

**2001 DRAFTING REQUEST**

**Senate Substitute Amendment (SSA-AB37)**

Received: 03/09/2001

Received By: fasttn

Wanted: Soon

Identical to LRB:

For: Charles Chvala (608) 266-9170

By/Representing: Douglas Burnett

This file may be shown to any legislator: NO

Drafter: fasttn

May Contact:

Alt. Drafters:

Subject: **Transportation - mass transit**

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

**Pre Topic:**

No specific pre topic given

**Topic:**

Eliminate sunset provision

**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 03/09/2001	gilfokm 03/09/2001		_____			
/1			jfrantze 03/12/2001	_____	lrb_docadmin 03/12/2001	lrb_docadmin 03/12/2001	

FE Sent For:

<END>

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1?	fasttn	1-3/19-01 /Kmg	263/12	3/12	26/Pg		

FE Sent For:

<END>

## Fast, Timothy

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**To:** Burnett, Douglas  
**Subject:** RE: Amendment to AB 37

Sounds good. You should have it early Monday. Have a great weekend!

Peace again, Tim

-----Original Message-----

**From:** Burnett, Douglas  
**Sent:** Friday, March 09, 2001 12:09 PM  
**To:** Fast, Timothy  
**Subject:** RE: Amendment to AB 37

Sure. A sub would be fine, if you would put a note on it that the sub makes the Assembly bill as passed by the Assembly identical to the Senate bill as introduced.

-----Original Message-----

**From:** **Fast, Timothy**  
**Sent:** Friday, March 09, 2001 10:57 AM  
**To:** Burnett, Douglas  
**Subject:** RE: Amendment to AB 37

Doug,

I'll do an amendment for you. It'll look a little odd because it'll have only one item that says:

"Page 2, line 1: delete the material inserted by assembly amendment 1 and substitute:"

Then what will follow is all of SB-31 (the same as unamended AB-37), because item #1 of AA 1 to AB-37 replaced SECTION 1 of AB-37 with SECTION 1m. and item #2 of AA 1 to AB-37 deleted SECTIONS 2 and 3 of AB-37.

Simply put, would a substitute amendment work better for you?

Peace, Tim

-----Original Message-----

**From:** Burnett, Douglas  
**Sent:** Friday, March 09, 2001 9:56 AM  
**To:** Fast, Timothy  
**Subject:** Amendment to AB 37

Tim-The Senate has scheduled SB 31 for the floor for Tuesday. We anticipate withdrawing AB 37 from committee and substituting it for SB 31 on the floor. If you receive amendment requests for SB 31, you can tell the requestor that leadership anticipates substituting AB 37 for SB 31, so they should draft amendments to AB 37.

And on that note...please draft an amendment for Sen. Chvala to AB 37 which deletes AA 1 to AB 37, so the bill will again be identical SB 31.

Thanks Tim.

Doug Burnett  
Sen. Chvala's office

2001

Date (time)

needed

MON. 3/12 NOON

LRBs 0069 / 1

**SUBSTITUTE AMENDMENT  
[TO A BILL]**

TNF: King

Use the appropriate components and routines developed for substitute amendments.

**(S) A SUBSTITUTE AMENDMENT**

TO 2001 SB (AB) 37 (LRB- / )

AN ACT . . . [generate catalog] *to repeal . . . ; to renumber . . . ; to consolidate and renumber . . . ; to renumber and amend . . . ; to consolidate, renumber and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . .* of the statutes; **relating to:** .....

.....  
.....  
.....  
.....  
.....

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

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

**SECTION #.**

## ~~2001 SENATE BILL 31~~

~~January 26, 2001 - Introduced by Senators ROBSON, PLACHE, BAUMGART, BURKE, COWLES, DECKER, ELLIS, ERPENBACH, GROBSCHMIDT, HANSEN, HUELSMAN, M. MEYER, MOEN and ROESSLER, cosponsored by Representatives WIECKERT, WOOD, SCHOOFF, COGGS, KAUFERT, KRAWCZYK, KREIBICH, LADWIG, LASSA, J. LEHMAN, MCCORMICK, MEYERHOFER, MONTGOMERY, OTT, PETROWSKI, RICHARDS, RYBA, SHILLING, TOWNSEND, TURNER, UNDERHEIM and VRAKAS. Referred to Committee on Insurance, Tourism, and Transportation.~~

1 ~~AN ACT to amend~~ 85.20 (4m) (a) (intro.) and 85.20 (4r) of the statutes; relating

2 ~~to~~ basing certain urban mass transit operating assistance payments on  
3 projected operating expenses.

### *Analysis by the Legislative Reference Bureau*

Under current law, the department of transportation (DOT) provides state aid payments to local public bodies in urban areas served by mass transit systems to assist the local public bodies with the expenses of operating those systems. Aid paid for mass transit systems having annual operating expenses of \$20,000,000 or more (Tier A systems) is paid in a sum certain, while aid payable for smaller mass transit systems is determined under a formula. Under the formula, DOT makes state aid payments in amounts sufficient to ensure that the combination of state and federal aids contributed toward the operating expenses of an urban mass transit system equals the uniform percentage established by DOT for each of the two smaller classes of mass transit system. The two smaller classes are: 1) mass transit systems serving urban areas having a population of 50,000 or more but having annual operating expenses of less than \$20,000,000 (Tier B systems); and 2) mass transit systems serving urban areas having a population of less than 50,000 (Tier C systems). "Operating expenses" used in this aid formula are based on actual operating costs from the second preceding year, with adjustments for the projected expenses of new services, for which historical cost data is not available.

This bill deletes the requirement that annual transit aid payments for Tier B and Tier C systems be made based on actual operating costs from the second

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preceding year. The bill requires that annual state transit aid payments for Tier B and Tier C systems be based on estimated operating costs for that year, effective with calendar year 2001 payments. The bill also removes DOT authority to modify and adjust projected expenses of new services.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

1           **SECTION 1.** 85.20 (4m) (a) (intro.) of the statutes is amended to read:

2           85.20 (4m) (a) (intro.) The department shall pay annually to the eligible  
3 applicant described in subd. 6. cm. the amount of aid specified in subd. 6. cm. The  
4 department shall pay annually to the eligible applicant described in subd. 6. d. the  
5 amount of aid specified in subd. 6. d. The department shall allocate an amount to  
6 each eligible applicant described in subd. 7. or 8. to ensure that the sum of state and  
7 federal aids for the projected operating expenses of each eligible applicant's urban  
8 mass transit system is equal to a uniform percentage, established by the department,  
9 of the projected operating expenses of the mass transit system for the calendar year.  
10 ~~For calendar year 1999, the operating expenses used to establish the uniform~~  
11 ~~percentage shall be the projected operating expenses of an urban mass transit~~  
12 ~~system. Subject to sub. (4r), for calendar year 2000 and thereafter the operating~~  
13 ~~expenses used to establish the uniform percentage shall be the operating expenses~~  
14 ~~incurred during the 2nd calendar year preceding the calendar year for which aid is~~  
15 ~~paid under this section. The department shall make allocations as follows:~~

16           **SECTION 2.** 85.20 (4r) of the statutes is amended to read:

17           85.20 (4r) **EXPANSION OF SERVICE.** An eligible applicant shall notify the  
18 department if the eligible applicant anticipates receiving new or expanded services  
19 provided by an urban mass transit system in a manner that will increase operating

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1 expenses. The eligible applicant shall provide the notice during the calendar year  
2 preceding the calendar year in which the new or expanded services will first be  
3 provided. The notice shall include an estimate of the projected annual operating  
4 expenses of the new or expanded services. ~~The department may modify the projected~~  
5 ~~annual operating expenses to an amount that the department considers reasonable.~~  
6 ~~The department shall adjust the projected annual operating expenses for inflation~~  
7 ~~and, for each calendar year for which actual operating costs of the new or expanded~~  
8 ~~services are not known, shall add the adjusted projected annual operating expenses~~  
9 ~~to the operating expenses used to determine the uniform percentage under sub. (4m)~~  
10 ~~(a) (intro.).~~

**SECTION 3. Initial applicability.**

11 (1) This act first applies to contracts for aid payable for calendar year 2001.

12 (END)

13 D-NOTE

LRB50069/1dn  
TNF: kmg:

DRAFTER'S NOTE

provisions of this  
The substitute amendment are identical to 2001  
Senate Bill 31, as introduced. They are also  
identical to 2001 Assembly Bill 37, as  
introduced.

TNF



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

LRBs0069/1dn  
TNF:kmg:jf

March 12, 2001

The provisions of this substitute amendment are identical to 2001 Senate Bill 31, as introduced. They are also identical to 2001 Assembly Bill 37, as introduced.

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