state's use for highway purposes and, if real property,
14 the real property is not the subject of a petition under s. 16.375 (2). The department
15 shall present to the governor a full and complete report of the property to be sold, the
16 reason for the sale, and the minimum price for which the same should be sold,
17 together with an application for the governor's approval of the sale. The governor
18 shall thereupon make such investigation as he or she may deem necessary and
19 approve or disapprove the application. Upon such approval and receipt of the full
20 purchase price, the department shall by appropriate deed or other instrument
21 transfer the property to the purchaser. The approval of the governor is not required
22 for public or private sale of property having a fair market value at the time of sale
23 of not more than \$3,000, for the transfer of surplus state real property to the
24 department of administration under s. 16.375 or for the transfer of surplus state
25 personal property to the department of tourism under sub. (5s). The funds derived

1 from sales under this subsection shall be deposited in the state and local highways
2 account in the transportation fund, and the expense incurred by the department in
3 connection with the sale shall be paid from such account in the transportation fund.

4 SECTION ~~114~~ 84.09 (5r) of the statutes is amended to read:

5 ^{2307hg.} 84.09 (5r) In lieu of the sale or conveyance of property under sub. (5) or (5m),
6 the department may, subject to the approval of the governor, donate real property
7 that is adjacent to the veterans memorial site located at The Highground in Clark
8 County and owned by the state and under the jurisdiction of the department to the
9 Wisconsin Vietnam Veterans Memorial Project, Inc., for the purpose of the veterans
10 memorial site located at The Highground in Clark County for the purpose of a
11 memorial hall specified in s. 70.11 (9). The department may donate property under
12 this subsection only when the department determines that the property is no longer
13 necessary for the state's use for highway purposes and is not the subject of a petition
14 under s. 16.375 (2) and is transferred with a restriction that the donee may not
15 subsequently transfer the real property to any person except to this state, which
16 shall not be charged for any improvements thereon. Such restriction shall be
17 recorded in the office of the register of deeds in the county in which the property is
18 located. The department shall present to the governor a full and complete report of
19 the property to be donated, the reason for the donation, and the minimum price for
20 which the property could likely be sold under sub. (5), together with an application
21 for the governor's approval of the donation. The governor shall thereupon make such
22 investigation as he or she considers necessary and approve or disapprove the
23 application. Upon such approval, the department shall by appropriate deed or other
24 instrument transfer the property to the donee. The approval of the governor is not
25 required for donation of property having a fair market value at the time of donation

Insert 33-11 ✓

1 of not more than \$3,000. Any expense incurred by the department in connection with
2 the donation shall be paid from the state and local highways account in the
3 transportation fund. 2307hm.

4 SECTION ~~110~~ 84.10 (2) of the statutes is amended to read:

5 84.10 (2) The joint committee on finance may transfer moneys to s. 20.395 (3)
6 (cq) from any other segregated revenue appropriations of the department for state
7 operations from the state and local highways account in the transportation fund,
8 upon request of the department, for the purpose of supplementing moneys allocated
9 under s. 20.395 (3) (cq) for the rehabilitation of a local bridge for which improvement
10 is a state responsibility and which has been posted with a weight limitation as
11 provided in s. 349.16 (2). ''.

12 SECTION ~~110~~ 84.30 (17) of the statutes is amended to read:

13 2308t. 84.30 (17) TRANSPORTATION FUND. All fees collected for the issuance of permits
14 provided for under this section shall be paid into the state and local highways
15 account in the transportation fund. ''.

16 '' SECTION ~~110~~ 84.59 (3) of the statutes is amended to read:

17 2309m. 84.59 (3) The secretary may pledge revenues received or to be received in the
18 fund established in sub. (2) to secure revenue obligations issued under this section.
19 The pledge shall provide for the transfer to this state of all pledged revenues,
20 including any interest earned on the revenues, which are in excess of the amounts
21 required to be paid under s. 20.395 (6) (as). The pledge shall provide that the
22 transfers be made at least twice yearly, that the transferred amounts be deposited
23 in the transportation fund and that the transferred amounts are free of any prior
24 pledge. The secretary shall deposit any amounts transferred under this subsection
25 in the state and local highways account in the transportation fund. ''.

V#, Page 868, line 10: after that line insert :

✓ #. Page 868, line 24: after that line insert:

1 " SECTION ~~119~~ 85.028 of the statutes is amended to read:

2 2310m. **85.028 Milwaukee east-west transportation corridor.** Upon
3 implementation of a funding source to provide local funds for a Milwaukee east-west
4 transportation corridor project, local units of government that will be affected by
5 such a project shall reimburse the transportation fund for 50% of the nonfederal
6 share of preliminary engineering costs relating to a Milwaukee east-west
7 transportation corridor project. The department shall deposit any moneys received
8 under this section in the state and local highways account in the transportation fund. "

9 " SECTION ~~120~~ 85.09 (4i) of the statutes is amended to read:

10 2311m. **85.09 (4i) DISPOSAL OF RAIL PROPERTY.** The department shall sell at public or
11 private sale rail property acquired under sub. (4) when the department determines
12 that the rail property is not necessary for a public purpose and, if real property, the
13 real property is not the subject of a petition under s. 16.375 (2). Upon receipt of the
14 full purchase price, the department shall, by appropriate deed or other instrument,
15 transfer the rail property to the purchaser. The funds derived from sales under this
16 subsection shall be deposited in the public transportation account in the
17 transportation fund, and the expense incurred by the department in connection with
18 the sale shall be paid from the appropriation under s. 20.395 (2) (bq). "

19 " SECTION ~~121~~ 85.21 (3) (c) of the statutes is amended to read:

20 2330m. **85.21 (3) (c)** To make and execute contracts with counties to ensure the
21 provision of specialized transportation service. Payments under such contracts to
22 eligible applicants shall not exceed the county proportionate share, except as
23 supplemented under par. (e) or (f). A contract under this section shall require the
24 county to make a matching contribution of 20% of the contract amount and to furnish
25 information determined necessary by the department for periodic program

✓ #. Page 873, line 18: after that line insert:

✓ #. Page 875, line 21: after that line insert:

1 monitoring and year-end auditing and evaluation. A contract may permit a county
2 to hold aids received under this section on or after July 2, 1983, in trust, according
3 to rules promulgated by the department, for the exclusive purpose of acquiring or
4 maintaining equipment used for services authorized under this section. All aids held
5 in trust, as well as any accumulated interest, not expended for the authorized
6 purposes, shall be returned to the department for deposit in the public
7 transportation account in the transportation fund. Nothing in this paragraph
8 entitles a county to any investment interest accumulated prior to the time the aid
9 payment is actually received by the county. "

10 " ~~SECTION 122~~ 85.25 (5) of the statutes is amended to read:

11 2337d. 85.25 (5) MORAL OBLIGATION. Recognizing its moral obligation to do so, the
12 legislature expresses its expectation and aspiration that, if ever called upon to do so,
13 it shall make an appropriation from the state and local highways account in the
14 transportation fund to meet all demands for funds relating to defaulted mobilization
15 loans and deficiencies under this section. "

16 " ~~SECTION 122~~ 85.52 (3) (cm) of the statutes is renumbered 85.52 (3) (cm) 1. and
17 amended to read: 2340m.

18 85.52 (3) (cm) 1. The joint committee on finance may transfer moneys, at the
19 request of the department, in amounts not to exceed the amounts necessary to meet
20 the requirements under P.L. 104-59, section 350, from the state and local highways
21 account in the transportation fund to the highway account in the transportation
22 infrastructure loan fund. The department shall submit to the joint committee on
23 finance for its review and approval proposed reductions among the transportation
24 fund appropriations to the department equal to the amount transferred under this
25 paragraph subdivision. The joint committee on finance may approve, disapprove or

✓ #. Page 878, line 10: after that line insert:

1 modify the proposed reductions. Upon approval of the proposed reductions, as may
2 be modified by the committee, an amount equivalent to each approved reduction is
3 lapsed from the appropriation account for each reduced appropriation to the state
4 and local highways account in the transportation fund.

5 ~~SECTION 124~~ 85.52 (3) (cm) 2. of the statutes is created to read:

6 2340n. 85.52 (3) (cm) 2. The joint committee on finance may transfer moneys, at the
7 request of the department, in amounts not to exceed the amounts necessary to meet
8 the requirements under P.L. 104-59, section 350, from the public transportation
9 account in the transportation fund to the transit account in the transportation
10 infrastructure loan fund. The department shall submit to the joint committee on
11 finance for its review and approval proposed reductions among the transportation
12 fund appropriations to the department equal to the amount transferred under this
13 subdivision. The joint committee on finance may approve, disapprove, or modify the
14 proposed reductions. Upon approval of the proposed reductions, as may be modified
15 by the committee, an amount equivalent to each approved reduction is lapsed from
16 the appropriation account for each reduced appropriation to the public
17 transportation account in the transportation fund. "

18 " ~~SECTION 125~~ 194.04 (6) of the statutes is amended to read:

19 2972n. 194.04 (6) DISPOSITION OF FEES COLLECTED. All moneys received under this
20 section shall be paid into the state and local highways account in the transportation
21 fund.

22 ~~SECTION 126~~ 194.51 of the statutes is amended to read:

23 2972n. 194.51 **Suit to recover protested tax.** No suit shall be maintained in any
24 court to restrain or delay the collection or payment of the taxes levied in this chapter.
25 The aggrieved taxpayer shall pay the tax as and when due, and, if paid under protest,

✓ #. Page 985, line 20: after that line insert:

✓ #. Page 1003, line 6: after that line insert:

1 may at any time within 90 days from the date of such payment, sue the state in an
2 action at law to recover the tax so paid. If it is finally determined that said tax, or
3 any part thereof, was wrongfully collected for any reason, it shall be the duty of the
4 department of administration to issue a warrant on the state treasurer for the
5 amount of such tax so adjudged to have been wrongfully collected, and the treasurer
6 shall pay the same out of the state and local highways account in the transportation
7 fund. A separate suit need not be filed for each separate payment made by any
8 taxpayer, but a recovery may be had in one suit for as many payments as may have
9 been made within any 90-day period preceding the commencement of such an action.
10 Such suits shall be commenced as provided in s. 775.01. ''.

11 SECTION ~~127~~ 218.22 (2m) of the statutes is amended to read:

12 3020m. 218.22 (2m) License fees collected under this subchapter shall be deposited in
13 the state and local highways account in the transportation fund. '' ✓ #. Page 1118,
line 21:
after that
line insert:

14 SECTION ~~128~~ 344.20 (4) of the statutes is amended to read:

15 3427c. 344.20 (4) Security deposited under this section shall be paid into the state and
16 local highways account in the transportation fund and invested in accordance with
17 s. 25.17 (1) (v).

18 SECTION ~~129~~ 345.08 of the statutes is amended to read:

19 3427t. 345.08 **Suit to recover protested tax or fee.** No suit shall be maintained
20 in any court to restrain or delay the collection or payment of the taxes levied or the
21 fees imposed or enacted in chs. 341 to 349. The aggrieved taxpayer shall pay the tax
22 or fee as and when due and, if paid under protest, may at any time within 90 days
23 from the date of such payment sue the state in an action at law to recover the tax or
24 fee so paid. If it is finally determined that such tax or fee or any part thereof was
25 wrongfully collected for any reason, the department of administration shall issue a

✓ #, Page 1125, line 10: after that line insert:

1 warrant on the state treasurer for the amount of such tax or fee so adjudged to have
 2 been wrongfully collected and the state treasurer shall pay the same out of the state
 3 and local highways account in the transportation fund. A separate suit need not be
 4 filed for each separate payment made by any taxpayer, but a recovery may be had
 5 in one suit for as many payments as were made within the 90-day period preceding
 6 the commencement of the action. Such suits shall be commenced as provided in s.
 7 775.01. ". 3442d.

8 " SECTION ~~130~~ 346.177 (4) of the statutes is amended to read:

9 346.177 (4) The clerk of the circuit court shall collect and transmit to the county
 10 treasurer the railroad crossing improvement assessment as required under s. 59.40
 11 (2) (m). The county treasurer shall then pay the state treasurer as provided in s.
 12 59.25 (3) (f) 2. The state treasurer shall deposit all amounts received under this
 13 subsection in the public transportation account in the transportation fund to be
 14 appropriated under s. 20.395 (2) (gj). 3442dr.

15 SECTION ~~131~~ 346.495 (4) of the statutes is amended to read:

16 346.495 (4) The clerk of the circuit court shall collect and transmit to the county
 17 treasurer the railroad crossing improvement assessment as required under s. 59.40
 18 (2) (m). The county treasurer shall then pay the state treasurer as provided in s.
 19 59.25 (3) (f) 2. The state treasurer shall deposit all amounts received under this
 20 subsection in the public transportation account in the transportation fund to be
 21 appropriated under s. 20.395 (2) (gj). ". 3443e.

22 " SECTION ~~132~~ 346.65 (4r) (d) of the statutes is amended to read:

23 346.65 (4r) (d) The clerk of the circuit court shall collect and transmit to the
 24 county treasurer the railroad crossing improvement assessment as required under
 25 s. 59.40 (2) (m). The county treasurer shall then pay the state treasurer as provided

✓ #, Page 1126, line 21: after that line insert:

1 in s. 59.25 (3) (f) 2. The state treasurer shall deposit all amounts received under this
2 paragraph in the public transportation account in the transportation fund to be
3 appropriated under s. 20.395 (2) (gj).⁾.

4

(END)

✓
Page 1424, line 22: after that line insert:
Insert 39-3

Insert 4-24 ✓

If the secretary of administration makes a recalculation under this paragraph, the secretary of administration shall, on the basis of such recalculation, transfer additional amounts to the multimodal account established under s. ~~24.40~~⁽⁵⁾(6) or the operations account established under s. 25.40 (7) as provided under par. (a) 4, and 5. "

Insert 5-16 (page 1 of 2)

DOA:..... Etzler - Parking facility in city of Kenosha

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

#. Page 341, line 21: after that line insert:

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

Analysis by the Legislative Reference Bureau

TRANSPORTATION

OTHER TRANSPORTATION

Under current law, DOT administers a program that distributes federal funds for congestion mitigation and air quality improvement projects. Currently, federal law requires a local matching contribution equal to 20% of the cost of a project.

This bill requires DOT to award a grant of \$420,700 to the city of Kenosha to provide 50% of the local matching contribution required for a congestion mitigation and air quality improvement project for a parking facility in the city of Kenosha. As a condition of receiving the grant, the city of Kenosha must provide matching funds in an equal amount toward the local matching fund required for the project.

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

2 SECTION 20.395 (1) (bs) of the statutes, as amended to read: Act... (this act),

3 633g. 20.395 (1) (bs) Demand management and ride-sharing grants Transportation

4 employment and mobility, state funds. As a continuing appropriation, the

from the public transportation account,

Insert 5-16 (page 2 of 2)

1 amounts in the schedule for the ~~demand management and ride sharing grant~~
 2 ~~transportation employment and mobility program under s. 85.24 (3) (d) and for the~~
 3 ~~grant under 2001 Wisconsin Act ... (this act), section 9152 (b).~~ (5)

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

***NOTE: This is reconciled s. 20.395 (1) (bs). This section has been affected by drafts with the following LRB numbers: LRB-0284/1 and -2021.

SECTION 9152. Nonstatutory provisions; transportation.

(1) PARKING FACILITY GRANT. The department of transportation shall award a grant of \$420,700 to the city of Kenosha from the appropriation under section 20.395 (1) (bs) of the statutes, as affected by this act, in fiscal year 2001-02 to provide 50% of the local share required for a congestion mitigation and air quality improvement project under section 85.245 of the statutes relating to a parking facility in the city of Kenosha. No grant may be awarded under this subsection unless the city of Kenosha makes a matching fund contribution toward the local share required for the project that is equal to the amount of the grant awarded under this subsection.

(END)

(end of insert)

Insert 5-24

SECTION 1

✓ #. Page 342, line 4: after that line insert:

as affected by
2001 Wisconsin
Act... (this
act),

1 " SECTION 2) 20.395 (1) (bv) of the statutes is amended to read:

2 634m. 20.395 (1) (bv) ~~Transit and demand management~~ transportation employment
3 and mobility aids, local funds. All moneys received from any local unit of
4 government or other source for urban mass transit purposes under s. 85.20, for rural
5 public transportation purposes under s. 85.23, ^{plain} or for ~~demand management and~~
6 ~~ride sharing purposes~~ transportation employment and mobility purposes under s.
7 85.24 that are not funded from other appropriations under this subsection, for such
8 purposes. " From the public transportation account, all

***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 (1) (bx) of the statutes is amended to read:

10 635c. 20.395 (1) (bx) ~~Transit and demand management~~ transportation employment
11 and mobility aids, federal funds. All moneys received from the federal government
12 for urban mass transit purposes under s. 85.20, for rural public transportation
13 purposes under s. 85.23, ^{plain} or for ~~demand management and ride sharing~~
14 transportation employment and mobility purposes under s. 85.24 that are not funded
15 from other appropriations under this subsection, for such purposes.

From
the public
transportation
account,

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

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

20.395 (4) (aq) Departmental management and operations, state funds. The
amounts in the schedule for departmental planning and administrative activities
and the administration and management of departmental programs except those
programs under subs. (2) (bq), (cq), and (dq) and (3) (iq), including those activities in
s. 85.07 and including not less than \$220,000 in each fiscal year to reimburse the
department of justice for legal services provided the department under s. 165.25 (4)

all

✓ #. Page 342, line 11: after that line insert:

Insert 15-7

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

654r.

20.395 (2) (ny) *Milwaukee lakeshore walkway, federal funds.* Biennially, from the moneys received from the federal government under P.L. 102-240, section 1045, and P.L. 105-277, section 373, the amounts in the schedule for the purpose of awarding grants under 1999 Wisconsin Act 9, section 9150 (3). No moneys may be encumbered under this paragraph after June 30, 2002. "

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.

✓
from the multimodal
account,

Insert 18-21

1 ~~20.395 (3) (x) Administration and planning federal funds. All moneys~~
2 ~~received from the federal government for the administration and planning of~~
3 ~~departmental programs under subs. (1) to (3) and to transfer to the appropriation~~
4 ~~account under s. 20.505 (1) (z) the amounts in the schedule under s. 20.505 (1) (z),~~
5 ~~for such purposes.~~ 670c.

6 " SECTION 2, 20.395 (4) (ax) of the statutes is amended to read: as affected by 2001 Wisconsin Act... (this act),

7 and (Kx) 20.395 (4) (ax) Departmental management and operations, federal funds. All
8 moneys received from the federal government for the administration and
9 management of departmental programs except those programs under subs. (2) (bx)
10 and (dx) and (3) (ix), and for departmental planning and administrative activities
11 including all moneys received as federal aid as authorized by the governor under s.
12 16.54 to promote highway safety and continue the local traffic safety representatives
13 program and for purposes of s. 85.07 and for activities related to the demand
14 management and ride sharing transportation employment and mobility program
15 under s. 85.24 that are not funded from the appropriation under sub. (1) (bs), (bv),
16 or (bx), and to transfer to the appropriation account under s. 20.505 (1) (z) the
17 amounts in the schedule under s. 20.505 (1) (z) for such purposes. plain

***NOTE: This is reconciled s. 20.395 (4) (ax). This Section has been affected by drafts with the following LRB numbers: LRB-0284 and LRB-0769. From the operations account, all

18 SECTION 3. 20.505 (1) (z) of the statutes is amended to read:
19 20.505 (1) (z) Transportation planning grants to local governmental units.
20 Biennially, from the transportation fund, the amounts in the schedule to provide
21 transportation planning grants to local governmental units under s. 16.9651. All
22 moneys received from the federal government and transferred from the

672j,

Section #20.395 (6) (aq) of the statutes is amended to read:

highways,

20.395 (6) (aq) *Principal repayment and interest, transportation facilities,* state funds. A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the acquisition, construction, development, enlargement or improvement of transportation facilities under ss. 84.51, 84.52, ~~84.53, 85.08 (2) (L) and (4m) (e) and (d), 85.09 and 85.095~~

(2).

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 84.53 ✓

672K.

Section # 20.395 (6) (ar) of the statutes is amended to read:

20.395 (6) (ar) *Principal repayment and interest, buildings, state funds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the acquisition, construction, development, enlargement or improvement of the department of transportation's administrative offices or equipment storage and maintenance facilities.

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.

From the operations
account, a

Insert 21-23 (page 3 of 3)

672m.
Section # 20.395 (6) ~~(a)~~ (at) of the statutes is created to read:

(at)
20.395 (6) ~~(a)~~ (at) Principal repayment and interest, ^{nonhighways,} ~~state funds,~~ state funds. sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the acquisition, construction, development, enlargement or improvement of transportation facilities under ss. ~~84.51, 84.52, 84.53,~~ 85.08 (2) (L) and (4m) (c) and (d), 85.09 and 85.095 (2). " ✓

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.

From the public transportation account, a

✓ #. Page 390, line 6: after that line insert:

(end of insert)

Insert 24-21 ✓

SECTION 92. 25.40 (1) (bg) of the statutes is created to read:

25.40 (1) (bg) General aviation fuel taxes collected under ch. 78, minus the costs of collecting delinquent taxes under s. 73.03 (28).

SECTION 93. 25.40 (1) (c) of the statutes is amended to read:

25.40 (1) (c) Taxes on air carrier companies and railroad companies under ch. 76 and aircraft registration fees under s. 114.20.

SECTION 94. 25.40 (1) (cg) of the statutes is created to read:

25.40 (1) (cg) Taxes on railroad companies under ch. 76.

SECTION 95. 25.40 (1) (e) of the statutes is amended to read:

25.40 (1) (e) All moneys paid into the state treasury by any local unit of government or other sources for transportation highway purposes.

SECTION 96. 25.40 (1) (ed) of the statutes is created to read:

25.40 (1) (ed) All moneys paid into the state treasury by any local unit of government or other sources for public transportation purposes.

SECTION 97. 25.40 (1) (eg) of the statutes is created to read:

25.40 (1) (eg) All moneys paid into the state treasury by any local unit of government or other sources for aeronautics purposes.

SECTION 98. 25.40 (1) (em) of the statutes is created to read: (ep)

1123 mg.

25.40 (1) (em) All moneys paid into the state treasury by any local unit of government or other sources for transportation purposes not specified in pars. (e) to

(em) ✓

~~SECTION 99. 25.40 (1) (f) (intro.) of the statutes is amended to read:~~

~~25.40 (1) (f) (intro.) All federal aid for aeronautics, highways and other public transportation purposes, including railroads but excluding aeronautics, made~~

Insert 25-12 ✓

1 available by any act of congress, subject to applicable federal regulations, except all
2 of the following:

3 SECTION 100. 25.40 (1) (fd) of the statutes is created to read:

4 25.40 (1) (fd) All federal aid for highways made available by any act of congress,
5 subject to applicable federal regulations.

6 SECTION 101. 25.40 (1) (fg) of the statutes is created to read:

7 25.40 (1) (fg) All federal aid for aeronautics made available by any act of
8 congress, subject to applicable federal regulations following.

9 (ft) SECTION 102. 25.40 (1) (ff) of the statutes is created to read:

10 25.40 (1) (fp) All federal aid for transportation purposes not specified in pars.
11 (f) to (ff) made available by any act of congress, subject to applicable federal
12 regulations. (fp) ✓

13 SECTION 103. 25.40 (1) (ip) of the statutes is created to read:

14 25.40 (1) (ip) All gifts, grants, or bequests made to the transportation fund.

15 SECTION 104. 25.40 (2) (b) 22m. of the statutes is created to read:

16 25.40 (2) (b) 22m. Section 20.566 (2) (qm).

17 SECTION 105. 25.40 (3) of the statutes is created to read:

18 25.40 (3) (a) There is established in the transportation fund a separate account
19 that is designated as the state and local highways account consisting of all of the
20 following:

21 1. All moneys specified under sub. (1) (a), except moneys related to aeronautic
22 purposes described under sub. (4) (b) or public transportation purposes described
23 under sub. (5) (b).

24 2. Except as provided in sub. (5) (a) 2., all taxes and revenues described under
25 sub. (1) (b).

Insert 29-8 ✓

all of the following :

1. All moneys specified under sub. (1)(ep), ✓
2. Federal aid described under s. 28.40 (1)(ft). ✓
3. Moneys transferred sub.

Insert 29-12 ✓

SECTION 1123my, CR; 25.40 (8)

25.40(8) The general provisions of s.
20.395(9) ✓ may be used by an account established
under subs. (3) to (7), ~~provided that~~ if
applicable expenditure limitations under sub. (3)(b),
(4)(b), (5)(b), (6)(b), or (7)(b) are complied
with.)

✓ #. Page 838, line 25: after that line insert:

Insert 30-1 ✓

#. Page 865, line 20: after that line insert:

in the state and
local highways
account

Section # 84.03 (9) (a) of the statutes is amended to read:

2307c.

84.03 (9) (a) Subject to s. 86.255, that part of the appropriation made by s. 20.395 (3), not required for the other purposes therein provided, may be used by the department for the improvement and traffic service of the state trunk highway system and connecting highways, for the purchase and operation of equipment, making surveys for locating local road materials, testing of materials, and for other purposes provided in this section, and to match or supplement federal aid for the construction, reconstruction or improvement of the federal aid highway system, secondary or feeder roads, the elimination of hazards at railroad grade crossings and for any other highway purpose for which the state may match or supplement federal aid funds pursuant to any act of congress. Where such funds are used for the improvement of the state trunk highway system or connecting highways or to match or supplement federal aid they shall be expended in accordance with s. 84.06 and any applicable act of congress. Any funds expended pursuant to this paragraph shall be expended by the department on such projects within the provisions of this paragraph, and executed in such manner as the department shall from time to time determine will best meet the needs of travel and best promote the general welfare. Such funds may be used for improvements, within the provisions of this paragraph, independent of or in conjunction with other funds available for such improvements. Subject to s. 86.255, the requirements of any federal highway act, or regulations issued thereunder, may be met from such appropriation.

History: 1971 c. 125; 1973 c. 243 s. 82; 1977 c. 29 ss. 928, 929, 1654 (1), (3), (8) (a), 1656 (43); 1977 c. 272; 1977 c. 418 ss. 572, 573, 929 (55); 1979 c. 34 s. 2102 (52) (a); 1979 c. 361; 1983 a. 130; 1987 a. 27; 1997 a. 86; 1999 a. 9.

Insert 33-11 (page 1 of 2)

~~LFB:...~~ Dyck - Payment for damage to local gravel roads (Motion #1030, #31)

~~FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION~~

~~LFB AMENDMENT~~

~~TO 2001 SENATE BILL 55 AND 2001 ASSEMBLY BILL 144~~

868

created

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

2 1. Page ~~1026~~, line 2: after that line insert:

2308n. AM, 84.205(2)
(Intro.), as ~~affected~~ by 2001
Wisconsin Act. ...
(this act),

No B

3 "SECTION ~~2308n.~~ 84.205 of the statutes is ~~created~~ to read:

4 **84.205** ~~Claims arising from repair and maintenance of state trunk~~

5 ~~highways. (1) In this section, "political subdivision" means a city, village, town, or~~

6 ~~county.~~ (Intro.)

7 (2) From funds appropriated and available to the department under s. 20.395

8 (3) the department shall pay, in whole or in part, any claims submitted to the

9 department by a political subdivision, on a form prescribed by the department, for

10 damage to any gravel road maintained by the political subdivision that is determined

11 by the department to be caused by reason of the road's use as a detour incident to the

in the state and local highways account

Insert 33-11 (page 2 of 2)

1 maintenance, repair, or construction by the department of any state trunk highway,
2 if the gravel road is not part of a detour route designated by the department. The
3 political subdivision shall include with the claim a description of the nature and
4 cause of the alleged damage, the asserted value of the claim, and all known evidence
5 in support of the claim. In making its determination after submittal of the claim, the
6 department shall consider each of the following factors:

7 (a) The condition of the gravel road at the time the claim was submitted.

8 (b) The condition of the gravel road, if known, immediately prior to its use as
9 a detour incident to the maintenance, repair, or construction by the department of
10 the state trunk highway.

11 (c) The proximity and convenience of the gravel road to the state trunk highway
12 and to any applicable detour route.

13 (d) The extent of motor truck traffic in the vicinity of the state trunk highway
14 and the gravel road.

15 (e) Any other factors or evidence submitted by the political subdivision with its
16 claim under this subsection.

17 (3) The department shall promulgate rules to implement and administer this
18 section.”

19 **2.** Page 1809, line 18: after that line insert:

20 “(1f) DETOURS FROM STATE TRUNK HIGHWAYS. The treatment of section 84.205 of
21 the statutes first applies to damage incurred on the effective date of this subsection.”

22 (END)

(end of insert)

Insert 39-3 (page 1 of 2)

VW

CS

"(1) TRANSPORTATION FUND. The treatment of

ALL CS

sections 13.101(6)(a)(by SECTION 99m), 15.463,

20.002(14), 20.143(3)(sa), 20.395(intro.), (1)(br),

(bs)(by SECTION 633g), (bt), (bv)(by SECTION 634m),

(bx)(by SECTION 635c),

(cg), (cr), (cu), (cx), (hr), (hs), (ht), and (hu),

(2)(bg), (bu), (bv), (bw), (bx), (cg), (cr), (ct),

(cu), (cv), (cx), (dg), (ds), (dv), (dx), (gj),

(gg), (gr), (gs), (gv), (gx), (hg), (hx), (ig),

(iv), (iw), (ix), (jq), (jv), (jx), (kv), (kx),

(nv), (nx), and (ny), (3)(kg), (kv), and (kx),

(4)(aq)(by SECTION 668b), (ar), (as), (at), (av)

(by SECTION 669m), (ax)(by SECTION 670c), (ay),

(ch), (eg), (er), (es), (et), and (ew), (5)(cg),

(cr), (cx), (dg), (dx), (hg), and (hx), and (6)

(ag), (ar), and (at), 20.505(1)(z), 20.566(1)(gm)

and (u) and (2)(g) and (gm), 20.855(4)(g),

E. Notes

Insert 39-3 (page 2 of 2)

(s), (t), and (u), 25.40 (1)(b), (bg), (c),

(cg), (el), (ed), (eg), (em), (ep), (f)(intro.),

(fd), (fg), (fp), (ft), and (ip), (2)(b) 22m.,

(3), (4), (5), (6), (7), and (8), 76.24 (2)(a),

84.01 (34), 84.03 (9)(a), 84.05, 84.09 (3)(c),

(5), and (5r), 84.10 (2), 84.205 (2)(intro.) (by

SECTION 2308n), 84.30 (17), 84.59 (3), 85.028,

85.09 (4i), 85.21 (3)(c), 85.25 (5), 194.04 (6),

194.51, 218.22 (2m), 344.20 (4), 345.08,

346.177 (4), 346.495 (4), and 346.65 (4r)(d)

of the statutes, the renumbering and amendment of

section 85.52 (3)(cm) of the statutes, and the

creation of section 85.52 (3)(cm) 2. of the statutes

take effect on July 1, 2003."

(end of insert)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb1495/1
TNF:kmg:jf/kjf/pg

ARC:.....Hartsough – AM13, Transportation fund restructuring

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS ASSEMBLY AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

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

2 1. Page 8, line 15: after that line insert:

3 “SECTION 99m. 13.101 (6) (a) of the statutes, as affected by 2001 Wisconsin Act

4 (this act), is amended to read:

5 13.101 (6) (a) As an emergency measure necessitated by decreased state
6 revenues and to prevent the necessity for a state tax on general property, the
7 committee may reduce any appropriation made to any board, commission,
8 department, or the University of Wisconsin System, or to any other state agency or
9 activity by such amount as it deems feasible, not exceeding 25% of the
10 appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), and

1 (cr), 20.395 (1), (2) (cq), (fq) to (fx) and (gq) to (gx), (3), (4) (aq) to ~~(ax)~~ (ay), and (6) (aq)
2 and (ar), 20.435 (6) (a) and (7) (da), and 20.445 (3) (a) and (dz) or for forestry purposes
3 under s. 20.370 (1), or any other moneys distributed to any county, city, village, town,
4 or school district. Appropriations of receipts and of a sum sufficient shall for the
5 purposes of this section be regarded as equivalent to the amounts expended under
6 such appropriations in the prior fiscal year which ended June 30. All functions of
7 said state agencies shall be continued in an efficient manner, but because of the
8 uncertainties of the existing situation no public funds should be expended or
9 obligations incurred unless there shall be adequate revenues to meet the
10 expenditures therefor. For such reason the committee may make reductions of such
11 appropriations as in its judgment will secure sound financial operations of the
12 administration for said state agencies and at the same time interfere least with their
13 services and activities.”

14 **2.** Page 32, line 4: after that line insert:

15 “SECTION 183m. 15.463 of the statutes is created to read:

16 **15.463 Same; specified division. (1) DIVISION OF MOTOR VEHICLES.** There is
17 created in the department of transportation a division of motor vehicles.”

18 **3.** Page 94, line 21: after that line insert:

19 “SECTION 391m. 20.002 (14) of the statutes is created to read:

20 **20.002 (14) TRANSFER BETWEEN ACCOUNTS IN THE TRANSPORTATION FUND. (a) No**
21 **later than 30 days after the enactment of the biennial budget act for the first fiscal**
22 **year of the fiscal biennium and no later than August 1 of the 2nd fiscal year of the**
23 **fiscal biennium, the secretary of administration shall do all of the following:**

1 1. Estimate the anticipated segregated fund revenues, as defined in s. 20.001
2 (2) (d), to be deposited in each account established under s. 25.40 (3) to (5) for the
3 applicable fiscal year, calculate a sum of these amounts, and determine a percentage
4 that each account represents of such sum.

5 2. Determine the total amount of moneys appropriated from the multimodal
6 account established under s. 25.40 (6) for the applicable fiscal year, less moneys
7 specified in s. 25.40 (6) (a) 1. to 4. for that fiscal year.

8 3. a. Determine the total amount of moneys appropriated from the operations
9 account established under s. 25.40 (7) for the applicable fiscal year, less amounts
10 appropriated for the state traffic patrol and division of motor vehicles.

11 b. Determine the total amount of moneys appropriated from the operations
12 account established under s. 25.40 (7) for the applicable fiscal year for the state
13 traffic patrol and division of motor vehicles.

14 4. Transfer moneys from each account established under s. 25.40 (3) to (5) to
15 the multimodal account established under s. 25.40 (6) in an amount equal to the sum
16 determined under subd. 2. multiplied by the applicable percentage for that account
17 determined under subd. 1.

18 5. a. Transfer moneys from each account established under s. 25.40 (3) to (5)
19 to the operations account established under s. 25.40 (7) in an amount equal to the
20 sum determined under subd. 3. a. multiplied by the applicable percentage for that
21 account determined under subd. 1.

22 b. Transfer moneys from the state and local highways account established
23 under s. 25.40 (3) to the operations account established under s. 25.40 (7) in an
24 amount equal to the sum determined under subd. 3. b.

1 (b) The secretary of transportation may, at any time during a fiscal year,
2 request the secretary of administration to make a recalculation under par. (a) for the
3 purpose of reestimating anticipated revenues, calculating any amounts, or, if
4 required, transferring additional amounts under par. (a) to the multimodal account
5 established under s. 25.40 (6) or the operations account established under s. 25.40
6 (7). If the secretary of administration makes a recalculation under this paragraph,
7 the secretary of administration shall, on the basis of such recalculation, transfer
8 additional amounts to the multimodal account established under s. 25.40 (6) or the
9 operations account established under s. 25.40 (7) as provided under par. (a) 4. and
10 5.”.

11 **4.** Page 301, line 23: after that line insert:

12 “**SECTION 460r.** 20.143 (3) (sa) of the statutes is amended to read:

13 20.143 (3) (sa) *Administration of mobile homes.* From the operations account
14 in the transportation fund, the amounts in the schedule for administration of subch.
15 V of ch. 101.”.

16 **5.** Page 341, line 15: after that line insert:

17 “**SECTION 632m.** 20.395 (intro.) of the statutes is amended to read:

18 **20.395 Transportation, department of.** (intro.) There is appropriated from
19 the ~~transportation fund~~ state and local highways account in the transportation fund,
20 from other accounts in the transportation fund if so indicated, or from other funds
21 if so indicated, to the department of transportation the amounts indicated for the
22 following programs:

23 **SECTION 632r.** 20.395 (1) (br) of the statutes is amended to read:

1 20.395 (1) (br) *Milwaukee urban area rail transit system planning study; state*
2 *funds. The From the public transportation account, the amounts in the schedule for*
3 *the purpose of providing the state share of a federally financially assisted planning*
4 *study of an urban rail transit system under s. 85.063 to serve the Milwaukee urban*
5 *area. The department shall maximize the use of federal financial aids available for*
6 *this study wherever feasible and appropriate.”.*

7 **6.** Page 341, line 21: after that line insert:

8 “**SECTION 633g.** 20.395 (1) (bs) of the statutes, as affected by 2001 Wisconsin
9 Act (this act), is amended to read:

10 20.395 (1) (bs) *Transportation employment and mobility, state funds.* As a
11 continuing appropriation, from the public transportation account, the amounts in
12 the schedule for the transportation employment and mobility program under s. 85.24
13 (3) (d) ~~and for the grant under 2001 Wisconsin Act (this act), section 9152 (5).~~

14 **SECTION 633j.** 20.395 (1) (bt) of the statutes is amended to read:

15 20.395 (1) (bt) *Urban rail transit system grants.* As a continuing appropriation,
16 from the public transportation account, the amounts in the schedule for the urban
17 rail transit system grant program under s. 85.063 (3).”.

18 **7.** Page 342, line 4: after that line insert:

19 “**SECTION 634m.** 20.395 (1) (bv) of the statutes, as affected by 2001 Wisconsin
20 Act (this act), is amended to read:

21 20.395 (1) (bv) *Transit and transportation employment and mobility aids, local*
22 *funds. All From the public transportation account, all moneys received from any*
23 *local unit of government or other source for urban mass transit purposes under s.*
24 *85.20, for rural public transportation purposes under s. 85.23, or for transportation*

1 employment and mobility purposes under s. 85.24 that are not funded from other
2 appropriations under this subsection, for such purposes.”.

3 **8.** Page 342, line 11: after that line insert:

4 **“SECTION 635c.** 20.395 (1) (bx) of the statutes, as affected by 2001 Wisconsin
5 Act (this act), is amended to read:

6 20.395 (1) (bx) *Transit and transportation employment and mobility aids,*
7 *federal funds.* ~~All From the public transportation account,~~ all moneys received from
8 the federal government for urban mass transit purposes under s. 85.20, for rural
9 public transportation purposes under s. 85.23, or for transportation employment and
10 mobility purposes under s. 85.24 that are not funded from other appropriations
11 under this subsection, for such purposes.

12 **SECTION 635e.** 20.395 (1) (cq) of the statutes is amended to read:

13 20.395 (1) (cq) *Elderly and disabled capital aids, state funds.* As a continuing
14 appropriation, ~~from the public transportation account,~~ the amounts in the schedule
15 for specialized transportation capital assistance for the elderly and disabled under
16 s. 85.22.

17 **SECTION 635g.** 20.395 (1) (cr) of the statutes is amended to read:

18 20.395 (1) (cr) *Elderly and disabled county aids, state funds.* ~~The From the~~
19 ~~public transportation account,~~ the amounts in the schedule for specialized
20 transportation assistance for the elderly and disabled under s. 85.21.

21 **SECTION 635j.** 20.395 (1) (cv) of the statutes is amended to read:

22 20.395 (1) (cv) *Elderly and disabled aids, local funds.* ~~All From the public~~
23 ~~transportation account,~~ all moneys received from any local unit of government or

1 other source for specialized transportation assistance for the elderly and disabled,
2 for such purposes.

3 **SECTION 635m.** 20.395 (1) (cx) of the statutes is amended to read:

4 20.395 (1) (cx) *Elderly and disabled aids, federal funds.* All From the public
5 transportation account, all moneys received from the federal government for
6 specialized transportation assistance for the elderly and disabled, for such
7 purposes.”.

8 **9.** Page 342, line 17: after that line insert:

9 “**SECTION 637d.** 20.395 (1) (hr) of the statutes is amended to read:

10 20.395 (1) (hr) *Tier B transit operating aids, state funds.* The From the public
11 transportation account, the amounts in the schedule for mass transit aids under s.
12 85.20 (4m) (a) 7.

13 **SECTION 637e.** 20.395 (1) (hs) of the statutes is amended to read:

14 20.395 (1) (hs) *Tier C transit operating aids, state funds.* The From the public
15 transportation account, the amounts in the schedule for mass transit aids under s.
16 85.20 (4m) (a) 8.

17 **SECTION 637f.** 20.395 (1) (ht) of the statutes is amended to read:

18 20.395 (1) (ht) *Tier A-1 transit operating aids, state funds.* The From the public
19 transportation account, the amounts in the schedule for mass transit aids under s.
20 85.20 (4m) (a) 6. cm.

21 **SECTION 637g.** 20.395 (1) (hu) of the statutes is amended to read:

22 20.395 (1) (hu) *Tier A-2 transit operating aids, state funds.* The From the
23 public transportation account, the amounts in the schedule for mass transit aids
24 under s. 85.20 (4m) (a) 6. d.

1 **SECTION 641c.** 20.395 (2) (bq) of the statutes is amended to read:

2 20.395 (2) (bq) *Rail service assistance, state funds.* As a continuing
3 appropriation, from the public transportation account, the amounts in the schedule
4 for rail property and rail property improvements acquisition, for freight railroad
5 assistance under s. 85.08, for administrative activities related to railroad crossings
6 under chs. 84 to 86 and for administration of railroad programs under ch. 85.

7 **SECTION 641e.** 20.395 (2) (bu) of the statutes is amended to read:

8 20.395 (2) (bu) *Freight rail infrastructure improvements, state funds.* As a
9 continuing appropriation, from the public transportation account, the amounts in
10 the schedule for loans under s. 85.08 (4m) (d) and (e) and to make payments under
11 s. 85.085.

12 **SECTION 641g.** 20.395 (2) (bv) of the statutes is amended to read:

13 20.395 (2) (bv) *Rail service assistance, local funds.* All From the public
14 transportation account, all moneys received from any local unit of government or
15 other sources for the purposes of freight railroad assistance under s. 85.08, except
16 for moneys received under par. (bw), for abandoned rail property and rail property
17 improvements acquisition under s. 85.09, for administrative activities related to
18 railroad crossings under chs. 84 to 86 and for administration of railroad programs
19 under ch. 85, for such purposes.

20 **SECTION 641h.** 20.395 (2) (bw) of the statutes is amended to read:

21 20.395 (2) (bw) *Freight rail assistance loan repayments, local funds.* All From
22 the public transportation account, all moneys received from the repayment of loans
23 made under s. 85.08 (4m), to be used for loans under s. 85.08 (4m) (e).

24 **SECTION 641j.** 20.395 (2) (bx) of the statutes is amended to read:

1 20.395 (2) (bx) *Rail service assistance, federal funds.* All From the public
2 transportation account, all moneys received from the federal government for the
3 purposes of abandoned rail property and rail property improvements acquisition
4 under s. 85.09, for freight railroad assistance under s. 85.08, for administrative
5 activities related to railroad crossings under chs. 84 to 86 and for administration of
6 railroad programs under ch. 85, for such purposes.

7 **SECTION 641k.** 20.395 (2) (cq) of the statutes is amended to read:

8 20.395 (2) (cq) *Harbor assistance, state funds.* As a continuing appropriation,
9 from the public transportation account, the amounts in the schedule for harbor
10 assistance under s. 85.095 (2) (a), for administration of the harbor assistance
11 program under s. 85.095 and for grants under 1999 Wisconsin Act 9, section 9150 (4f).

12 **SECTION 641m.** 20.395 (2) (cr) of the statutes is amended to read:

13 20.395 (2) (cr) *Rail passenger service, state funds.* As a continuing
14 appropriation, from the public transportation account, the amounts in the schedule
15 for purposes of rail passenger service assistance and promotion under s. 85.06.

16 **SECTION 641n.** 20.395 (2) (ct) of the statutes is amended to read:

17 20.395 (2) (ct) *Passenger railroad station improvement grants, state funds.*
18 Biennially, from the public transportation account, the amounts in the schedule to
19 make passenger railroad station improvement grants under s. 85.055.

20 **SECTION 641p.** 20.395 (2) (cu) of the statutes is amended to read:

21 20.395 (2) (cu) *Passenger railroad station improvement grants, local funds.* All
22 From the public transportation account, all moneys received from any local unit of
23 government or other sources for passenger railroad station improvements under s.
24 85.055, for such purposes.

25 **SECTION 641r.** 20.395 (2) (cv) of the statutes is amended to read:

1 20.395 (2) (cv) *Rail passenger service, local funds.* All From the public
2 transportation account, all moneys received from any local unit of government or
3 other sources for purposes of rail passenger service assistance and promotion under
4 s. 85.06, for such purposes.

5 **SECTION 641t.** 20.395 (2) (cx) of the statutes is amended to read:

6 20.395 (2) (cx) *Rail passenger service, federal funds.* All From the public
7 transportation account, all moneys received from the federal government for
8 purposes of rail passenger service assistance and promotion under s. 85.06, for such
9 purposes.

10 **SECTION 643m.** 20.395 (2) (dq) of the statutes is amended to read:

11 20.395 (2) (dq) *Aeronautics assistance, state funds.* As a continuing
12 appropriation, from the aeronautics account, the amounts in the schedule for the
13 state's share of airport projects under ss. 114.34 and 114.35; for developing air
14 marking and other air navigational facilities; for administration of the powers and
15 duties of the secretary of transportation under s. 114.31; for costs associated with
16 aeronautical activities under s. 114.31, except for the program under s. 114.31 (3) (b);
17 and for the administration of other aeronautical activities, except aircraft
18 registration under s. 114.20, authorized by law.

19 **SECTION 644m.** 20.395 (2) (ds) of the statutes is amended to read:

20 20.395 (2) (ds) *Aviation career education, state funds.* The From the
21 aeronautics account, the amounts in the schedule for an aviation career education
22 program under s. 114.31 (3) (b).

23 **SECTION 645g.** 20.395 (2) (dv) of the statutes is amended to read:

24 20.395 (2) (dv) *Aeronautics assistance, local funds.* All From the aeronautics
25 account, all moneys received by the state from any local unit of government or other

1 source for airports or other aeronautical activities under s. 114.33 or 114.37, for
2 administration of the powers and duties of the secretary of the department of
3 transportation under s. 114.31, for costs associated with aeronautical activities
4 under s. 114.31 and for the administration of other aeronautical activities authorized
5 by law, for such purposes.

6 **SECTION 645m.** 20.395 (2) (dx) of the statutes is amended to read:

7 20.395 (2) (dx) *Aeronautics assistance, federal funds.* All From the aeronautics
8 account, all moneys received from the federal government for airports or other
9 aeronautical activities under s. 114.32 or 114.33, for administration of the powers
10 and duties of the secretary of transportation under s. 114.31, for costs associated with
11 aeronautical activities under s. 114.31 and for the administration of other
12 aeronautical activities authorized by law, for such purposes.”.

13 **10.** Page 343, line 22: after that line insert:

14 **“SECTION 651b.** 20.395 (2) (gj) of the statutes is amended to read:

15 20.395 (2) (gj) *Railroad crossing protection installation and maintenance, state*
16 *funds.* All From the public transportation account, all moneys received from railroad
17 crossing improvement assessments required under ss. 346.177, 346.495 and 346.65
18 (4r), for the purpose of railroad crossing protection installation and maintenance
19 under s. 195.28 (2) and (3).

20 **SECTION 651d.** 20.395 (2) (gq) of the statutes is amended to read:

21 20.395 (2) (gq) *Railroad crossing improvement and protection maintenance,*
22 *state funds.* The From the public transportation account, the amounts in the
23 schedule to pay the costs for railroad crossing protection maintenance under s.
24 195.28 (3).

1 **SECTION 651f.** 20.395 (2) (gr) of the statutes is amended to read:

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

7 **SECTION 651g.** 20.395 (2) (gs) of the statutes is amended to read:

8 20.395 (2) (gs) *Railroad crossing repair assistance, state funds.* As a continuing
9 appropriation, from the public transportation account, the amounts in the schedule
10 for reimbursement of railroads under s. 86.13 (5).

11 **SECTION 651j.** 20.395 (2) (gv) of the statutes is amended to read:

12 20.395 (2) (gv) *Railroad crossing improvement, local funds.* All From the public
13 transportation account, all moneys received from any local unit of government for
14 railroad crossing protection improvements under s. 195.28 (2), for such purposes.

15 **SECTION 651k.** 20.395 (2) (gx) of the statutes is amended to read:

16 20.395 (2) (gx) *Railroad crossing improvement, federal funds.* All From the
17 public transportation account, all moneys received from the federal government for
18 the purposes of railroad crossing protection under s. 195.28 and for the purposes of
19 railroad crossing gates under 1999 Wisconsin Act 9, section 9150 (9g), for such
20 purposes.

21 **SECTION 651m.** 20.395 (2) (hq) of the statutes is amended to read:

22 20.395 (2) (hq) *Multimodal transportation studies, state funds.* As a continuing
23 appropriation, from the multimodal account, the amounts in the schedule to make
24 multimodal transportation study grants and to pay multimodal transportation
25 study contracts entered into under s. 85.022.

1 **SECTION 651n.** 20.395 (2) (hx) of the statutes is amended to read:

2 20.395 (2) (hx) *Multimodal transportation studies, federal funds.* ~~All From the~~
3 multimodal account, all moneys received from the federal government for the
4 purposes of multimodal transportation study grants and contracts under s. 85.022,
5 for such purposes.

6 **SECTION 652m.** 20.395 (2) (iq) of the statutes is amended to read:

7 20.395 (2) (iq) *Transportation facilities economic assistance and development,*
8 *state funds.* As a continuing appropriation, from the multimodal account, the
9 amounts in the schedule for improvement of transportation facilities for the purpose
10 of economic assistance and development under s. 84.185.

11 **SECTION 653g.** 20.395 (2) (iv) of the statutes is amended to read:

12 20.395 (2) (iv) *Transportation facilities economic assistance and development,*
13 *local funds.* ~~All From the multimodal account, all~~ moneys received from any local
14 unit of government or other source for improvement of transportation facilities,
15 except moneys received under par. (iw), for the purpose of economic assistance and
16 development under s. 84.185.

17 **SECTION 653m.** 20.395 (2) (iw) of the statutes is amended to read:

18 20.395 (2) (iw) *Transportation facility improvement loans, local funds.* ~~All~~
19 From the multimodal account, all moneys received in repayment of loans under s.
20 84.185 (6m) to be used for loans under s. 84.185 (6m).

21 **SECTION 654c.** 20.395 (2) (ix) of the statutes is amended to read:

22 20.395 (2) (ix) *Transportation facilities economic assistance and development,*
23 *federal funds.* ~~All From the multimodal account, all~~ moneys received from the
24 federal government for improvement of transportation facilities for the purpose of
25 economic assistance and development under s. 84.185.

1 **SECTION 654e.** 20.395 (2) (jq) of the statutes is amended to read:

2 20.395 (2) (jq) *Surface transportation grants, state funds.* As a continuing
3 appropriation, from the multimodal account, the amounts in the schedule for surface
4 transportation discretionary grants under s. 85.243.

5 **SECTION 654g.** 20.395 (2) (jv) of the statutes is amended to read:

6 20.395 (2) (jv) *Surface transportation grants, local funds.* ~~All~~ From the
7 multimodal account, all moneys received from any local unit of government for
8 purposes of surface transportation discretionary grants under s. 85.243, for such
9 purposes.

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

11 20.395 (2) (jx) *Surface transportation grants, federal funds.* ~~All~~ From the
12 multimodal account, all moneys received from the federal government for purposes
13 of surface transportation discretionary grants under s. 85.243, for such purposes.

14 **SECTION 654j.** 20.395 (2) (kv) of the statutes is amended to read:

15 20.395 (2) (kv) *Congestion mitigation and air quality improvement, local funds.*
16 ~~All~~ From the multimodal account, all moneys received from any local unit of
17 government for congestion mitigation and air quality improvements under s. 85.245,
18 for such purposes.

19 **SECTION 654k.** 20.395 (2) (kx) of the statutes is amended to read:

20 20.395 (2) (kx) *Congestion mitigation and air quality improvement, federal*
21 *funds.* ~~All~~ From the multimodal account, all moneys received from the federal
22 government for the purposes of congestion mitigation and air quality improvement
23 under s. 85.245, for such purposes.

24 **SECTION 654m.** 20.395 (2) (nv) of the statutes is amended to read:

1 20.395 (2) (nv) *Transportation enhancement activities, local funds.* All From
2 the multimodal account, all moneys received from any local unit of government for
3 purposes of transportation enhancement activities under s. 85.026, for such
4 purposes.

5 **SECTION 654p.** 20.395 (2) (nx) of the statutes is amended to read:

6 20.395 (2) (nx) *Transportation enhancement activities, federal funds.* All From
7 the multimodal account, all moneys received from the federal government for
8 purposes of transportation enhancement activities under s. 85.026 and for grants
9 under s. 85.024, for such purposes.

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

11 20.395 (2) (ny) *Milwaukee lakeshore walkway, federal funds.* Biennially, from
12 the multimodal account, from the moneys received from the federal government
13 under P.L. 102–240, section 1045, and P.L. 105–277, section 373, the amounts in the
14 schedule for the purpose of awarding grants under 1999 Wisconsin Act 9, section
15 9150 (3). No moneys may be encumbered under this paragraph after
16 June 30, 2002.”.

17 **11.** Page 348, line 25: after that line insert:

18 **“SECTION 666g.** 20.395 (3) (kq) of the statutes is created to read:

19 20.395 (3) (kq) *Hazard elimination program, state funds.* From the multimodal
20 account, the amounts in the schedule for hazard elimination activities authorized
21 under 23 USC 130 or 152.

22 **SECTION 666j.** 20.395 (3) (kv) of the statutes is created to read:

23 20.395 (3) (kv) *Hazard elimination program, local funds.* From the multimodal
24 account, all moneys received from any local unit of government or other source for

1 hazard elimination activities authorized under 23 USC 130 or 152, for such
2 purposes.

3 **SECTION 666k.** 20.395 (3) (kx) of the statutes is created to read:

4 20.395 (3) (kx) *Hazard elimination program, federal funds.* From the
5 multimodal account, all moneys received from federal government for hazard
6 elimination activities authorized under 23 USC 130 or 152, for such purposes.”.

7 **12.** Page 349, line 13: after that line insert:

8 “**SECTION 668b.** 20.395 (4) (aq) of the statutes, as affected by 2001 Wisconsin
9 Act (this act), is amended to read:

10 20.395 (4) (aq) *Departmental management and operations, state funds.* The
11 From the operations account, the amounts in the schedule for departmental
12 planning and administrative activities and the administration and management of
13 departmental programs except those programs under subs. (2) (bq), (cq), and (dq) and
14 (3) (iq), including those activities in s. 85.07 and including not less than \$220,000 in
15 each fiscal year to reimburse the department of justice for legal services provided the
16 department under s. 165.25 (4) (a) and including activities related to the
17 transportation employment and mobility program under s. 85.24 that are not funded
18 from the appropriation under sub. (1) (bs), (bv) or (bx), and the scholarship and loan
19 repayment incentive grant program under s. 85.107, and the Type 1 motorcycle,
20 moped, and motor bicycle safety program under s. 85.30 and to match federal funds
21 for mass transit planning.

22 **SECTION 668c.** 20.395 (4) (ar) of the statutes is amended to read:

23 20.395 (4) (ar) *Minor construction projects, state funds.* As a continuing
24 appropriation, from the operations account, the amounts in the schedule for minor

1 construction projects approved under s. 13.48 (10) or 16.855 (16) (b). The total
2 construction cost of any project funded under this paragraph may not exceed the
3 amount specified in s. 13.48 (3).

4 **SECTION 668e.** 20.395 (4) (as) of the statutes is created to read:

5 20.395 (4) (as) *Motorcycle safety and mass transit planning, state funds.* The
6 amounts in the schedule for the Type 1 motorcycle, moped, and motor bicycle safety
7 program under s. 85.30 and to match federal funds for mass transit planning.

8 **SECTION 668g.** 20.395 (4) (at) of the statutes is amended to read:

9 20.395 (4) (at) *Capital building projects, service funds.* ~~All~~ From the operations
10 account, all moneys received from the fund created under s. 18.57 (1) as
11 reimbursement for the temporary financing under sub. (9) (th) of projects for
12 transportation administrative facilities under s. 84.01 (28) approved under s. 13.48
13 (10) or authorized under s. 84.01 (30) that are financed under s. 84.59, for the purpose
14 of financing such projects.”.

15 **13.** Page 349, line 21: after that line insert:

16 “**SECTION 669m.** 20.395 (4) (av) of the statutes, as affected by 2001 Wisconsin
17 Act (this act), is amended to read:

18 20.395 (4) (av) *Departmental management and operations, local funds.* ~~All~~
19 From the operations account, all moneys received from any local unit of government
20 or other source for departmental planning and administrative activities, for the
21 administration and management of departmental programs except those programs
22 under subs. (2) (bv) and (dv) and (3) (iv), and for activities related to the
23 transportation employment and mobility program under s. 85.24 that are not funded
24 from the appropriation under sub. (1) (bs), (bv), or (bx), for such purposes.”.

1 **14.** Page 350, line 8: after that line insert:

2 “**SECTION 670c.** 20.395 (4) (ax) of the statutes, as affected by 2001 Wisconsin
3 Act (this act), is amended to read:

4 20.395 (4) (ax) *Departmental management and operations, federal funds.* ~~All~~
5 From the operations account, all moneys received from the federal government for
6 the administration and management of departmental programs except those
7 programs under subs. (2) (bx) and (dx) and (3) (ix) and (kx), and for departmental
8 planning and administrative activities ~~including all moneys received as federal aid~~
9 ~~as authorized by the governor under s. 16.54 to promote highway safety and continue~~
10 ~~the local traffic safety representatives program and for purposes of s. 85.07,~~ and for
11 activities related to the transportation employment and mobility program under s.
12 85.24 that are not funded from the appropriation under sub. (1) (bs), (bv), or (bx), and
13 to transfer to the appropriation account under s. 20.505 (1) (z) the amounts in the
14 schedule under s. 20.505 (1) (z) for such purposes.

15 **SECTION 670e.** 20.395 (4) (ay) of the statutes is created to read:

16 20.395 (4) (ay) *Highway safety programs, federal funds.* All moneys received
17 from the federal government as authorized by the governor under s. 16.54 to promote
18 highway safety and continue the local traffic safety representatives program and for
19 the purposes of s. 85.07, for such purposes.

20 **SECTION 670g.** 20.395 (4) (ch) of the statutes is amended to read:

21 20.395 (4) (ch) *Gifts and grants.* ~~All~~ From the multimodal account, all moneys
22 received from gifts, grants, donations, bequests and devises, to carry out the
23 purposes for which made and received.

24 **SECTION 670j.** 20.395 (4) (eq) of the statutes is amended to read:

1 20.395 (4) (eq) *Data processing services, service funds.* ~~All~~ From the operations
2 account, all moneys received from the department or other state agencies as payment
3 for data processing services, for costs associated with these operations relating to
4 materials and equipment purchases and other direct costs relating to data
5 processing.

6 **SECTION 670k.** 20.395 (4) (er) of the statutes is amended to read:

7 20.395 (4) (er) *Fleet operations, service funds.* ~~All~~ From the operations account,
8 all moneys received as payment for use of auto pool vehicles for costs associated with
9 the operation, maintenance and replacement of such vehicles.

10 **SECTION 670m.** 20.395 (4) (es) of the statutes is amended to read:

11 20.395 (4) (es) *Other department services, operations, service funds.* ~~All~~ From
12 the operations account, all moneys received as payment for graphic, audiovisual,
13 printing production and aircraft fleet services for costs associated with these
14 operations relating to materials and equipment purchases and other such direct
15 costs as the department deems appropriate.

16 **SECTION 670n.** 20.395 (4) (et) of the statutes is amended to read:

17 20.395 (4) (et) *Equipment acquisition.* ~~The~~ From the operations account, the
18 amounts in the schedule for acquisition of additional data processing equipment,
19 fleet vehicles, aircraft and printing equipment.

20 **SECTION 670p.** 20.395 (4) (ew) of the statutes is amended to read:

21 20.395 (4) (ew) *Operating budget supplements, state funds.* ~~All~~ From the
22 operations account, all moneys received under s. 85.15 (2), for the purpose of
23 supplementing the costs of departmental management and operations.

24 **SECTION 671b.** 20.395 (5) (cq) of the statutes is amended to read:

1 20.395 (5) (cq) *Vehicle registration, inspection and maintenance, and driver*
2 *licensing and aircraft registration, state funds. ~~The~~ From the operations account, the*
3 *amounts in the schedule for administering the vehicle registration and driver*
4 *licensing program, including the traffic violation and registration program and the*
5 *driver license reinstatement training program under s. 85.28, for administering the*
6 *motor vehicle emission inspection and maintenance program under s. 110.20, for the*
7 *training of inspectors under s. 110.22, for administering the fuel tax and fee*
8 *reporting program under s. 341.45, ~~for administering the aircraft registration~~*
9 *~~program under s. 114.20~~ and to compensate for services performed, as determined*
10 *by the secretary of transportation, by any county providing registration services.*

11 **SECTION 671d.** 20.395 (5) (cr) of the statutes is created to read:

12 20.395 (5) (cr) *Aircraft registration, state funds.* From the aeronautics account,
13 the amounts in the schedule for administering the aircraft registration program
14 under s. 114.20.

15 **SECTION 671f.** 20.395 (5) (cx) of the statutes is amended to read:

16 20.395 (5) (cx) *Vehicle registration and driver licensing, federal funds. ~~All~~ From*
17 *the operations account, all moneys received from the federal government for vehicle*
18 *registration and driver licensing, for such purposes.*

19 **SECTION 671g.** 20.395 (5) (dq) of the statutes is amended to read:

20 20.395 (5) (dq) *Vehicle inspection, traffic enforcement and radio management,*
21 *state funds. ~~The~~ From the operations account, the amounts in the schedule for*
22 *administering the ambulance inspection program under s. 341.085, the statewide*
23 *public safety radio management program under s. 85.12, the vehicle inspection and*
24 *traffic enforcement programs and transfers under s. 85.32.”.*

1 **15.** Page 350, line 11: after that line insert:

2 “**SECTION 671p.** 20.395 (5) (dx) of the statutes is amended to read:

3 20.395 (5) (dx) *Vehicle inspection and traffic enforcement, federal funds.* ~~All~~
4 From the operations account, all moneys received from the federal government for
5 vehicle inspection and traffic enforcement, for such purposes.

6 **SECTION 672d.** 20.395 (5) (hq) of the statutes is amended to read:

7 20.395 (5) (hq) *Motor vehicle emission inspection and maintenance program;*
8 *contractor costs; state funds.* The From the operations account, the amounts in the
9 schedule to provide for contracts for the operation of inspection stations under s.
10 110.20.

11 **SECTION 672f.** 20.395 (5) (hx) of the statutes is amended to read:

12 20.395 (5) (hx) *Motor vehicle emission inspection and maintenance programs,*
13 *federal funds.* ~~All~~ From the operations account, all moneys received from the federal
14 government for the purpose of the motor vehicle emission inspection and
15 maintenance program under s. 110.20, for such purposes.

16 **SECTION 672j.** 20.395 (6) (aq) of the statutes is amended to read:

17 20.395 (6) (aq) *Principal repayment and interest, transportation facilities,*
18 *highways, state funds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment
19 of principal and interest costs incurred in financing the acquisition, construction,
20 development, enlargement or improvement of transportation facilities under ss.
21 ~~84.51, 84.52, 84.53, 85.08 (2) (L) and (4m) (e) and (d), 85.09 and 85.095 (2) and 84.53.~~

22 **SECTION 672k.** 20.395 (6) (ar) of the statutes is amended to read:

23 20.395 (6) (ar) *Principal repayment and interest, buildings, state funds.* ~~A~~
24 From the operations account, a sum sufficient to reimburse s. 20.866 (1) (u) for the

1 payment of principal and interest costs incurred in financing the acquisition,
2 construction, development, enlargement or improvement of the department of
3 transportation's administrative offices or equipment storage and maintenance
4 facilities.

5 **SECTION 672m.** 20.395 (6) (at) of the statutes is created to read:

6 20.395 (6) (at) *Principal repayment and interest, transportation facilities,*
7 *nonhighways, state funds.* From the public transportation account, a sum sufficient
8 to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred
9 in financing the acquisition, construction, development, enlargement or
10 improvement of transportation facilities under ss. 85.08 (2) (L) and (4m) (c) and (d),
11 85.09, and 85.095 (2).”.

12 **16.** Page 390, line 6: after that line insert:

13 “**SECTION 831m.** 20.505 (1) (z) of the statutes, as affected by 2001 Wisconsin Act
14 (this act), is amended to read:

15 20.505 (1) (z) *Transportation planning grants to local governmental units.*
16 Biennially, from the operations account in the transportation fund, the amounts in
17 the schedule to provide transportation planning grants to local governmental units
18 under s. 16.9651. All moneys received from the federal government and transferred
19 from the appropriation account under s. 20.395 (4) (ax) shall be credited to this
20 appropriation account.”.

21 **17.** Page 404, line 8: after that line insert:

22 “**SECTION 917t.** 20.566 (1) (qm) of the statutes is amended to read:

1 20.566 (1) (qm) *Administration of rental vehicle fee.* From the state and local
2 highways account in the transportation fund, the amounts in the schedule for the
3 administration of the rental vehicle fee under subch. XI of ch. 77.

4 **SECTION 917v.** 20.566 (1) (u) of the statutes is amended to read:

5 20.566 (1) (u) *Motor fuel tax administration.* From the state and local highways
6 account in the transportation fund, the amounts in the schedule to cover the costs,
7 including data processing costs, incurred in administering the motor fuel tax law,
8 except s. 341.45.

9 **SECTION 917w.** 20.566 (2) (q) of the statutes is amended to read:

10 20.566 (2) (q) *Railroad and air-carrier tax administration.* From the public
11 transportation account in the transportation fund, the amounts in the schedule to
12 cover the costs of administering the taxes imposed on railroads ~~and air carriers~~ under
13 ch. 76.

14 **SECTION 917x.** 20.566 (2) (qm) of the statutes is created to read:

15 20.566 (2) (qm) *Air carrier tax administration.* From the aeronautics account
16 in the transportation fund, the amounts in the schedule to cover the costs of
17 administering the taxes imposed on air carriers under ch. 76.”.

18 **18.** Page 407, line 8: after that line insert:

19 **“SECTION 937r.** 20.855 (4) (q) of the statutes is amended to read:

20 20.855 (4) (q) *Terminal tax distribution.* From the public transportation
21 account in the transportation fund, a sum sufficient for the towns’, villages’ and
22 cities’ share of railroad taxes under s. 76.24 (2).”.

23 **19.** Page 408, line 11: after that line insert:

24 **“SECTION 944g.** 20.855 (4) (s) of the statutes is amended to read:

1 20.855 (4) (s) *Transfer to conservation fund; motorboat formula.* From the state
2 and local highways account in the transportation fund, a sum sufficient in an amount
3 equal to the amount to be paid into the conservation fund as determined under s.
4 25.29 (1) (c). The amounts may be paid at such intervals during each fiscal year as
5 the secretary of administration deems appropriate or necessary.

6 **SECTION 944j.** 20.855 (4) (t) of the statutes is amended to read:

7 20.855 (4) (t) *Transfer to conservation fund; snowmobile formula.* On July 1
8 of each fiscal year, from the state and local highways account in the transportation
9 fund, a sum sufficient in an amount as determined under s. 25.29 (1) (d) to be paid
10 into the snowmobile account in the conservation fund.

11 **SECTION 944k.** 20.855 (4) (u) of the statutes is amended to read:

12 20.855 (4) (u) *Transfer to conservation fund; all-terrain vehicle formula.* From
13 the state and local highways account in the transportation fund, a sum sufficient in
14 an amount equal to the amount to be paid into the conservation fund as determined
15 under s. 25.29 (1) (dm). The amounts may be paid at such intervals during each fiscal
16 year as the secretary of administration deems appropriate or necessary.”.

17 **20.** Page 472, line 16: after that line insert:

18 **“SECTION 1122g.** 25.40 (1) (b) of the statutes is amended to read:

19 25.40 (1) (b) Motor vehicle fuel ~~and general aviation fuel~~ taxes and other
20 revenues, except general aviation fuel taxes, collected under ch. 78, minus the costs
21 of collecting delinquent taxes under s. 73.03 (28).

22 **SECTION 1122j.** 25.40 (1) (bg) of the statutes is created to read:

23 25.40 (1) (bg) General aviation fuel taxes collected under ch. 78, minus the costs
24 of collecting delinquent taxes under s. 73.03 (28).

- 1 **SECTION 1122m.** 25.40 (1) (c) of the statutes is amended to read:
- 2 25.40 (1) (c) Taxes on air carrier companies ~~and railroad companies~~ under ch.
- 3 76 and aircraft registration fees under s. 114.20.”.
- 4 **21.** Page 472, line 19: after that line insert:
- 5 **“SECTION 1123mb.** 25.40 (1) (cg) of the statutes is created to read:
- 6 25.40 (1) (cg) Taxes on railroad companies under ch. 76.
- 7 **SECTION 1123mc.** 25.40 (1) (e) of the statutes is amended to read:
- 8 25.40 (1) (e) All moneys paid into the state treasury by any local unit of
- 9 government or other sources for ~~transportation~~ highway purposes.
- 10 **SECTION 1123md.** 25.40 (1) (ed) of the statutes is created to read:
- 11 25.40 (1) (ed) All moneys paid into the state treasury by any local unit of
- 12 government or other sources for public transportation purposes.
- 13 **SECTION 1123me.** 25.40 (1) (eg) of the statutes is created to read:
- 14 25.40 (1) (eg) All moneys paid into the state treasury by any local unit of
- 15 government or other sources for aeronautics purposes.
- 16 **SECTION 1123mf.** 25.40 (1) (em) of the statutes is created to read:
- 17 25.40 (1) (em) All moneys paid into the state treasury by any local unit of
- 18 government or other sources for multimodal transportation purposes.
- 19 **SECTION 1123mg.** 25.40 (1) (ep) of the statutes is created to read:
- 20 25.40 (1) (ep) All moneys paid into the state treasury by any local unit of
- 21 government or other sources for transportation purposes not specified in pars. (e) to
- 22 (em).
- 23 **SECTION 1123mh.** 25.40 (1) (f) (intro.) of the statutes is amended to read:

1 25.40 (1) (f) (intro.) All federal aid for aeronautics, highways and other public
2 transportation purposes, including railroads but excluding aeronautics, made
3 available by any act of congress, subject to applicable federal regulations, except all
4 of the following:

5 **SECTION 1123mj.** 25.40 (1) (fd) of the statutes is created to read:

6 25.40 (1) (fd) All federal aid for highways made available by any act of congress,
7 subject to applicable federal regulations.

8 **SECTION 1123mk.** 25.40 (1) (fg) of the statutes is created to read:

9 25.40 (1) (fg) All federal aid for aeronautics made available by any act of
10 congress, subject to applicable federal regulations following.

11 **SECTION 1123mm.** 25.40 (1) (fp) of the statutes is created to read:

12 25.40 (1) (fp) All federal aid for multimodal transportation purposes made
13 available by any act of congress, subject to applicable federal regulations.

14 **SECTION 1123mn.** 25.40 (1) (ft) of the statutes is created to read:

15 25.40 (1) (ft) All federal aid for transportation purposes not specified in pars.
16 (f) to (fp) made available by any act of congress, subject to applicable federal
17 regulations.

18 **SECTION 1123mp.** 25.40 (1) (ip) of the statutes is created to read:

19 25.40 (1) (ip) All gifts, grants, or bequests made to the transportation fund.

20 **SECTION 1123mr.** 25.40 (2) (b) 22m. of the statutes is created to read:

21 25.40 (2) (b) 22m. Section 20.566 (2) (qm).

22 **SECTION 1123ms.** 25.40 (3) of the statutes is created to read:

23 25.40 (3) (a) There is established in the transportation fund a separate account
24 that is designated as the state and local highways account consisting of all of the
25 following:

1 1. All moneys specified under sub. (1) (a), except moneys related to aeronautic
2 purposes described under sub. (4) (b) or public transportation purposes described
3 under sub. (5) (b).

4 2. Except as provided in sub. (5) (a) 2., all taxes and revenues described under
5 sub. (1) (b).

6 3. Fees described under sub. (1) (bm).

7 4. All moneys specified under sub. (1) (e), (fd), (ig), and (im).

8 5. Federal aid described under sub. (1) (fd).

9 6. A percentage of the investment income described under sub. (1) (g) that is
10 equal to the percentage that the state and local highways account represents of the
11 sum under s. 20.002 (14) (a) 1.

12 7. All moneys specified under sub. (1) (j) that are moneys not moneys in the
13 accounts established under subs. (4) to (6).

14 (b) 1. Except as provided in s. 20.002 (14), moneys in the state and local
15 highways account may be expended only for purposes related to highways, bridges,
16 motor vehicles, state planning and research for any transportation mode, and any
17 sidewalk, pedestrian walkway, bikeway, railroad crossing, and bus lanes constructed
18 as part of a highway project.

19 2. Except as provided in subd. 1. and s. 20.002 (14), no moneys may be expended
20 from the state and local highways account for any purpose specified under sub. (4)
21 (b), (5) (b), (6) (b), or (7) (b).

22 **SECTION 1123mt.** 25.40 (4) of the statutes is created to read:

23 25.40 (4) (a) There is established in the transportation fund a separate account
24 that is designated as the aeronautics account consisting of all of the following:

1 1. All moneys specified under sub. (1) (a) that are related to aeronautic
2 purposes described under par. (b).

3 2. All taxes described under sub. (1) (bg) and (c).

4 3. All moneys specified under sub. (1) (cd) and (eg).

5 4. Federal aid described under sub. (1) (fg).

6 5. A percentage of the investment income described under sub. (1) (g) that is
7 equal to the percentage that the aeronautics account represents of the sum under s.
8 20.002 (14) (a) 1.

9 6. All moneys specified under sub. (1) (j) that are transferred from other funds
10 for purposes for which moneys may be expended from the aeronautics account under
11 par. (b).

12 (b) Except as provided in s. 20.002 (14), moneys in the aeronautics account may
13 be expended only for purposes related to aeronautics, as defined in s. 114.002 (1).
14 Except as provided in s. 20.002 (14), no moneys may be expended from the
15 aeronautics account for any purpose specified under sub. (3) (b), (5) (b), (6) (b), or (7)
16 (b).

17 **SECTION 1123mv.** 25.40 (5) of the statutes is created to read:

18 25.40 (5) (a) There is established in the transportation fund a separate account
19 that is designated as the public transportation account consisting of all of the
20 following:

21 1. All moneys specified under sub. (1) (a) that are related to public
22 transportation purposes described under par. (b).

23 2. Of the taxes described under (1) (b), 4 cents of the rate per gallon for the tax
24 imposed under s. 78.01 (1).

25 3. Taxes described under sub. (1) (cg).

1 4. All moneys specified under sub. (1) (ed) and (ij).

2 5. Federal aid described under sub. (1) (f).

3 6. A percentage of the investment income described under sub. (1) (g) that is
4 equal to the percentage that the public transportation account represents of the sum
5 under s. 20.002 (14) (a) 1.

6 7. All moneys specified under sub. (1) (j) that are transferred from other funds
7 for purposes for which moneys may be expended from the public transportation
8 account under par. (b).

9 (b) Except as provided in s. 20.002 (14), moneys in the public transportation
10 account may be expended only for activities related to mass transit systems, as
11 defined in s. 85.20 (1) (e); common carriers of passengers other than by air; fixed
12 guideways; railroads; harbors and other maritime activities; and specialized
13 transportation services, as defined in s. 85.21 (2) (g). Except as provided in s. 20.002
14 (14), no moneys may be expended from the public transportation account for any
15 propose specified under sub. (3) (b), (4) (b), (6) (b), or (7) (b).

16 **SECTION 1123mw.** 25.40 (6) of the statutes is created to read:

17 25.40 (6) (a) There is established in the transportation fund a separate account
18 that is designated as the multimodal account consisting of all of the following:

19 1. All moneys specified under sub. (1) (em) and (ip).

20 2. Federal aid described under sub. (1) (fp).

21 3. All moneys specified under sub. (1) (j) that are transferred from other funds
22 for purposes for which moneys may be expended from the multimodal account under
23 par. (b).

24 4. Any moneys that are not otherwise specified under sub. (3) (a), (4) (a), or (5)
25 (a).

1 5. Moneys transferred from the accounts established under subs. (3) to (5), as
2 determined under s. 20.002 (14) (a) 4.

3 (b) Except as provided in s. 20.002 (14), moneys in the multimodal account may
4 be expended only for activities related to multimodal transportation and pedestrian
5 walkway or bikeway activities that are not constructed as part of a highway project.
6 No moneys may be expended from the multimodal account for any purpose specified
7 under sub. (3) (b), (4) (b), (5) (b), or (7) (b) unless the purpose relates to multimodal
8 transportation.

9 **SECTION 1123mx.** 25.40 (7) of the statutes is created to read:

10 25.40 (7) (a) There is established in the transportation fund a separate account
11 that is designated as the operations account consisting of all of the following:

12 1. All moneys specified under sub. (1) (ep).

13 2. Federal aid described under sub. (1) (ft).

14 3. Moneys transferred from the accounts established under subs. (3) to (5), as
15 determined under s. 20.002 (14) (a) 5. a. and b.

16 (b) Except as provided in s. 20.002 (14), moneys in the operations account may
17 be expended only for operations of the department, including the state traffic patrol
18 and the division of motor vehicles.

19 **SECTION 1123my.** 25.40 (8) of the statutes is created to read:

20 25.40 (8) The general provisions of s. 20.395 (9) may be used by an account
21 established under subs. (3) to (7), if the applicable expenditure limitations under sub.
22 (3) (b), (4) (b), (5) (b), (6) (b), or (7) (b) are complied with.”

23 **22.** Page 838, line 25: after that line insert:

24 “**SECTION 2232m.** 76.24 (2) (a) of the statutes is amended to read:

1 76.24 (2) (a) All taxes paid by any railroad company derived from or
2 apportionable to docks, ore yards, piers, wharves, grain elevators, and their
3 approaches, or car ferries or terminal storage facilities, docks, pipelines and
4 pumping equipment used in transferring oil from pipelines to vessels on the basis of
5 the separate valuation provided for in s. 76.16, shall be distributed annually from the
6 public transportation account in the transportation fund to the towns, villages and
7 cities in which ~~they~~ those facilities are located, pursuant to certification made by the
8 department of revenue on or before August 15.”

9 **23.** Page 857, line 13: after that line insert:

10 “SECTION 2296p. 84.01 (34) of the statutes is created to read:

11 84.01 (34) HAZARD ELIMINATION. Hazard elimination activities authorized
12 under 23 USC 130 or 152 may not be funded from the appropriations under s. 20.395
13 (3) (cq) to (cx).”

14 **24.** Page 865, line 20: after that line insert:

15 “SECTION 2307c. 84.03 (9) (a) of the statutes is amended to read:

16 84.03 (9) (a) Subject to s. 86.255, that part of the appropriation made by s.
17 20.395 (3) in the state and local highways account, not required for the other
18 purposes therein provided, may be used by the department for the improvement and
19 traffic service of the state trunk highway system and connecting highways, for the
20 purchase and operation of equipment, making surveys for locating local road
21 materials, testing of materials, and for other purposes provided in this section, and
22 to match or supplement federal aid for the construction, reconstruction or
23 improvement of the federal aid highway system, secondary or feeder roads, the
24 elimination of hazards at railroad grade crossings and for any other highway purpose

1 for which the state may match or supplement federal aid funds pursuant to any act
2 of congress. Where such funds are used for the improvement of the state trunk
3 highway system or connecting highways or to match or supplement federal aid they
4 shall be expended in accordance with s. 84.06 and any applicable act of congress. Any
5 funds expended pursuant to this paragraph shall be expended by the department on
6 such projects within the provisions of this paragraph, and executed in such manner
7 as the department shall from time to time determine will best meet the needs of
8 travel and best promote the general welfare. Such funds may be used for
9 improvements, within the provisions of this paragraph, independent of or in
10 conjunction with other funds available for such improvements. Subject to s. 86.255,
11 the requirements of any federal highway act, or regulations issued thereunder, may
12 be met from such appropriation.

13 **SECTION 2307d.** 84.05 of the statutes is amended to read:

14 **84.05 Railroad crossing improvements.** On a highway which the
15 department has authority to construct and which crosses a railroad, if the
16 department determines that the construction or reconstruction of a grade separation
17 or the rearrangement or elimination of a grade crossing or other rearrangement of
18 the highway or tracks is necessary in the interest of public safety or for convenience
19 of public travel, the department shall make a plan of the construction proposed and
20 an estimate of the cost thereof, including the cost of needed right-of-way; and shall
21 endeavor to make an arrangement with all persons concerned as to all matters
22 involved in the plan, including the portion of the cost of the contemplated work which
23 the persons shall defray. If the department is unable to contract with the persons
24 concerned as to the distribution and payment of the cost of the work or the
25 maintenance thereof, the department shall lay the matter before the office of the

1 commissioner of railroads, and the office of the commissioner of railroads shall
2 review the proceedings and hold a hearing thereon in accordance with ss. 195.28 and
3 195.29, and shall fix the portion of the cost of the construction and of the maintenance
4 which is to be paid by the persons or corporations concerned, and the portion of the
5 cost, if any, to be paid by the public, which portion shall be paid from the public
6 transportation account in the transportation fund. The office of the commissioner
7 of railroads shall determine the benefits, if any, which will inure to other highways,
8 and apportion and charge to the units of government responsible for the construction
9 of such other highways a fair portion of the cost.

10 **SECTION 2307f.** 84.09 (3) (c) of the statutes is amended to read:

11 84.09 (3) (c) The county highway committee when so ordered by the
12 department is authorized and empowered to sell and shall sell at public or private
13 sale, subject to such conditions and terms authorized by the department, any and all
14 buildings, structures, or parts thereof, and any other fixtures or personalty acquired
15 in the name of the county under this section or any predecessor. Any instrument in
16 the name of the county, transferring title to the property mentioned in the foregoing
17 sentence, shall be executed by the county highway committee and the county clerk.
18 The proceeds from such sale shall be deposited ~~with the state in the appropriate in~~
19 the state and local highways account in the transportation fund and the expense
20 incurred in connection with such sale shall be paid from such fund.

21 **SECTION 2307h.** 84.09 (5) of the statutes is amended to read:

22 84.09 (5) Subject to the approval of the governor, the department may sell at
23 public or private sale property of whatever nature owned by the state and under the
24 jurisdiction of the department when the department determines that the property
25 is no longer necessary for the state's use for highway purposes and, if real property,

1 the real property is not the subject of a petition under s. 16.375 (2). The department
2 shall present to the governor a full and complete report of the property to be sold, the
3 reason for the sale, and the minimum price for which the same should be sold,
4 together with an application for the governor's approval of the sale. The governor
5 shall thereupon make such investigation as he or she may deem necessary and
6 approve or disapprove the application. Upon such approval and receipt of the full
7 purchase price, the department shall by appropriate deed or other instrument
8 transfer the property to the purchaser. The approval of the governor is not required
9 for public or private sale of property having a fair market value at the time of sale
10 of not more than \$3,000, for the transfer of surplus state real property to the
11 department of administration under s. 16.375 or for the transfer of surplus state
12 personal property to the department of tourism under sub. (5s). The funds derived
13 from sales under this subsection shall be deposited in the state and local highways
14 account in the transportation fund, and the expense incurred by the department in
15 connection with the sale shall be paid from such account in the transportation fund.

16 **SECTION 2307hg.** 84.09 (5r) of the statutes is amended to read:

17 84.09. (5r) In lieu of the sale or conveyance of property under sub. (5) or (5m),
18 the department may, subject to the approval of the governor, donate real property
19 that is adjacent to the veterans memorial site located at The Highground in Clark
20 County and owned by the state and under the jurisdiction of the department to the
21 Wisconsin Vietnam Veterans Memorial Project, Inc., for the purpose of the veterans
22 memorial site located at The Highground in Clark County for the purpose of a
23 memorial hall specified in s. 70.11 (9). The department may donate property under
24 this subsection only when the department determines that the property is no longer
25 necessary for the state's use for highway purposes and is not the subject of a petition

1 under s. 16.375 (2) and is transferred with a restriction that the donee may not
2 subsequently transfer the real property to any person except to this state, which
3 shall not be charged for any improvements thereon. Such restriction shall be
4 recorded in the office of the register of deeds in the county in which the property is
5 located. The department shall present to the governor a full and complete report of
6 the property to be donated, the reason for the donation, and the minimum price for
7 which the property could likely be sold under sub. (5), together with an application
8 for the governor's approval of the donation. The governor shall thereupon make such
9 investigation as he or she considers necessary and approve or disapprove the
10 application. Upon such approval, the department shall by appropriate deed or other
11 instrument transfer the property to the donee. The approval of the governor is not
12 required for donation of property having a fair market value at the time of donation
13 of not more than \$3,000. Any expense incurred by the department in connection with
14 the donation shall be paid from the state and local highways account in the
15 transportation fund.

16 **SECTION 2307hm.** 84.10 (2) of the statutes is amended to read:

17 84.10 (2) The joint committee on finance may transfer moneys to s. 20.395 (3)
18 (cq) from any other segregated revenue appropriations of the department for state
19 operations from the state and local highways account in the transportation fund,
20 upon request of the department, for the purpose of supplementing moneys allocated
21 under s. 20.395 (3) (cq) for the rehabilitation of a local bridge for which improvement
22 is a state responsibility and which has been posted with a weight limitation as
23 provided in s. 349.16 (2).”.

24 **25.** Page 868, line 2: after that line insert:

1 **SECTION 2308n.** 84.205 (2) (intro.) of the statutes, as created by 2001
2 Wisconsin Act (this act), is amended to read:

3 84.205 (2) (intro.) From funds appropriated and available to the department
4 under s. 20.395 (3) in the state and local highways account, the department shall pay,
5 in whole or in part, any claims submitted to the department by a political
6 subdivision, on a form prescribed by the department, for damage to any gravel road
7 maintained by the political subdivision that is determined by the department to be
8 caused by reason of the road's use as a detour incident to the maintenance, repair,
9 or construction by the department of any state trunk highway, if the gravel road is
10 not part of a detour route designated by the department. The political subdivision
11 shall include with the claim a description of the nature and cause of the alleged
12 damage, the asserted value of the claim, and all known evidence in support of the
13 claim. In making its determination after submittal of the claim, the department
14 shall consider each of the following factors:

15 **SECTION 2308t.** 84.30 (17) of the statutes is amended to read:

16 84.30 (17) TRANSPORTATION FUND. All fees collected for the issuance of permits
17 provided for under this section shall be paid into the state and local highways
18 account in the transportation fund.”.

19 **26.** Page 868, line 10: after that line insert:

20 **SECTION 2309m.** 84.59 (3) of the statutes is amended to read:

21 84.59 (3) The secretary may pledge revenues received or to be received in the
22 fund established in sub. (2) to secure revenue obligations issued under this section.
23 The pledge shall provide for the transfer to this state of all pledged revenues,
24 including any interest earned on the revenues, which are in excess of the amounts

1 required to be paid under s. 20.395 (6) (as). The pledge shall provide that the
2 transfers be made at least twice yearly, that the transferred amounts be deposited
3 in the transportation fund and that the transferred amounts are free of any prior
4 pledge. The secretary shall deposit any amounts transferred under this subsection
5 in the state and local highways account in the transportation fund.”

6 **27.** Page 868, line 24: after that line insert:

7 “SECTION 2310m. 85.028 of the statutes is amended to read:

8 **85.028 Milwaukee east-west transportation corridor.** Upon
9 implementation of a funding source to provide local funds for a Milwaukee east-west
10 transportation corridor project, local units of government that will be affected by
11 such a project shall reimburse the transportation fund for 50% of the nonfederal
12 share of preliminary engineering costs relating to a Milwaukee east-west
13 transportation corridor project. The department shall deposit any moneys received
14 under this section in the state and local highways account in the transportation
15 fund.”

16 **28.** Page 868, line 25: after that line insert:

17 “SECTION 2311m. 85.09 (4i) of the statutes is amended to read:

18 **85.09 (4i) DISPOSAL OF RAIL PROPERTY** The department shall sell at public or
19 private sale rail property acquired under sub. (4) when the department determines
20 that the rail property is not necessary for a public purpose and, if real property, the
21 real property is not the subject of a petition under s. 16.375 (2). Upon receipt of the
22 full purchase price, the department shall, by appropriate deed or other instrument,
23 transfer the rail property to the purchaser. The funds derived from sales under this
24 subsection shall be deposited in the public transportation account in the

1 transportation fund, and the expense incurred by the department in connection with
2 the sale shall be paid from the appropriation under s. 20.395 (2) (bq).”

3 **29.** Page 873, line 18: after that line insert:

4 “**SECTION 2330m.** 85.21 (3) (c) of the statutes is amended to read:

5 85.21 (3) (c) To make and execute contracts with counties to ensure the
6 provision of specialized transportation service. Payments under such contracts to
7 eligible applicants shall not exceed the county proportionate share, except as
8 supplemented under par. (e) or (f). A contract under this section shall require the
9 county to make a matching contribution of 20% of the contract amount and to furnish
10 information determined necessary by the department for periodic program
11 monitoring and year-end auditing and evaluation. A contract may permit a county
12 to hold aids received under this section on or after July 2, 1983, in trust, according
13 to rules promulgated by the department, for the exclusive purpose of acquiring or
14 maintaining equipment used for services authorized under this section. All aids held
15 in trust, as well as any accumulated interest, not expended for the authorized
16 purposes, shall be returned to the department for deposit in the public
17 transportation account in the transportation fund. Nothing in this paragraph
18 entitles a county to any investment interest accumulated prior to the time the aid
19 payment is actually received by the county.”

20 **30.** Page 875, line 21: after that line insert:

21 “**SECTION 2337d.** 85.25 (5) of the statutes is amended to read:

22 85.25 (5) MORAL OBLIGATION. Recognizing its moral obligation to do so, the
23 legislature expresses its expectation and aspiration that, if ever called upon to do so,
24 it shall make an appropriation from the state and local highways account in the

1 transportation fund to meet all demands for funds relating to defaulted mobilization
2 loans and deficiencies under this section.”

3 **31.** Page 878, line 10: after that line insert:

4 “**SECTION 2340m.** 85.52 (3) (cm) of the statutes is renumbered 85.52 (3) (cm)

5 1. and amended to read:

6 85.52 (3) (cm) 1. The joint committee on finance may transfer moneys, at the
7 request of the department, in amounts not to exceed the amounts necessary to meet
8 the requirements under P.L. 104–59, section 350, from the state and local highways
9 account in the transportation fund to the highway account in the transportation
10 infrastructure loan fund. The department shall submit to the joint committee on
11 finance for its review and approval proposed reductions among the transportation
12 fund appropriations to the department equal to the amount transferred under this
13 paragraph subdivision. The joint committee on finance may approve, disapprove or
14 modify the proposed reductions. Upon approval of the proposed reductions, as may
15 be modified by the committee, an amount equivalent to each approved reduction is
16 lapsed from the appropriation account for each reduced appropriation to the state
17 and local highways account in the transportation fund.

18 **SECTION 2340n.** 85.52 (3) (cm) 2. of the statutes is created to read:

19 85.52 (3) (cm) 2. The joint committee on finance may transfer moneys, at the
20 request of the department, in amounts not to exceed the amounts necessary to meet
21 the requirements under P.L. 104–59, section 350, from the public transportation
22 account in the transportation fund to the transit account in the transportation
23 infrastructure loan fund. The department shall submit to the joint committee on
24 finance for its review and approval proposed reductions among the transportation

1 fund appropriations to the department equal to the amount transferred under this
2 subdivision. The joint committee on finance may approve, disapprove, or modify the
3 proposed reductions. Upon approval of the proposed reductions, as may be modified
4 by the committee, an amount equivalent to each approved reduction is lapsed from
5 the appropriation account for each reduced appropriation to the public
6 transportation account in the transportation fund.”.

7 **32.** Page 985, line 20: after that line insert:

8 **“SECTION 2972m.** 194.04 (6) of the statutes is amended to read:

9 194.04 (6) DISPOSITION OF FEES COLLECTED. All moneys received under this
10 section shall be paid into the state and local highways account in the transportation
11 fund.

12 **SECTION 2972n.** 194.51 of the statutes is amended to read:

13 **194.51 Suit to recover protested tax.** No suit shall be maintained in any
14 court to restrain or delay the collection or payment of the taxes levied in this chapter.
15 The aggrieved taxpayer shall pay the tax as and when due, and, if paid under protest,
16 may at any time within 90 days from the date of such payment, sue the state in an
17 action at law to recover the tax so paid. If it is finally determined that said tax, or
18 any part thereof, was wrongfully collected for any reason, it shall be the duty of the
19 department of administration to issue a warrant on the state treasurer for the
20 amount of such tax so adjudged to have been wrongfully collected, and the treasurer
21 shall pay the same out of the state and local highways account in the transportation
22 fund. A separate suit need not be filed for each separate payment made by any
23 taxpayer, but a recovery may be had in one suit for as many payments as may have

1 been made within any 90-day period preceding the commencement of such an action.
2 Such suits shall be commenced as provided in s. 775.01.”.

3 **33.** Page 1003, line 6: after that line insert:

4 “SECTION 3020m. 218.22 (2m) of the statutes is amended to read:

5 218.22 (2m) License fees collected under this subchapter shall be deposited in
6 the state and local highways account in the transportation fund.”.

7 **34.** Page 1118, line 21: after that line insert:

8 “SECTION 3427r. 344.20 (4) of the statutes is amended to read:

9 344.20 (4) Security deposited under this section shall be paid into the state and
10 local highways account in the transportation fund and invested in accordance with
11 s. 25.17 (1) (v).

12 SECTION 3427t. 345.08 of the statutes is amended to read:

13 **345.08 Suit to recover protested tax or fee.** No suit shall be maintained
14 in any court to restrain or delay the collection or payment of the taxes levied or the
15 fees imposed or enacted in chs. 341 to 349. The aggrieved taxpayer shall pay the tax
16 or fee as and when due and, if paid under protest, may at any time within 90 days
17 from the date of such payment sue the state in an action at law to recover the tax or
18 fee so paid. If it is finally determined that such tax or fee or any part thereof was
19 wrongfully collected for any reason, the department of administration shall issue a
20 warrant on the state treasurer for the amount of such tax or fee so adjudged to have
21 been wrongfully collected and the state treasurer shall pay the same out of the state
22 and local highways account in the transportation fund. A separate suit need not be
23 filed for each separate payment made by any taxpayer, but a recovery may be had
24 in one suit for as many payments as were made within the 90-day period preceding

1 the commencement of the action. Such suits shall be commenced as provided in s.
2 775.01.”

3 **35.** Page 1125, line 10: after that line insert:

4 “**SECTION 3442d.** 346.177 (4) of the statutes is amended to read:

5 346.177 (4) The clerk of the circuit court shall collect and transmit to the county
6 treasurer the railroad crossing improvement assessment as required under s. 59.40
7 (2) (m). The county treasurer shall then pay the state treasurer as provided in s.
8 59.25 (3) (f) 2. The state treasurer shall deposit all amounts received under this
9 subsection in the public transportation account in the transportation fund to be
10 appropriated under s. 20.395 (2) (gj).

11 **SECTION 3442dr.** 346.495 (4) of the statutes is amended to read:

12 346.495 (4) The clerk of the circuit court shall collect and transmit to the county
13 treasurer the railroad crossing improvement assessment as required under s. 59.40
14 (2) (m). The county treasurer shall then pay the state treasurer as provided in s.
15 59.25 (3) (f) 2. The state treasurer shall deposit all amounts received under this
16 subsection in the public transportation account in the transportation fund to be
17 appropriated under s. 20.395 (2) (gj).”

18 **36.** Page 1126, line 21: after that line insert:

19 “**SECTION 3443e.** 346.65 (4r) (d) of the statutes is amended to read:

20 346.65 (4r) (d) The clerk of the circuit court shall collect and transmit to the
21 county treasurer the railroad crossing improvement assessment as required under
22 s. 59.40 (2) (m). The county treasurer shall then pay the state treasurer as provided
23 in s. 59.25 (3) (f) 2. The state treasurer shall deposit all amounts received under this

1 paragraph in the public transportation account in the transportation fund to be
2 appropriated under s. 20.395 (2) (gj).”

3 **37.** Page 1424, line 22: after that line insert:

4 “(1vw) TRANSPORTATION FUND. The treatment of sections 13.101 (6) (a) (by
5 SECTION 99m), 15.463, 20.002 (14), 20.143 (3) (sa), 20.395 (intro.), (1) (br), (bs) (by
6 SECTION 633g), (bt), (bv) (by SECTION 634m), (bx) (by SECTION 635c), (cq), (cr), (cv), (cx),
7 (hr), (hs), (ht), and (hu), (2) (bq), (bu), (bv), (bw), (bx), (cq), (cr), (ct), (cu), (cv), (cx), (dq),
8 (ds), (dv), (dx), (gj), (gq), (gr), (gs), (gv), (gx), (hq), (hx), (iq), (iv), (iw), (ix), (jq), (jv), (jx),
9 (kv), (kx), (nv), (nx), and (ny), (3) (kq), (kv), and (kx), (4) (aq), (by SECTION 668b), (ar),
10 (as), (at), (av), (by SECTION 669m), (ax) (by SECTION 670c), (ay), (ch), (eq), (er), (es), (et),
11 and (ew), (5) (cq), (cr), (cx), (dq), (dx), (hq), and (hx), and (6) (aq), (ar), and (at), 20.505
12 (1) (z), 20.566 (1) (qm) and (u) and (2) (q) and (qm), 20.855 (4) (q), (s), (t), and (u), 25.40
13 (1) (b), (bg), (c), (cg), (e), (ed), (eg), (em), (ep), (f) (intro.), (fd), (fg), (fp), (ft), and (ip),
14 (2) (b) 22m., (3), (4), (5), (6), (7), and (8), 76.24 (2) (a), 84.01 (34), 84.03 (9) (a), 84.05,
15 84.09 (3) (c), (5), and (5r), 84.10 (2), 84.205 (2) (intro.) (by SECTION 2308n), 84.30 (17),
16 84.59 (3), 85.028, 85.09 (4i), 85.21 (3) (c), 85.25 (5), 194.04 (6), 194.51, 218.22 (2m),
17 344.20 (4), 345.08, 346.177 (4), 346.495 (4), and 346.65 (4r) (d) of the statutes, the
18 renumbering and amendment of section 85.52 (3) (cm) of the statutes, and the
19 creation of section 85.52 (3) (cm) 2. of the statutes take effect on July 1, 2003.”

20

(END)