

**SENATE AMENDMENT 1,
TO 2003 SENATE BILL 478**

March 2, 2004 – Offered by JOINT LEGISLATIVE AUDIT COMMITTEE.

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

2 **1.** Page 3, line 14: after that line insert:

3 “**SECTION 2m.** 13.489 (2m) of the statutes is created to read:

4 13.489 (2m) APPROVAL OF CERTAIN PROJECT DESIGN CHANGES. If at any time after
5 a project is enumerated under s. 84.013 (3) or approved under s. 84.013 (6) the
6 department of transportation proposes any project design changes that involve
7 upgrading any portion of the project from a highway to a freeway or expressway,
8 adding one or more traffic lanes in any direction, upgrading any intersection at grade
9 to an interchange, or upgrading an interchange to accommodate higher-speed
10 traffic, the department shall, prior to implementing the proposed project design
11 changes, report the proposed project design changes, any reason for these design
12 changes, and the estimated project cost attributable to these design changes, to the
13 commission for review and approval. The commission shall review any report

1 submitted under this subsection. If, within 14 days after the date on which the report
2 is submitted to the commission, no member of the commission notifies the
3 department that the commission will schedule a public hearing on the proposed
4 project design changes, the department may implement the proposed project design
5 changes as specified in the report. If, within 14 days after the date on which the
6 report is submitted to the commission, any member of the commission notifies the
7 department that the commission will schedule a public hearing on the proposed
8 project design changes, the commission shall schedule and conduct such a public
9 hearing and, within 60 days of the department's submission of the report, notify the
10 department of those proposed project design changes that the commission approves
11 or approves with modifications or notify the department that it does not approve any
12 of the proposed project design changes. If, within 14 days after the date on which the
13 department's report is submitted to the commission, any member of the commission
14 notifies the department that the commission will schedule a public hearing on the
15 proposed project design changes, the department may not implement any proposed
16 project design changes required to be submitted to the commission under this
17 subsection unless the commission notifies the department under this subsection that
18 the proposed project design changes, with or without modifications, are approved.”.

19 **2.** Page 4, line 12: delete “3” and substitute “6”.

20 **3.** Page 4, line 23: after that line insert:

21 “**SECTION 5m.** 13.489 (6) of the statutes is created to read:

22 13.489 **(6)** DEPARTMENT TO MAKE INFORMATION AVAILABLE. The department of
23 transportation shall make all of the following information available to the public,

1 including making the information available at no charge on the department's
2 Internet site, within the following time periods:

3 (a) Subject to par. (d), any report prepared by the department for the
4 commission shall be available within 5 business days of the report's completion and
5 transmittal to the commission.

6 (b) Subject to par. (d), any materials or documents prepared by the department
7 for use at a meeting of the commission shall be available at least 5 business days prior
8 to the meeting.

9 (c) Any other information directed by the commission to be made available by
10 the department under this subsection shall be available within the time specified by
11 the commission.

12 (d) Any report prepared by the department for the commission under sub. (2m),
13 and any materials or documents prepared by the department for use at a public
14 hearing under sub. (2m), shall be available on the 15th day after the date on which
15 the report under sub. (2m) is submitted to the commission if no member of the
16 commission notifies the department within 14 days of the report's submission that
17 the commission will schedule a public hearing on the proposed project design
18 changes, or, if any member of the commission notifies the department under sub.
19 (2m) that the commission will schedule a public hearing under sub. (2m), on the day
20 of the public hearing at a time following the public hearing.”.

21 **4.** Page 5, line 12: after “13.489” insert “(2m) and”.

22 **5.** Page 5, line 15: after that line insert:

