

**ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 2003 ASSEMBLY BILL 893**

March 10, 2004 – Offered by Representative JESKEWITZ.

1     **AN ACT** *to renumber and amend* 13.489 (1m) (a); *to amend* 13.489 (4) (a) 1. a.  
2             and b.; and *to create* 13.489 (4) (c), 13.489 (5), 13.489 (6) and 85.052 of the  
3             statutes; **relating to:** major highway projects and the transportation projects  
4             commission.

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

5             **SECTION 1.** 13.489 (1) of the statutes is renumbered 13.489 (1g).

6             **SECTION 2.** 13.489 (1m) (a) of the statutes is renumbered 13.489 (1c), and  
7             13.489 (1c) (intro.), as renumbered, is amended to read:

8             13.489 (1c) (intro.) In this subsection section:

9             **SECTION 3.** 13.489 (4) (a) 1. a. and b. of the statutes are amended to read:

10            13.489 (4) (a) 1. a. The commission determines that, within 6 years after the  
11            first July 1 after the date on which the commission recommends approval of the

1 project, construction will be commenced on all projects enumerated under s. 84.013  
2 (3) and on the project recommended for approval and the commission has been  
3 notified that a final environmental impact statement or environmental assessment  
4 for the project has been approved by the federal highway administration.

5 b. The report recommending approval of the project is accompanied by a  
6 financing proposal that, if implemented, would provide funding in an amount  
7 sufficient to ensure that construction will commence on all projects enumerated  
8 under s. 84.013 (3) and on the project within 6 years after the first July 1 after the  
9 date on which the commission recommends approval of the project and the  
10 commission has been notified that a final environmental impact statement or  
11 environmental assessment for the project has been approved by the federal highway  
12 administration.

13 **SECTION 4.** 13.489 (4) (c) of the statutes is created to read:

14 13.489 (4) (c) No project may be enumerated under s. 84.013 (3) or approved  
15 under s. 84.013 (6) unless the commission recommends approval, with or without  
16 modifications, of the project under par. (a) or, with respect to a project under s. 84.013  
17 (6m), designates the project under par. (b).

18 **SECTION 5.** 13.489 (5) of the statutes is created to read:

19 13.489 (5) DEPARTMENT TO REPORT PROJECT STATUS AND COSTS. (a) By February  
20 1, 2005, and every 6 months thereafter, the department of transportation shall  
21 submit a report to the commission that does all of the following:

22 1. Summarizes the current status of each project submitted by the department  
23 that is under consideration by the commission under s. 13.489, including any project  
24 approved by the commission under sub. (1m) (d), and of each project enumerated  
25 under s. 84.013 (3) or approved under s. 84.013 (6).

1           2. For each project specified under subd. 1., identifies all actual and estimated  
2 project costs, itemized by major cost categories, as of the date of preparation of the  
3 report. To the extent feasible, the department shall separately track and report the  
4 costs of environmental assessments, compliance, and mitigation.

5           (b) All project information included in any report required under this  
6 subsection shall be reported on both a cumulative basis from the inception of the  
7 project and on an updated basis for the period since the department's last report  
8 under this subsection.

9           **SECTION 6.** 13.489 (6) of the statutes is created to read:

10           **13.489 (6)** DEPARTMENT TO MAKE INFORMATION AVAILABLE. Notwithstanding s.  
11 19.35, the department of transportation shall make all of the following information  
12 available to the public, including making the information available at no charge on  
13 the department's Internet site, within the following time periods:

14           (a) Any report prepared by the department for the commission under sub. (5)  
15 shall be available within 5 business days of the report's completion and transmittal  
16 to the commission.

17           (b) Any materials or documents prepared by the department, except the  
18 department's recommendations, for use at a meeting of the commission shall be  
19 available at least 2 business days prior to the meeting.

20           (c) Any other information directed by the commission to be made available by  
21 the department under this subsection shall be available within the time specified by  
22 the commission.

23           **SECTION 7.** 85.052 of the statutes is created to read:

24           **85.052 Change management system for major highway projects.** The  
25 department shall develop and implement a change management system for

1 providing fiscal and management oversight for all major highway projects funded  
2 from any appropriation specified in s. 84.013 (2) (a).

3 **SECTION 8. Initial applicability.**

4 (1) The treatment of section 13.489 (4) (a) 1. a. and b. and (c) of the statutes first  
5 applies to major highway projects being considered by the transportation projects  
6 commission under section 13.489 of the statutes on the effective date of this  
7 subsection.

8 (2) The treatment of section 13.489 (5) (a) 1. and 2. of the statutes first applies  
9 to major highway projects enumerated under section 84.013 (3) of the statutes or  
10 approved under section 84.013 (6) of the statutes, or being considered by the  
11 transportation projects commission under section 13.489 of the statutes, on the  
12 effective date of this subsection.

13 (3) The treatment of section 13.489 (6) of the statutes first applies to reports,  
14 materials, and documents prepared by the department of transportation on the  
15 effective date of this subsection.

16 (END)